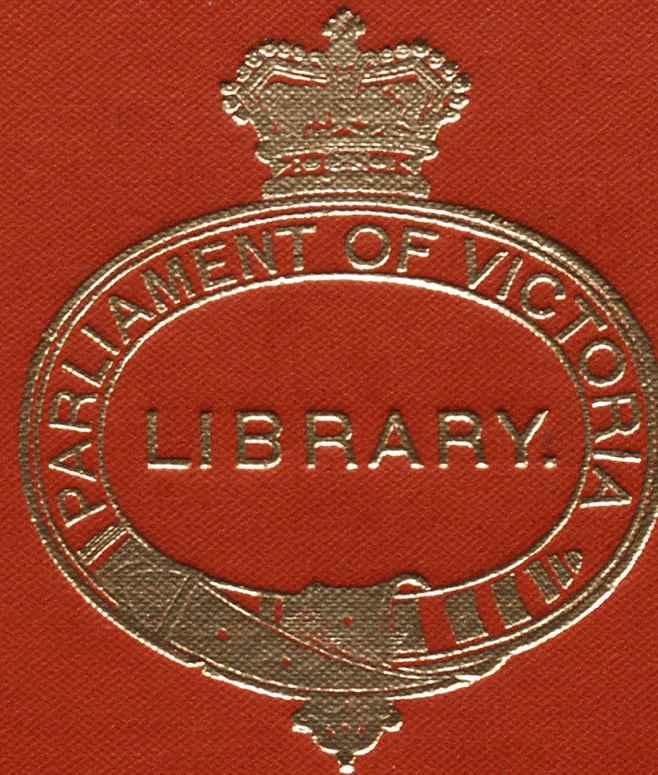


VICTORIA

MINUTES
OF THE
PROCEEDINGS
OF THE
LEGISLATIVE
COUNCIL

—
VOL. 1
SESSION
1988-92



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MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL OF VICTORIA

Session 1988-92

VOLUME 1

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—To move, That the Rules of the Council of Legal Education (Amendment No. 1) 1988 (S.R. No. 93/1988) be disallowed. [*Notice originally given 9 August 1988 and renewed on 25 October 1988; 9 sitting days remain for resolving**]

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

ORDER OF THE DAY

- 1 SPEECH OF HIS EXCELLENCY THE GOVERNOR—Motion for Address-in-Reply—*Resumption of debate (Hon. T. C. Theophanous).*

GENERAL BUSINESS

NOTICE OF MOTION

- 1 THE HON. M. A. BIRRELL—To move, That there be laid before the House a copy of the document entitled “Department of Premier and Cabinet Report on Records Management and Registry Procedures and Practices”.
- 2 THE HON. M. A. BIRRELL—To move, That this House condemns the Cain Government for condoning the systematic and widespread undermining of Victoria’s Freedom of Information laws within the Department of the Premier and Cabinet.
- 3 THE HON. M. A. BIRRELL—To move, That this House authorizes and requires the Honourable the President to permit the notices of motion standing in the name of the Honourable M. A. Birrell relating to Freedom of Information in the Department of the Premier and Cabinet to be moved and debated concurrently.
- 4 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
- 5 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government’s current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 6 THE HON. B. A. CHAMBERLAIN—To move, That he have leave to bring in a Bill to make further provision for police powers and for other purposes.

ORDERS OF THE DAY

- 1 DRINK DRIVERS—SOCIAL DEVELOPMENT COMMITTEE’S SECOND REPORT—To be considered.

- 2 FUNERAL COSTS—MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE'S REPORT—To be considered.
- 3 WORKCARE COMMITTEE'S FINAL REPORT—To be considered.
- 4 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 AUGUST 1988—To be considered.
- 5 COAL CORPORATION REPORT, 1987-88—To be considered.
- 6 FAIRFIELD HOSPITAL REPORT, 1987-88—To be considered.
- 7 HOSPITAL SUPERANNUATION ACT 1965—ACTUARIAL INVESTIGATION REPORT OF PENSION AND LUMP SUM SCHEMES, 1986-87—To be considered.
- 8 MEDICAL BOARD REPORT, 1986-87—To be considered.
- 9 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1988 AND SUMMARY OF VARIATION NOTIFIED TO 31 AUGUST 1988—To be considered.
- 10 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1987-88—To be considered.
- 11 WELFARE OF FILM ANIMALS—CODE OF PRACTICE—To be considered.
- 12 DEBARKING DOGS—CODE OF PRACTICE—To be considered.
- 13 STAMPS ACT 1958—MINISTER'S REPORT OF 21 SEPTEMBER 1988 OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS—To be considered.

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 HEALTH ACTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

- Tuesday—3.00 p.m.
- Wednesday—2.00 p.m.
- Thursday—11.00 a.m.

Business to take precedence—

- Tuesday and Thursday—Government business.
- Wednesday—General business.
- No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—To move, That the Rules of the Council of Legal Education (Amendment No. 1) 1988 (S.R. No. 93/1988) be disallowed. [*Notice originally given 9 August 1988 and renewed on 25 October 1988; 8 sitting days remain for resolving***]

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ORDER OF THE DAY

- 1 SPEECH OF HIS EXCELLENCY THE GOVERNOR—Motion for Address-in-Reply—*Resumption of debate (Hon. B. A. Chamberlain).*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 BUDGET PAPERS, 1988-89—To be considered.
- 2 HEALTH ACTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
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* Indicates new entry.

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 - 12 **DEBARKING DOGS—CODE OF PRACTICE—To be considered.**
 - 13 **STAMPS ACT 1958—MINISTER'S REPORT OF 21 SEPTEMBER 1988 OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS—To be considered.**
 - *14 **ENVIRONMENT PROTECTION AUTHORITY REPORT, 1987-88—To be considered.**
 - *15 **STATE BANK REPORT, 1987-88—To be considered.**
 - *16 **STATE ELECTRICITY COMMISSION REPORT, 1987-88—To be considered.**
 - *17 **EVALUATION OF RED LIGHT CAMERA PROGRAM AND OWNER ONUS LEGISLATION—ROAD TRAFFIC AUTHORITY REPORT—To be considered.**
 - *18 **POTENTIAL VALUE OF SPEED CAMERAS—ROAD TRAFFIC AUTHORITY REPORT—To be considered.**

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

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1

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 1, 2 and 3

No. 1—Tuesday, 25 October 1988

- 1 The Council met pursuant to the Proclamation of His Excellency the Governor bearing date 13 October 1988, which Proclamation was read by the Clerk and is as follows:

FIXING THE TIME FOR HOLDING THE FIRST SESSION OF
THE FIFTY-FIRST PARLIAMENT OF VICTORIA

PROCLAMATION

I, J. Davis McCaughey, Governor of Victoria, acting under section 20 of the *Constitution Act 1975*, fix Tuesday, 25 October 1988 as the time for the commencement and holding of the First Session of the Fifty-first Parliament of Victoria for the despatch of business, at eleven forty-five in the morning, at the Parliament Houses, Melbourne. The Honourable the Members of the Legislative Council and the Members of the Legislative Assembly are required to attend at that time and place.

Given under my hand and the seal of Victoria,
on 13 October, 1988

(L.S.)

J. DAVIS McCAUGHEY
Governor

By His Excellency's Command

JOHN CAIN
Premier

- 2 RESIGNATION OF THE PRESIDENT—The Clerk announced that he had received the following letter:

24 October 1988

Mr Allan Bray,
Clerk of the Legislative Council,
Parliament House,
MELBOURNE, 3002.

Dear Mr Bray,

I hereby tender my resignation as President of the Legislative Council with effect from Monday, 24 October 1988.

Would you kindly inform the Members of the Legislative Council of my decision at the first opportunity please.

Yours faithfully

ROD MACKENZIE, M.L.C.

President

Legislative Council.

- 3 INTRODUCTION OF COMMISSIONERS—The Honourables the Chief Justice, and Mr Justice William Charles Crockett, A.O., the Commissioners from His Excellency the Governor appointed to open the Parliament, having been introduced to the Council Chamber by the Usher of the Black Rod, the Honourable the Chief Justice desired the Usher of the Black Rod to request the presence of the Members of the Legislative Assembly in the Legislative Council Chamber to hear the Commission read for the commencement and holding of this present Session of Parliament.

The Members of the Legislative Assembly having presented themselves, the Honourable the Chief Justice said—

HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

His Excellency the Governor, not thinking fit to be present in person, has been pleased to cause Letters Patent to issue under the Seal of the State constituting us his Commissioners to do in his name all that is necessary to be performed in this Parliament. This will more fully appear from the Letters Patent which will now be read by the Clerk.

Then the said Letters Patent were read as follows:

BY HIS EXCELLENCY DR. J. DAVIS McCAUGHEY, A.C.,
GOVERNOR OF VICTORIA
TO THE HONOURABLE SIR JOHN McINTOSH YOUNG, K.C.M.G., CHIEF
JUSTICE OF VICTORIA AND THE HONOURABLE MR. JUSTICE WILLIAM
CHARLES CROCKETT, A.O.

GREETING:

Acting under all available powers and with the consent of the Premier, I appoint you my Deputies on my behalf to begin the first session of the Fifty-first Parliament at 11.45 in the morning on Tuesday the twenty-fifth day of October 1988 and to do all things that it is necessary or usual for me to do on the beginning of a new Parliament.

Given under my hand and the seal of Victoria
on 21 October, 1988.

(L.S.)

J. DAVIS McCAUGHEY
Governor

By His Excellency's Command,
R. C. FORDHAM
Acting Premier

Entered on record by me, in the Register of Patents Book No. 39 Page 36 this twenty-first day of October 1988.

G. E. BROUWER,
Secretary
Department of the Premier and Cabinet

Then the Honourable the Chief Justice said—

HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

I have it in command from His Excellency to let you know that later this day His Excellency will declare to you in person in this place the causes of his calling this Parliament together; and, as it is necessary before you proceed to the despatch of business that a President of the Legislative Council and a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your respective Chambers, will proceed to the choice of proper persons to be such President and Speaker.

The Members of the Legislative Assembly then withdrew.

The Honourable Mr Justice Crockett withdrew.

4 COMMISSION TO ADMINISTER OATH OR AFFIRMATION TO MEMBERS—The Honourable the Chief Justice handed his Commission to administer the Oath of Affirmation prescribed by section 23 of the *Constitution Act* 1975 to the Clerk, who read the same as follows:

BY HIS EXCELLENCY DR. J. DAVIS McCAUGHEY, A.C.,
GOVERNOR OF VICTORIA
TO THE HONOURABLE SIR JOHN McINTOSH YOUNG, K.C.M.G.,
CHIEF JUSTICE OF VICTORIA

GREETING:

Acting under section 23 of the *Constitution Act 1975* I authorise you, in the Parliament Houses Melbourne on Tuesday the twenty-fifth day of October 1988, to administer the prescribed Oath or Affirmation of allegiance to Members of the Legislative Council.

Given under my hand and the seal of Victoria
on 21 October 1988

(L.S.)

J. DAVIS McCAUGHEY
Governor

By His Excellency's Command,
R. C. FORDHAM
Acting Premier

Entered on record by me, in the Register of Patents Book No. 39 Page 37 this twenty-first day of October 1988.

G. E. BROUWER,
Secretary
Department of the Premier and Cabinet

5 **RETURN TO WRIT**—The Clerk announced that a Writ issued under the hand of His Excellency the Governor on 29 August 1988 for the election of Members to serve in each of twenty-two Provinces had been received from His Excellency, and by the indorsements on that Writ it appeared that the following Members had been elected in pursuance thereof:

The Honourable Robert Ian Knowles for the Ballarat Province.

The Honourable Gerald Barry Ashman for the Boronia Province.

The Honourable Geoffrey Ronald Craige for the Central Highlands Province.

The Honourable Burwyn Davidson for the Chelsea Province.

The Honourable William Albert Landeryou for the Doutta Galla Province.

The Honourable Haddon Storey for the East Yarra Province.

The Honourable Robert Ives for the Eumemmerring Province.

The Honourable David Henshaw for the Geelong Province.

The Honourable Peter Ronald Hall for the Gippsland Province.

The Honourable Geoffrey Phillip Connard for the Higinbotham Province.

The Honourable Theo Charles Theophanous for the Jika Jika Province.

The Honourable Barry Thomas Pullen for the Melbourne Province.

The Honourable Caroline Jennifer Hogg for the Melbourne North Province.

The Honourable Licia Kokocinski for the Melbourne West Province.

The Honourable James Vincent Guest for the Monash Province.

The Honourable David Mylor Evans for the North Eastern Province.

The Honourable Ron Alexander Best for the North Western Province.

The Honourable George Cox for the Nunawading Province.

The Honourable Kenneth Maurice Smith for the South Eastern Province.

The Honourable Bruce Albert Edward Skeggs for the Templestowe Province.

The Honourable Brian Mier for the Waverley Province.

The Honourable Bruce Anthony Chamberlain for the Western Province.

6 **DECLARATION OF ALLEGIANCE**—The Honourables R. I. Knowles, G. B. Ashman, G. R. Craige, B. Davidson, W. A. Landeryou, Haddon Storey, R. Ives, D. Henshaw, P.

R. Hall, G. P. Connard, T. C. Theophanous, B. T. Pullen, C. J. Hogg, L. Kokocinski, J. V. Guest, D. M. Evans, R. A. Best, G. Cox, K. M. Smith, B. A. E. Skeggs, B. Mier and B. A. Chamberlain approached the Table, and took and subscribed the oath or affirmation required by law.

The Honourable the Chief Justice attested the Roll, and then withdrew.

- 7 **ELECTION OF PRESIDENT**—The Clerk announced that the time had arrived for proceeding to the election of a President of the Council.

The Honourable Evan Walker, addressing the Clerk, proposed to the Council for their President the Honourable Giovanni Antonio Sgro and moved, That the Honourable Giovanni Antonio Sgro do take the Chair of the Council as President, which motion was seconded by the Honourable D. R. White.

The Honourable Giovanni Antonio Sgro, addressing the Clerk, expressed the high sense he had of the honour proposed to be conferred upon him, and submitted himself to the Council.

The Honourable M. A. Birrell, addressing the Clerk, proposed to the Council for their President the Honourable Alan John Hunt and moved, That the Honourable Alan John Hunt do take the Chair of the Council as President, which motion was seconded by the Honourable W. R. Baxter.

The Honourable Alan John Hunt, addressing the Clerk, expressed the high sense he had of the honour proposed to be conferred upon him, and submitted himself to the Council.

Question—That the Honourable Giovanni Antonio Sgro do take the Chair of the Council as President—put and negatived.

Question—That the Honourable Alan John Hunt do take the Chair of the Council as President—put and resolved in the affirmative.

The Council then calling the Honourable Alan John Hunt to the Chair, he was taken out of his place by the Honourable M. A. Birrell and the Honourable W. R. Baxter and conducted to the Chair; and, standing on the dais, he returned his acknowledgements to the Council for the great honour that had been conferred upon him and thereupon he took the Chair of the President.

The Honourables Evan Walker, M. A. Birrell and W. R. Baxter then congratulated the Honourable the President.

The President responded.

The Honourable Evan Walker announced that His Excellency the Governor would be pleased to receive the Honourable the President and Members of the Council in the Library of the Parliament House at 2.00 p.m.

[Sitting suspended from 12.13 p.m. until 2.30 p.m.]

- 8 **APPROACH OF HIS EXCELLENCY THE GOVERNOR**—The approach of His Excellency the Governor was announced by the Usher of the Black Rod.

A fanfare was sounded.

His Excellency came into the Council Chamber, and the Usher of the Black Rod was commanded to desire the immediate attendance of the Legislative Assembly, who having come with their Speaker, His Excellency was pleased to speak as follows:

MR PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL;
MR SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

It has been six and a half years since Labor was elected by the people of Victoria to govern in the best interests of this State. As it enters its historic third term in office, my Government's commitment to Victoria and the responsibilities of governing this State remains undiminished.

My Government has worked assiduously to implement its program for the development of this State—a program which has combined many policies covering all areas of government. Each of

these policies has been directed at the single aim of ensuring a better future for the families, the children and the people of this State.

As it had done in previous elections, Labor put to the people of Victoria an ambitious and detailed program for the development of this State. That program combined many specific policies in all areas of government with a clear vision for the future of Victoria and its people—a vision founded equally in prosperity, security and social justice. As before, the achievement of these goals over the next four years will require a vigorous and imaginative government—a government that combines sound management with a strong sense of compassion, a government that will govern in partnership with all of the people of Victoria. Now, with its mandate renewed by the people, it will continue to be such a Government.

Labor's goal is nothing less than the creation of a truly modern, democratic and fair Victoria—a society dynamic enough to deliver choice and opportunity and reward talent and effort.

THE VICTORIAN ECONOMY

When Labor was first elected to office in 1982 the economy of this State was in decay with 40 per cent of Victoria's manufacturing industry being in stagnant or declining markets and no firm strategy or vision for the social and economic future of the State.

The Government confronted the challenge to turn the economy around and set Victoria on a new course.

By a combination of positive policies and long term planning, extensive reform of public sector economic and financial management and by working in partnership with the community, Victoria has risen from the bottom of the national economy to become the undisputed economic leader of the country.

Victoria continues to have the lowest rate of unemployment. 270 000 new jobs have been created and for 64 consecutive months Victoria has returned the lowest unemployment figures of any State in Australia.

Economic and investment growth in Victoria continues to reach record levels. There is currently \$4 billion worth of building industry investment in this city and another \$1 billion across the State.

This investment activity is a symbol of a new confidence in Victoria, recognition of this State's industrial relations record and an endorsement of this Government's policies for achieving sustained economic growth.

While my Government takes pride in its achievements it recognises that further tasks lie ahead—to take this State beyond the economic recovery and social re-building of the last few years to a new stage in Victoria's development.

It sees its task as shaping this State's economy to make its way in the world—to compete with the rest of the world, and to withstand the sometimes harsh vicissitudes of the world economy. This Government is concerned to shape an economy which serves the people, which can deliver the very best services to the people, and which can raise the living standards of all Victorians.

The Government's economic goals

The Government's aims for the State's economy are bold yet achievable ones. By 1992-3 it is proposed:

- to reach a target of 520 000 new jobs for the decade and to achieve an unemployment rate of less than four per cent;
- to more than double Victoria's achievement of an export growth of 75 per cent over the last five years;
- to increase real investment in Victoria by 130 per cent over the decade; and
- to increase real non-farm output by more than 50 per cent over the decade.

Although household incomes are already ten per cent higher than in the rest of Australia there is a continuing commitment to protect the living standards of those hundreds of thousands of Victorians who have had to carry much of the burden of economic restraint and reconstruction in the last few years.

But the fact remains that this margin is of little comfort to those many Victorians who are finding it hard to make ends meet.

The additional aim has, therefore, been set of increasing this margin to 12 per cent above the rest of Australia. Victorian families will additionally benefit by the Government's commitment to keep down costs which affect the family budget.

The Family Budget Pledge

The cornerstone of the policy program put by Labor to the people during the recent election was a pledge that, if returned, my Government would provide new levels of protection for Victorian families against increasing costs for services provided by the State.

My Government is fully committed to honouring this pledge by ensuring that the cost of basic household items such as gas, electricity, water and public transport are held below the level of inflation.

This commitment together with increases in the payment of the Education Expense Allowance to \$100 per child in 1989, and the abolition of the annual private motor registration fees by 1 July 1989, means that the typical Victorian family will not pay a dollar more in total for these items for the next four years, than they pay today.

The Family Budget Pledge is possible because of the success of the Government's economic policies. Over the last six years substantial emphasis has been put on improving the productivity of Victoria's major utilities. As a result, the Government is now able to pass on real reductions in the cost of services after a decade of rapidly escalating costs under previous administrations.

Prices Peg

My Government will continue its efforts to promote price restraint to match the wage restraint being shown by Victorian employees. Economic growth will ease the burden on families only if inflation is held in check, and an important contribution by Victoria is to encourage lower prices.

In 1986 Melbourne had the highest increase in grocery prices—but after the passage of the Government's Grocery Prices Act, Melbourne had close to the lowest increase of all the State capitals in 1987. Since that Act expired in March 1988 grocery prices have again accelerated. The Government, therefore, will introduce a new Bill to establish a reserve power on prices to underpin the Prices Peg program. Draft proposals for the Bill were circulated prior to the election and the establishment of a reserve power was an important part of the Government's mandate.

THE ECONOMIC STRATEGY

In 1984, and in two subsequent documents in 1987 and August 1988 my Government set down its economic blueprint for the Victorian economy. Its primary objective was to maximise the rate of economic and employment growth in Victoria through improving the competitiveness of the Victorian trade exposed sector.

This Economic Strategy has been a great success. The first long term economic plan is already substantially implemented, and the Government is continuing to refine this strategy to encourage exports and stimulate further growth based on Victoria's competitive strengths.

Assistance to Business

Over the next four years the Government will continue to emphasise policies which encourage new export oriented industries to develop. To this end, last year the 100 per cent payroll tax rebate for exports was introduced, thus releasing the wages component of new exports from payroll tax. This rebate will be increased to 150 per cent in 1988-89.

Businesses will benefit from a 6.7 per cent indexing of the payroll tax scale and an increase in the tax exemption level to \$320 000. It is the seventh consecutive increase in the tax exemption level under this Government.

In addition the 150 per cent rebate will be extended to real increases in expenditure on research and development.

Additional funds will be provided for industry and energy development, with particular assistance being given to the development of products at the leading edge of technology.

Already hundreds of regulations have been abolished—regulations which for years inhibited the growth of business activity. Further action will be taken to reduce unnecessary regulatory barriers.

Industrial relations

Of direct benefit to business, industry and the wider community has been the Government's success in dramatically cutting the number of industrial disputes in Victoria. Policies directed at improving settlement procedures and the Government's commitment to the centralised wage fixing system have delivered wage restraint and an 80 per cent reduction in industrial disputes. To ensure that business maintains its cost competitiveness my Government will continue to pursue its goal of industrial co-operation.

Melbourne's Olympic Games Bid

One important way in which Government is seeking to maximise economic and social opportunities in this State is by its support for Melbourne as the host city for the 1996 Olympic Games. The Government is committed to working with the City and people of Melbourne to ensure that this State's capital is the chosen venue for the 1996 Olympics. Very substantial economic, cultural, social and, of course, sporting benefits would flow to Victoria from a successful hosting of these Games. Melbourne is well remembered throughout the Olympic movement for "The Friendly Games" of 1956. My Government believes Melbourne can do even better next time, and it is giving this bid every support.

Agriculture and rural industries

The Government recognises the importance of the State's well developed, competitive and highly diversified agricultural sector which contributes around 19 per cent of Victoria's GDP and employs more than 210 000 people.

Over the past six years, the Government has worked with farmers and industry to build upon this base.

Victoria's Economic Strategy for agriculture defines the Government's policy direction for the years to come. The Strategy also spells out key initiatives which will receive additional funding of about \$11 million over the next three years and lays the foundation for exploiting the many opportunities for agriculture to expand its contribution to the wealth of the State.

SOCIAL JUSTICE

Complementing the Economic Strategy is my Government's Social Justice Strategy. In August 1987 the Government released this strategy and committed \$45 million for measures to ensure greater social justice. These measures were framed to promote the dignity and security of older Victorians, to address urgent and continuing issues in relation to children and the long term unemployed, to protect and extend basic rights, and to assist people with disabilities and Aborigines.

In 1988-89 another \$60 million is being provided for priority areas identified in the Social Justice Strategy.

Older Victorians

The Government is committed to ensuring that older people remain independent and self-sufficient and are able to play an active part in community life.

To this end, metropolitan and country travel concessions will be expanded for all retired people over 60 years of age. The highly successful Home and Community Care Program will be expanded further to enable older people to stay in their homes. Other improvements to services for older people will include expansion of nursing homes and elderly persons' units, respite care programs, and telephone information services to provide advice on entitlements, rights and services available to older people.

Children and the long-term unemployed

The Government's commitment to children and the long term unemployed is no less substantial. It aims to reduce the incidence of child poverty and long term unemployment by improving income and employment prospects and reducing the barriers to employment opportunities. This commitment is demonstrated in the funds Government has allocated. Further resources will be provided for further education and training programs, Neighbourhood Houses and Community

Learning Centres, the provision of additional Neighbourhood Houses and family support services, and many new child care and kindergarten places.

The rights of children to feel safe and secure is fundamental. Strong, coordinated action is essential to protect Victoria's children against abuse. To overcome recognised weakness in the child protection system, 24 hour emergency services will be established, with \$7.2 million provided to combat the problem, and employ more than 100 additional staff.

Aborigines

Aborigines in our community are generally disadvantaged and, will be the subject of an increase in resources to improve health, housing, education and training services—all of which will assist in creating greater equity and opportunity. The Government is committed to working with Aboriginal communities to improve employment opportunities through enhanced economic development and economic self-sufficiency.

People with disabilities

The Government's 1988–89 Budget will provide for a major package of new initiatives to support people with physical, intellectual and psychiatric disabilities. These initiatives reflect the Government's commitment to a major redevelopment of services for people with disabilities to increase their integration into the community and to reduce undue reliance on institutional care.

Women

For women greater opportunity will come through the Choice and Opportunity Plan which will enable women to get their fair share of new jobs created in Victoria. Government's role is to ensure women have a real choice between staying at home with their children or going back to work. The Plan will give women the training or education they need to get a job, and the childcare support that will allow them to do a course at a learning centre or TAFE College.

Victorians from non-English speaking backgrounds

Victoria is a multicultural society in which all people, regardless of cultural background, have equal access to community services, and equal opportunity to participate in the life of the community, while maintaining their cultural and linguistic heritage.

In the next four years the Government will extend language services throughout the State, and continue to provide an increased grants program for ethnic community groups. It will ensure that health services are responsive to differing cultural values and expectations, and ensure that migrants have access to English language programs and are not denied jobs because they lack English skills. As well, the Government will systematically address the training and retraining needs of migrant workers.

Education

A key determinant of Victoria's success in the future is the education system itself. The imperative is to create an education system which gives our children the best chance for life and work in the twenty-first century. An educated community has the knowledge and skills to contribute to the long-term economic recovery of Victoria. My Government's education policy is concerned with the future well-being of our children.

Already, the greatly increased investment in education has achieved substantial gains. Retention rates in Victorian secondary schools have risen dramatically. Since 1987, more than half of all students now stay on to year 12. This is a clear indication of the confidence parents have in the standard of education in Government schools. The financial assistance now provided to families with school age children has allowed more children to remain at school.

A central aim of our state education system will be to ensure that all students are competent in literacy, numeracy and computer skills. Schools will be supported to achieve discipline standards which enable all students to learn successfully. Strong emphasis will be placed on career structure and professional development to ensure that the quality of teachers and teaching is first class.

At the tertiary level additional resources will be provided to develop new courses in the TAFE system and an increased number of places in tertiary institutions.

This Government has already delivered the lowest level of youth unemployment in Australia and with its continued emphasis on education, it can be sure that the broadest range of opportunities will be open to young Victorians.

Health Services

Victoria's world class health system will continue to be supported and enhanced by this Government. Hospital services have been upgraded and located close to where people live. Already a new teaching hospital—the Monash Medical Centre—has been established at Clayton. During this term, more than 900 beds will be built in suburban Melbourne. Major existing facilities will be modernised and redeveloped, including St. Vincent's Hospital.

Last year 45 000 more patients were treated in public hospitals than any other year on record. Over the next four years Victorians can look forward to continued excellent service provided by the State's public hospitals.

Incentives will be provided to encourage greater use of private hospitals, which will free public hospitals to treat more public patients. Day surgery centres will be expanded, along with other initiatives to create a more efficient hospital system which is able to meet the growing demand of an ageing population. Victoria's local community health centre network will also be strengthened.

In health promotion, Victoria has become a world leader through the measures already taken to reduce cigarette smoking. The Victorian Health Promotion Foundation will provide further resources to promote health and medical research.

The start made to creating a modern, humane and balanced psychiatric service system will be given further momentum in this Government's next term.

Housing

In public housing the Government will build on its record in providing affordable and good quality housing with commitments to additional rental units, upgrading of existing units, expanding crisis facilities and providing for the housing needs of people with disabilities.

Home ownership opportunities will be expanded through stamp duty concessions to low income first home buyers, mortgage relief for existing home buyers experiencing difficulty with repayments, home opportunity loans and a shared opportunity scheme to help low income earners buy their own home.

Transport

Another important area of responsibility for Government is transport. Victoria's transport services have been vastly improved by my Government. A decaying and outdated system has been progressively replaced by a modern transit system with modern vehicles in both metropolitan and country Victoria. The Government has also developed the Metplan strategy which is its vision for—and will form the basis of—the future expansion and development of the metropolitan public transport system. It will continue to implement the vision of our road system in METRAS.

Over the next four years extensions will be started to rail, tram, light rail and bus networks with a view to benefit people living in the outer areas of Melbourne, particularly residents of the northern and western suburbs of Melbourne will, in particular, benefit. New buses, trams and light rail vehicles will be introduced to improve the quality of services available to the public. Measures will be taken to ensure passenger security, to upgrade station facilities and to improve information available to passengers.

In the roads area, my Government will commence construction of the R5 links between the Hume and Tullamarine and Greensborough Bypass and Plenty Road. Construction of the Bell-Banksia link, Springvale Bypass, the eastern Arterial and Ringwood Bypass will also commence. The initiatives of the Government in the road safety area will also continue through an expanded Accident Blackspot Program.

Police and Justice

The safety and security of the people of Victoria in their homes and on the streets is of paramount importance to my Government and is demonstrated by its commitment to ensure an even more effective and efficient Police Force.

By bringing the Victoria Police into the age of high technology, by increasing police powers where appropriate, and by employing more police my Government is working to reduce crime in the community. By June next year the operational strength of the Police Force will have increased by more than 2200 since April 1982. This is a big step towards the Government's target of one police officer for every 400 Victorians by 1993.

In support of the activities of the Victoria Police, the Government is concerned to attack the causes of crime and implement effective crime prevention strategies. One new approach involves the Good Neighbourhood Program; the Government is making an initial commitment to this program of \$1 million in a full year.

In the justice system there has been a massive boost in resources under this Government, which has concentrated on bringing an antiquated court system into the 20th century. Further measures will be taken to improve the flow of cases through the courts and address the causes of delays.

Conservation and the Environment

My Government is mindful of the need to conserve the State's natural heritage and resources such that economic development can be sustained whilst continuing to improve the environment and quality of life for all Victorians.

The Government will continue to build on the foundation set out in the State Conservation Strategy. Over the next four years it will increase spending on salinity prevention and control and expand the very successful LandCare program. It will build on its excellent record of increasing the area of national and State parks in Victoria whilst giving, for example, the timber industry long term security within environmentally sensitive conditions.

It is intended to give full legislative backing for key areas of this strategy during the next term. To this end, legislation will be introduced for new national parks and wilderness areas, including a new Alpine National park, and to protect national and State parks and wilderness areas from mining. A Code of Forest Practices will be given legislative backing.

The Government will continue its policy of not allowing stand-alone export woodchip facilities in Victoria. It will also undertake major studies of Westernport and Port Phillip Bays, including Corio Bay, to ensure their protection and development.

The Government will also legislate to reduce the use and emission of chlorofluorocarbons which deplete the ozone layer of the earth's atmosphere. Other important initiatives will be directed at further improvements in waste recycling, both industrial and household, through the various waste minimisation programs. These will include the referral of household waste management issues to the Natural Resources Committee of the Parliament and improved recycling targets for containers.

Equally important are Government initiatives for the preservation and restoration of natural areas in and around cities and urban areas. The Open Space and Urban Nature Conservation Program sets policy directions to enhance Melbourne and environs for residents and tourists.

LEGISLATIVE PROGRAM

The Government's initiatives relating to the Economic Strategy, the Social Justice Strategy and the Conservation Strategy will be supported by a legislative program which it is my pleasure to outline.

The first legislative priority will be the reintroduction and passage of the 1988-89 Budget. The major focus of this Budget is on the families of Victoria. It recognises that families have borne the brunt of economic adjustment over the past few years and therefore need assistance.

The Government's successful record of maintaining strict controls on expenditure whilst fostering continued economic growth have made possible the Budget initiatives. These will be achieved without the imposition of any new taxes and without increasing existing tax rates.

Features of the Government's legislative program include:

- The reintroduction of a Bill to reform the Children's Court, address care and custody matters relating to young offenders and provide protection for victims of child abuse;
- The reintroduction of a Bill to reform and streamline the Magistrates' Courts system;
- The introduction of a Bill to reform the criminal justice system relating to penalties and sentencing following the Starke Report;
- The introduction of a Bill to declare further National Parks, create an Alpine Park and declare six further State parks; and

- Referral of legislation establishing a system of voting by proportional representation in elections to the Upper House to the joint Legal and Constitutional Committee of the Parliament.

Deaths of Ministers and Members

It is with deep regret that I refer to the deaths, since you were last called together, of former Ministers of the Crown, the Honourable M. J. Gladman, the Honourable V. J. Doube, the Honourable D. P. J. Ferguson, the Honourable Sir John Rossiter, the Honourable E. R. Meagher, and of former Members of Parliament, D. B. Jennings esq., and the Honourable K. Bradbury.

*Mr President and Honourable Members of the Legislative Council;
Mr Speaker and Members of the Legislative Assembly:*

The program which I have just outlined is consistent with the direction my Government has pursued since first coming to office. It builds on the achievements of the last six years.

Victoria has clearly forged ahead of the rest of Australia over this period and over the next four years Victorians can look forward to the benefits of the continued development and prosperity of this State.

I now formally open this Parliament and pray that the guidance of Almighty God may attend on your deliberations.

25 October 1988

J. DAVIS McCAUGHEY
Governor of Victoria

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

The Legislative Assembly withdrew.

[Sitting suspended from 3.12 p.m. until 5.03 p.m.]

- 9 The President resumed the Chair and read the Prayer.
- 10 **RECEPTION OF THE PRESIDENT BY HIS EXCELLENCY THE GOVERNOR**—The President reported that, accompanied by Honourable Members, he had presented himself to His Excellency the Governor as the choice of the Legislative Council, and that His Excellency had addressed him in the following terms:

Mr President,

I have pleasure in congratulating you upon your election to the high and distinguished office of President of the Legislative Council.

The able manner in which you have discharged the responsibilities of the duties you have undertaken in your parliamentary career, is recognised by the Honourable Members of the Legislative Council who in their wisdom have selected you as their President.

I have confidence that you will fulfil the duties of this important office and hold fast to its traditions and customs.

J. DAVIS McCAUGHEY
Governor of Victoria

Melbourne
25 October 1988

- 11 **THE LATE HONOURABLE ARCHIBALD KEITH BRADBURY, O.B.E.**—The Honourable Evan Walker moved, That this House express its sincere sorrow at the death, on 21 August 1988, of the Honourable Archibald Keith Bradbury, O.B.E., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Electoral Province of North Eastern from 1953 to 1978.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 12 **ADJOURNMENT**—The Honourable Evan Walker moved, That as a further mark of respect to the memory of the late Honourable Archibald Keith Bradbury, the House do now adjourn until this day at 8.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 5.44 p.m., adjourned until this day at 8.00 p.m.

- 1 The President took the Chair.

- 2 **COMMISSION TO ADMINISTER OATH OR AFFIRMATION TO MEMBERS**—The President announced that he had received from His Excellency the Governor a Commission, which was read by the Clerk, and is as follows:

BY HIS EXCELLENCY DR. J. DAVIS McCAUGHEY, A.C.,
GOVERNOR OF VICTORIA

TO THE HONOURABLE ALAN JOHN HUNT, PRESIDENT OF THE LEGISLATIVE
COUNCIL OF VICTORIA

GREETING:

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

Given under my hand and the seal of Victoria
on 21 October, 1988

(L.S.)

J. DAVIS McCAUGHEY
Governor

By His Excellency's Command,
R. C. FORDHAM
Acting Premier

Entered on record by me, in the Register of Patents Book No. 39 Page 39 this twenty-first day of October 1988.

G. E. BROUWER,
Secretary
Department of the Premier and Cabinet

- 3 **CLERK OF THE PARLIAMENTS**—The President announced that Mr Raymond Keith Boyes, the Clerk of the Assembly, had been appointed by His Excellency the Governor in Council to be also Clerk of the Parliaments, and that such appointment took effect from the retirement of Mr Robert Keegan Evans on 16 August 1988.
- 4 **PRIVILEGE BILL—HEALTH ACTS (AMENDMENT) BILL**—On the motion of the Honourable D. R. White, leave was given to bring in a Bill to make minor amendments to the *Health (General Amendment) Act 1988*, the *Health Service Act 1988* and the *Mental Health (Amendment) Act 1988* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 5 **CHAIRMAN OF COMMITTEES**—The Honourable Evan Walker moved, That the Honourable Giovanni Antonio Sgro be appointed Chairman of Committees of the Council.
- Question—put and negatived.
- The Honourable W. R. Baxter moved, That the Honourable Kenneth Irving Mackenzie Wright be appointed Chairman of Committees of the Council.
- Question—put and resolved in the affirmative.
- 6 **TEMPORARY CHAIRMEN OF COMMITTEES**—The President laid upon the Table the following Warrant nominating Temporary Chairmen of Committees:

LEGISLATIVE COUNCIL

VICTORIA

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160, I do hereby nominate—

The Honourable Joan Coxsedge;
 The Honourable David Mylor Evans;
 The Honourable James Vincent Chester Guest;
 The Honourable David Ernest Henshaw;
 The Honourable William Albert Landeryou;
 The Honourable Robert Lawson;
 The Honourable Richard John Long; and
 The Honourable Giovanni Antonio Sgro—

to act as Temporary Chairmen of Committees whenever requested to do so by the Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this twenty-fifth day of October, One thousand nine hundred and eighty-eight.

A. J. HUNT

President of the Legislative Council

7 **BUSINESS OF THE HOUSE**—The Honourable Evan Walker moved, by leave, That unless otherwise ordered by the House, in each week of the present Session—

- (a) the days and hours of meeting of the Council be Tuesday at 3.00 p.m., Wednesday at 2.00 p.m. and Thursday at 11.00 a.m.;
- (b) on Tuesday and Thursday the transaction of Government business shall take precedence of General business, and on Wednesday General business shall take precedence of Government business; and
- (c) no new business shall be taken after 10.00 p.m.

Question—put and resolved in the affirmative.

8 **PERIODIC DISCHARGE OF ORDERS OF THE DAY, GENERAL BUSINESS**—The Honourable Evan Walker moved, by leave, That during the present Session an Order of the Day, General Business, for the consideration of a Ministerial Statement or a paper tabled either—

- (a) by command of His Excellency the Governor;
- (b) pursuant to an Order of the House; or
- (c) pursuant to Statute—

shall be discharged from the Notice Paper without further proceeding after having been listed for five consecutive sitting days, unless a “take note” motion has intervened and is pending resolution.

Question—put and resolved in the affirmative.

9 **PROCLAMATIONS FIXING OPERATIVE DATES**—The Honourable Evan Walker moved, by leave, That this House authorizes and requires the Clerk, during the present Session, to lay on the Table copies of Proclamations of His Excellency the Governor in Council fixing dates for the coming into operation of Acts, as published in the *Government Gazette* from time to time.

Question—put and resolved in the affirmative.

10 **TEMPORARY RELIEF IN THE CHAIR**—The Honourable Evan Walker moved, by leave, That in the case of any absence of the Deputy President during the present Session, the President be authorized to call upon any of the Temporary Chairmen of Committees to temporarily relieve him in the Chair, and that during any absence of

the President, the Deputy President be similarly authorized to call upon any of the Temporary Chairmen.

Question—put and resolved in the affirmative.

- 11 **PRIVILEGE**—The Honourable Evan Walker moved, by leave, That until the end of the Session, Standing Orders Nos. 85, 94 and 126 be suspended insofar as they relate to the raising of matters of privilege, and that the procedure to be followed in raising matters of privilege shall be as follows:

Upon any matter of privilege arising—

- (a) a Member shall, unless circumstances prevent, give written notice of the alleged breach of privilege or contempt to the President as soon as reasonably practicable after the matter has come to attention;
- (b) if the matter arises from a statement published in a newspaper, book or other publication, the Member shall provide the President with a copy of that newspaper, book or publication;
- (c) the President thereupon will determine as soon as practicable whether the matter merits precedence over other business;
- (d) if in the opinion of the President the matter merits precedence, he will inform the House of his decision, and the Member who raised the matter may forthwith move a motion without notice in relation to the matter;
- (e) if in the opinion of the President the matter does not merit precedence, he will inform the Member in writing accordingly, and may also inform the House of his decision; and
- (f) a decision by the President not to allow precedence shall not prevent a Member from proceeding with the matter by motion after notice.

Question—put and resolved in the affirmative.

- 12 **BROADCASTING OF PROCEEDINGS**—The Honourable Evan Walker moved, by leave, That this House authorizes, during the present Session, the broadcasting and re-broadcasting on radio and television stations of recorded excerpts of proceedings in the Legislative Council, subject to the following conditions:

- (a) Audio excerpts of proceedings may be taken for the above purposes only.
- (b) Television video or film of a particular proceeding may be taken provided the President, after consultation with the Party Leaders, has so approved.
- (c) Audio excerpts shall be recorded from the signal transmitted by the House monitoring system only by representatives of accredited media organizations. No alteration to the sound relay equipment is to be undertaken unless approved by the President.
- (d) Excerpts are not to be used for the purposes of satire or ridicule.
- (e) Excerpts shall not be used for the purpose of political party advertising or in election campaigns.
- (f) Fairness in reporting with reasonable balance between both sides of the House is to be achieved by avoiding undue concentration on any one Member.
- (g) Excerpts must be placed in context. Commentators should identify Members at least by name.
- (h) Media personnel are required to obey any instruction given either generally or in a particular case by the President or through him by the Clerk of the Legislative Council, the Usher of the Black Rod or the Housekeeper.
- (i) Any breach of these conditions may result in the immediate suspension of the privileges by the President.

Question—put and resolved in the affirmative.

13 PAPERS—

SOCIAL DEVELOPMENT COMMITTEE—DRINK DRIVING—The Honourable Evan Walker moved by leave, That there be laid before this House a copy of the Final report from the Social Development Committee (Session 1987–88) upon the Management of Drink-Drivers apprehended with High Blood Alcohol Levels, together with Appendices.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—FUNERAL COSTS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Tenth Report from the Mortuary Industry and Cemeteries Administration Committee (Session 1987–88) upon The Cost of Funerals: Procedures and Options Available, together with Appendices and Minutes of Evidence.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table and the Report and Appendices to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

WORKCARE COMMITTEE—The Honourable Evan Walker moved by leave, That there be laid before this House a copy of the final report of the WorkCare Committee (Session 1987–88), together with Appendices, Extracts from the Proceedings and Minutes of Evidence.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table and the Report, Appendices and Extracts from the Proceedings to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

CUSTODIAN'S REPORT—BLF—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Report No. 4 dated 31 August 1988 given to Mr. President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Coal Corporation—Report and financial statements for the year 1987–88.

Fairfield Hospital—Report for the year 1987–88.

Hospitals Superannuation Act 1965—Reports on Actuarial Investigation of Pension and Lump Sum Schemes for the year 1986–87 (two papers).

Medical Board—Report for the year 1986–87.

Members of Parliament (Register of Interests) Act 1978—Summary of returns, June 1988 and summary of variation notified to 31 August 1988.

Occupational Health and Safety Commission—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of approval of the following amendments to planning schemes:

Ararat (City) Planning Scheme—Amendment L3.

Bacchus Marsh Planning Scheme—Amendments L1 Part 1, L4 Part 1, L5 and L8.

Bairnsdale (Shire) Planning Scheme—Amendment L1.

Ballaarat (City) Planning Scheme—Amendments L1, L3, L4, L5 and L21.

Ballarat (Shire) Planning Scheme—Amendments L21 and L22.

Bass Planning Scheme—Amendment L7.

Belfast Planning Scheme—Amendment L1.

Benalla (City) Planning Scheme—Amendments L1 and L6.

Bungaree Planning Scheme—Amendments L21 and L22.

Buninyong Planning Scheme—Amendments L3, L5, L8, L21 and L22.

Camperdown Planning Scheme—Amendment L1.

Cobram Planning Scheme—Amendment L1.

Cranbourne Planning Scheme—Amendment L1.

Croydon Planning Scheme—Amendment L3.

Deakin Planning Scheme—Amendment L2.

Flinders Planning Scheme—Amendments L7, L18 and L28.

Geelong Regional Planning Scheme—Amendment R20.

Grenville Planning Scheme—Amendments L21 and L22.

Hastings Planning Scheme—Amendment L2.

Healesville Planning Scheme—Amendments L2 and L3.

Horsham Planning Scheme—Amendments L1, L3, L5 and L6.

Kilmore Planning Scheme—Amendments L8 and L10.

Korumburra Planning Scheme—Amendment L11.

Lillydale Planning Scheme—Amendments L3, L7, L11, L15, L16, L22, L37 and L41.

Lowan Planning Scheme—Amendment L1.

Maffra Planning Scheme—Amendments L2 and L3.

Mansfield Planning Scheme—Amendment L2.

Melbourne Planning Scheme—Amendments L6, L12 and L14.

Metropolitan Region Planning Schemes—Amendments R15, R17, RL1 Part 2, RL42, RL43 and RL52.

Moe Planning Scheme—Amendments L4 and L7.

Planning and Environment Act 1987—*continued*

- Mornington Planning Scheme—Amendments L1 Part 1 and L2.
- Morwell Planning Scheme—Amendment L3.
- Myrtleford Planning Scheme—Amendment L1.
- Newham and Woodend Planning Scheme—Amendment L6A.
- Northcote Planning Scheme—Amendments L1 and L2.
- Orbost Planning Scheme—Amendments L1, L2, L3 and L4.
- Pakenham Planning Scheme—Amendments L3, L6 and L7.
- Phillip Island Planning Scheme—Amendments L2 and L5.
- Port Melbourne Planning Scheme—Amendment L1.
- Portland (City) Planning Scheme—Amendment L4.
- Portland (Shire) Planning Scheme—Amendment L4.
- Richmond Planning Scheme—Amendment L1.
- Romsey Planning Scheme—Amendments L1, L2, L4 and L5.
- Sebastopol Planning Scheme—Amendment L1.
- Shepparton (City) Planning Scheme—Amendments L6 and L10.
- Sherbrooke Planning Scheme—Amendments L5, L6, L7 and L10.
- South Gippsland Planning Scheme—Amendment L4.
- Stawell (Town) Planning Scheme—Amendment L5.
- Sunshine Planning Scheme—Amendment L1 Part 1.
- Tambo Planning Scheme—Amendment L2.
- Traralgon Planning Scheme—Amendment L5.
- Traralgon (City) Planning Scheme—Amendment L14.
- Traralgon (Shire) Planning Scheme—Amendments L6 and L21.
- Upper Yarra Planning Scheme—Amendment L2.
- Upper Yarra Region Planning Schemes—Amendment R2.
- Upper Yarra Valley and Dandenong Ranges Region Planning Schemes—Amendment R1.
- Wangaratta (City) Planning Scheme—Amendment L6.
- Wodonga Planning Scheme—Amendments L1 and L3.
- Woorayl Planning Scheme—Amendment L3.

Police Service Board—

- Determinations Nos 494 to 502.
- Determinations Nos 11 and 12 for Police Recruits.
- Determinations Nos 4 to 8 for Protective Services Officers.
- Determinations Nos 11 and 12 for the Retired Police Reserve.

Prevention of Cruelty to Animals Act 1986—Codes of Practice relating to the Welfare of Film Animals and for Debarking Dogs (two papers).

Stamps Act 1958—Minister's report of 21 September 1988 of approved exemptions and partial exemptions for the year 1987–88.

Statutory Rules under the following Acts of Parliament:

- Abattoir and Meat Inspection Act 1973—No. 363, together with a copy of the Australian Code of Practice for Construction and Equipment of Abattoirs, 1986 which, by section 32 of the *Interpretation of Legislation Act 1984*, is also required to be laid upon the Table.

Statutory Rules—*continued*

Accident Compensation Act 1985—No. 300.

Alpine Resorts Act 1983—No. 367.

Animal Preparations Act 1987—No. 295, together with a copy of the British Pharmacopoeia (Veterinary) 1985 (as amended) which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table;

and No. 313.

Annual Reporting Act 1983—

Nos 322 and 323;

No. 324, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Australian Society of Accountants and the Institute of Chartered Accountants in Australia—Statement of Accounting Standards—

AAS 1 Profit and Loss Statements.

AAS 2 Valuation and Presentation of Inventories in the Context of the Historical Cost System.

AAS 3 Accounting for Company Income Tax (Tax-effect Accounting).

AAS 4 Depreciation of Non-current Assets.

AAS 5 Materiality in Financial Statements.

AAS 6 Accounting Policies: Determination, Application and Disclosure.

AAS 7 Accounting for the Extractive Industries.

AAS 8 Events Occurring after Balance Date.

AAS 9 Expenditure Carried Forward to Subsequent Accounting Periods.

AAS 10 Accounting for the Revaluation of Non-Current Assets.

AAS 11 Accounting for Construction Contracts.

AAS 12 Statement of Sources and Applications of Funds.

AAS 13 Accounting for Research and Development Costs.

AAS 15 Disclosure of Operating Revenue.

AAS 16 Financial Reporting by Segments.

AAS 17 Accounting for Leases.

AAS 18 Accounting for Goodwill.

AAS 19 Accounting for Interests in Joint Ventures.

AAS 20 Foreign Currency Translation.

AAS 21 Accounting for the Acquisition of Assets (including Business Entities).

AAS 23 Set-off and Extinguishment of Debt.

No. 325;

No. 330, together with copies of the same documents Tabled with S.R. No. 324 above and which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table.

Audit Act 1958—No. 331.

Boilers and Pressure Vessels Act 1970—Nos 368 and 369.

Chiropodists Act 1968—No. 348.

Chiropractors and Osteopaths Act 1978—No. 358.

Statutory Rules—*continued*

- Construction Industry Long Service Leave Act 1983—No. 370.
 Criminal Injuries Compensation Act 1983—No. 294.
 Dental Technicians Act 1972—Nos 352 and 353.
 Dentists Act 1972—No. 350.
 Drugs, Poisons and Controlled Substances Act 1981—Nos 296 and 342.
 Farm Produce Merchants and Commission Agents Act 1965—No. 314.
 Financial Institutions Duty Act 1982—No. 305.
 Firearms Act 1958—Nos 320, 338, 360 and 392.
 Fisheries Act 1968—Nos 301 and 307.
 Food Act 1984—No. 345, together with a copy of Amendment No. 1 to the National Health and Medical Research Council Food Standards Code, July 1988 which, by section 32 of the *Interpretation of Legislation Act 1984*, is also required to be laid upon the Table.
 Forests Act 1958—Nos 335, 364 and 390.
 Groundwater Act 1969—No. 326.
 Health Act 1958—Nos 303, 316 to 319, 351, 354, 359 and 371.
 Historic Buildings Act 1981—No. 376.
 Hospitals and Charities Act 1958—
 No. 304, together with a copy of the Commonwealth Health Insurance (Variation of Fees and Medical Services) (No. 47) Regulations 1987 which, by section 32 of the *Interpretation of Legislation Act 1984*, is also required to be laid upon the Table;
 No. 315;
 No. 346, together with a copy of the Commonwealth Health Insurance (Variation of Fees and Medical Services) (No. 49) Regulations 1988 which, by section 32 of the *Interpretation of Legislation Act 1984*, is also required to be laid upon the Table;
 and No. 391.
 Industrial Relations Act 1979—No. 372.
 Land Tax Act 1958—No. 387.
 Lifts and Cranes Act 1967—Nos 374 and 375.
 Magistrates' Courts Act 1971—No. 312.
 Medical Practitioners Act 1970—No. 356.
 Melbourne and Metropolitan Board of Works Act 1958—No. 332.
 Mental Health Act 1986—No. 366.
 Metropolitan Fire Brigades Superannuation Act 1976—No. 361.
 Mines Act 1958—No. 329.
 Nurses Act 1958—Nos 343 and 344.
 Occupational Health and Safety Act 1985—No. 298.
 Optometrists Registration Act 1958—Nos 297 and 355.
 Pharmacists Act 1974—No. 347.
 Physiotherapists Act 1978—No. 349.
 Planning and Environment Act 1987—No. 308.

Statutory Rules—*continued*

Port of Melbourne Authority Act 1958—No. 321, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

International Code of Signals 1985 (International Maritime Organization).

International Regulations for Preventing Collisions at Sea 1983 (International Maritime Organization).

Commonwealth Navigation (Collision) Regulations 1982.

Commonwealth Marine Order No. 1 of 1983 Part 30—Prevention of Collisions.

Commonwealth Navigation (Orders) Regulations 1980 (as amended).

Commonwealth Navigation Act 1912.

Commonwealth Navigation (Manning) Regulations 1981 (as amended).

Commonwealth Marine Order No. 4 of 1987 Part 23—Equipment—Miscellaneous and Safety Measures.

Commonwealth Environment Protection (Nuclear Codes) Act 1978.

Commonwealth Atomic Energy Act 1953 (as amended).

Commonwealth Environment Protection (Nuclear Codes) Regulations 1981.

Commonwealth Navigation (Tonnage Measurement) Regulations 1976 (as amended).

Commonwealth Marine Order No. 3 of 1985 Part 19—Tonnage Measurement—1969 Convention.

Post-Secondary Education Act 1978—Nos 340 and 341.

Professional Boxing Control Act 1985—No. 386.

Public Service Act 1974—No. 377; and PSD Nos 35, 36, 38 to 42 and 46 to 52.

Racing Act 1958—Nos 379 to 385.

Reference Areas Act 1978—No. 365.

Road Safety Act 1986—No. 299.

Scaffolding Act 1971—No. 373.

Soil Conservation and Land Utilization Act 1958—No. 302.

Sport and Recreation Act 1972—No. 378.

Stamps Act 1958—No. 306.

State Electricity Commission Act 1958—

No. 310, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

AS 1861.1—1988—Air-Conditioning Units—Methods of Assessing and Rating Performance—Part 1—Refrigerated Room Air-Conditioners.

AS 1024—1971—Direct Recording Electrical Measuring Instruments and their Accessories.

AS 1042—1973—Direct-Acting Indicating Electrical Measuring Instruments and their Accessories.

AS 1284.1—1985—Electricity Meters—Part 1—General Purpose Watthour Meters.

Statutory Rules—*continued*

AS 1677—1986—Refrigerating Systems (as amended).

AS 3179—1986—Approval and Test Specification—Small Self-Contained Refrigerated Air-Conditioners (as amended).

No. 311, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

AS 2007—1988—Performance of Household Electrical Appliances—Dishwashers.

International Electrotechnical Commission IEC Standard—Publication 436, 1981—Methods for measuring the performance of electric dishwashers (as amended).

AS 2323—1979—The Provision of Point-of-Sale Information for Household Goods (Buy Guide).

AS 3184—1986—Approval and Test Specification—Electric Dishwashing Machines.

No. 337, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

AS 2575.2—1986—Energy Consumption Labelling of Household Appliances—Part 2—Refrigerators, Refrigerator/Freezers and Freezers—Labelling and Determination of Energy Consumption.

AS 1430—1986—Household Refrigerators and Freezers.

AS 1042—1973—Direct-Acting Indicating Electrical Measuring Instruments and their Accessories.

AS 1284.1—1985—Electricity Meters—Part 1—General Purpose Watthour Meters.

AS 3303—1984—Approval and Test Specification for Particular Requirements for Refrigerators and Food Freezers (as amended).

State Superannuation Act 1988—No. 388.

Stock Diseases Act 1968—No. 362.

Supreme Court Act 1986—

No. 333; and

No. 334, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Commonwealth Jurisdiction of Courts (Cross-vesting) Act 1987.

New South Wales Jurisdiction of Courts (Cross-vesting) Act 1987.

Queensland Jurisdiction of Courts (Cross-vesting) Act 1987.

Western Australia Jurisdiction of Courts (Cross-vesting) Act 1987.

Tasmania Jurisdiction of Courts (Cross-vesting) Act 1987.

Northern Territory Jurisdiction of Courts (Cross-vesting) Act 1987.

South Australia Jurisdiction of Courts (Cross-vesting) Act 1987.

Listing Master's Notes for the Guidance of Appellants in the Preparation of Appeal Books.

Teaching Service Act 1981—No. 339.

The Constitution Act Amendment Act 1958—Nos 327 and 328.

Transport Superannuation Act 1988—No. 389.

Statutory Rules—*continued*

Weights and Measures Act 1958—No. 336.

Zoological Parks and Gardens Act 1967—No. 309.

Victorian Conservation Trust—Minister's advice of 19 August 1988 of extension of time granted to submit annual report and the reasons therefor.

Water Act 1958—Approved Echuca Flood Mitigation Scheme 1987.

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council this day:

Agricultural Acts (Amendment) Act 1988—Section 4—27 September 1988 (*Gazette* No. S. 82, 27 September 1988).Crimes (Amendment) Act 1987—Section 8—1 September 1988 (*Gazette* No. G. 33, 31 August 1988).Criminal Injuries Compensation (Amendment) Act 1988—1 August 1988 (*Gazette* No. S. 73, 29 July 1988).Dangerous Goods Act 1985—Section 54 and items 5 and 6 of Schedule 1—30 June 1988 (*Gazette* No. S. 61, 30 June 1988).Flora and Fauna Guarantee Act 1988—Remaining provisions—25 September 1988 (*Gazette* No. S. 81, 25 September 1988).Medical Treatment Act 1988—1 September 1988 (*Gazette* No. G. 33, 31 August 1988).Mental Health (Amendment) Act 1988—Remaining provisions—3 October 1988 (*Gazette* No. G. 37, 28 September 1988).National Parks and Wildlife (Amendment) Act 1988—Sections 4 (1), 4 (4) and 6—18 September 1988 (*Gazette* No. G. 35, 14 September 1988).Occupational Health and Safety Act 1985—Item 21 of Schedule 2—20 September 1988 (*Gazette* No. S. 80, 20 September 1988).Penalties and Sentences (Youth Attendance Projects) Act 1984—Section 18 (1)—14 September 1988 (*Gazette* No. G. 35, 14 September 1988).Psychologists Registration Act 1987—Sections 1 to 11—16 October 1988 (*Gazette* No. G. 39, 12 October 1988).

* * * *

The Honourable Haddon Storey moved, That the Reports, Summary of Returns under the *Members of Parliament (Register of Interests) Act* 1978, Codes of Practice and Notices of Exemptions under the *Stamps Act* 1958 be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

14 **SPEECH OF HIS EXCELLENCY THE GOVERNOR**—The President reported the Speech of His Excellency the Governor on the Opening of Parliament.

The Honourable B. W. Mier moved, That the Council agree to the following Address to His Excellency the Governor in reply to His Excellency's Opening Speech:

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament.

—which motion was seconded by the Honourable G. R. Crawford.

Debate ensued.

The Honourable T. C. Theophanous moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

15 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.02 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 2—Wednesday, 26 October 1988

1 The President took the Chair and read the Prayer.

2 **PETITIONS**—

IRONBARK STATE FOREST—The Honourable R. S. de Fegely presented a Petition from certain citizens of Victoria praying for the prohibition of all mining activities in the Ironbark State Forest at Stawell and preservation of the area.

Ordered to lie on the Table.

* * * *

MERINO BUSH NURSING HOSPITAL—The Honourable R. M. Hallam presented a Petition from certain citizens of Victoria praying that the Health Department ensure that Merino Bush Nursing Hospital is able to continue its role in the community.

Ordered to lie on the Table.

3 **PAPERS**—

BUDGET PAPERS, 1988–89—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the following 1988–89 Budget documents:

- (a) Budget Speech (Budget Paper No. 1);
- (b) Budget Strategy and Review (Budget Paper No. 2);
- (c) Estimates of the Expenditure requiring Annual Appropriation (as included in Budget Paper No. 3);
- (d) Consolidated Fund Receipts (Budget Paper No. 4);
- (e) Budget Summary and Program Budget Expenditures (Budget Paper No. 5);
- (f) National Accounting Estimates of the Budget (Budget Paper No. 6); and
- (g) Budget Statement (Budget Paper No. 7).

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable D. R. White moved, by leave, That the Papers tabled pursuant to the foregoing Order be taken into consideration later this day.

Question—put and resolved in the affirmative.

RED LIGHT AND SPEED CAMERAS—The Honourable B. T. Pullen moved, by leave, That there be laid before this House copies of Road Traffic Authority reports on—

(a) the Evaluation of the Red Light Camera Program and the Owner Onus Legislation; and

(b) the Potential Value of Speed Cameras.

Question—put and resolved in the affirmative.

The said reports were thereupon presented by the Honourable B. T. Pullen and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Environment Protection Authority—Report for the year 1987–88.

State Bank—Reports, statements, returns, &c. for the year 1987–88.

State Electricity Commission—Report and financial statements for the year 1987–88.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion and the Order of the Day, Business to take Precedence, and Notices of Motion, General Business Nos. 1 and 2, be postponed until later this day.

5 **COGNATE MOTIONS**—The Honourable M. A. Birrell moved, That this House authorizes and requires the Honourable the President to permit the Notices of Motion standing in the name of the Honourable M. A. Birrell relating to Freedom of Information in the Department of the Premier and Cabinet to be moved and debated concurrently.

Question—put and resolved in the affirmative.

6 **FREEDOM OF INFORMATION, DEPARTMENT OF THE PREMIER AND CABINET**—Pursuant to the foregoing Order of the Council, the Honourable M. A. Birrell moved—

A. That there be laid before this House a copy of the document entitled “Department of Premier and Cabinet Report on Records Management and Registry Procedures and Practices”.

B. That this House condemns the Cain Government for condoning the systematic and widespread undermining of Victoria’s Freedom of Information laws within the Department of the Premier and Cabinet.

Debate ensued.

And the debate having concluded—

Question—That there be laid before this House a copy of the document entitled “Department of Premier and Cabinet Report on Records Management and Registry Procedures and Practices”—put and resolved in the affirmative.

The said Paper was thereupon presented by the Honourable M. A. Birrell and ordered to lie on the Table.

Question—That this House condemns the Cain Government for condoning the systematic and widespread undermining of Victoria's Freedom of Information laws within the Department of the Premier and Cabinet—put.

The Council divided.

AYES, 24

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best (*Teller*)
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles (*Teller*)
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

NOES, 19

The Hon. Joan Coxsedge
 G. R. Crawford
 B. E. Davidson
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean (*Teller*)
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro
 T. C. Theophanous (*Teller*)
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 7 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the address to His Excellency the Governor in reply to His Excellency's Opening Speech (for address see page 23 *ante*)—

Debate resumed.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.03 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 3—Thursday, 27 October 1988

- 1 The President took the Chair and read the Prayer.
- 2 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - City of Melbourne Superannuation Fund Trustees—Report and financial statements for the year 1986–87.
 - Local Authorities Superannuation Board—Report and financial statements for the year 1987–88.
 - Planning and Environment Act 1987—Notices of approval of the following amendments to planning schemes:
 - Altona Planning Scheme—Amendment L3.
 - Ballaarat (City) Planning Scheme—Amendment L7.
 - Bendigo Planning Scheme—Amendment L4.
 - Huntly Planning Scheme—Amendment L3.
 - Marong Planning Scheme—Amendment L5.
 - Metropolitan Region Planning Schemes—Amendments RL1 Part 3, RL11 Part 2 and RL35 Part 1.
 - South Melbourne Planning Scheme—Amendment L2.
 - Wangaratta (City) Planning Scheme—Amendment L7.
 - Warrnambool (City) Planning Scheme—Amendment L3.
 - Whittlesea Planning Scheme—Amendment L2.
 - Totalizator Agency Board—Report and accounts for the year ended 31 July 1988.
- The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes, be taken into consideration on the next day of meeting.
- Question—put and resolved in the affirmative.
- 3 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion and the Order of the Day, Business to take Precedence, be postponed until later this day.
- 4 **BUDGET PAPERS, 1988–89**—The Order of the Day having been read for the consideration of these Papers, the Honourable D. R. White moved, That the Council take notice of the Budget Papers, 1988–89.
- Debate ensued.
- Question—put and resolved in the affirmative.
- 5 **POULTRY FARMER LICENSING REVIEW COMMITTEE**—The President announced the receipt of a Message from the Assembly acquainting the Council that they had agreed to a Resolution concerning the continued existence of the Poultry Farmer Licensing Review Committee, and desiring the concurrence of the Council therein.
- Ordered—That the Message be taken into consideration on the next day of meeting.
- 6 **HEALTH ACTS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable M. A. Birrell moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.

7 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Monday, 31 October 1988 at 11.00 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.43 p.m., adjourned until Monday, 31 October 1988 at 11.00 a.m.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—To move, That the Rules of the Council of Legal Education (Amendment No. 1) 1988 (S.R. No. 93/1988) be disallowed. [*Notice originally given 9 August 1988 and renewed on 25 October 1988; 7 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

ORDER OF THE DAY

- 1 SPEECH OF HIS EXCELLENCY THE GOVERNOR—Motion for Address-in-Reply—*Resumption of debate (Hon. B. A. Chamberlain).*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 POULTRY FARMER LICENSING REVIEW COMMITTEE—MESSAGE FROM THE ASSEMBLY—To be considered.
- 2 HEALTH ACTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
- 2 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 3 THE HON. B. A. CHAMBERLAIN—To move, That he have leave to bring in a Bill to make further provision for police powers and for other purposes.

ORDERS OF THE DAY

- 1 DRINK DRIVERS—SOCIAL DEVELOPMENT COMMITTEE'S SECOND REPORT—To be considered.
- 2 FUNERAL COSTS—MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE'S REPORT—To be considered.

* Indicates new entry.

- 3 WORKCARE COMMITTEE'S FINAL REPORT—To be considered.
- 4 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 AUGUST 1988—
To be considered.
- 5 COAL CORPORATION REPORT, 1987-88—To be considered.
- 6 FAIRFIELD HOSPITAL REPORT, 1987-88—To be considered.
- 7 HOSPITALS SUPERANNUATION ACT 1965—ACTUARIAL INVESTIGATION
REPORT OF PENSION AND LUMP SUM SCHEMES, 1986-87—To be
considered.
- 8 MEDICAL BOARD REPORT, 1986-87—To be considered.
- 9 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY
OF RETURNS, JUNE 1988 AND SUMMARY OF VARIATION NOTIFIED TO
31 AUGUST 1988—To be considered.
- 10 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1987-88—To
be considered.
- 11 WELFARE OF FILM ANIMALS—CODE OF PRACTICE—To be considered.
- 12 DEBARKING DOGS—CODE OF PRACTICE—To be considered.
- 13 STAMPS ACT 1958—MINISTER'S REPORT OF 21 SEPTEMBER 1988 OF
APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS—To be considered.
- 14 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1987-88—To be considered.
- 15 STATE BANK REPORT, 1987-88—To be considered.
- 16 STATE ELECTRICITY COMMISSION REPORT, 1987-88—To be considered.
- 17 EVALUATION OF RED LIGHT CAMERA PROGRAM AND OWNER ONUS
LEGISLATION—ROAD TRAFFIC AUTHORITY REPORT—To be considered.
- 18 POTENTIAL VALUE OF SPEED CAMERAS—ROAD TRAFFIC AUTHORITY
REPORT—To be considered.
- *19 CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT,
1986-87—To be considered.
- *20 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1987-88—To be
considered.
- *21 TOTALIZATOR AGENCY BOARD REPORT, 1987-88—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

No. 4—Monday, 31 October 1988

1 The President took the Chair and read the Prayer.

2 **APPROPRIATION (1988-89, No. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1988-89 and to appropriate the supplies granted under the 'Supply (1988-89, No 1) Act 1988' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **WORKS AND SERVICES (ANCILLARY PROVISIONS 1988-89, No 2) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further ancillary provisions for certain works and purposes for the financial year 1988-89*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Crimes Compensation Tribunal—Report for the year 1987-88.

Infertility (Medical Procedures) Act 1984—Report of Standing Review and Advisory Committee of Approved Experimental Procedure—Chromosome Normality of Pronuclear Eggs after Microinjection of Sperm under the Zona Pellucida, July 1988.

Legal Aid Commission—Report and financial statements for the year 1987-88.

Statutory Rules under the following Acts of Parliament:

County Court Act 1958—No. 393.

County Court Act 1958—Interpretation of Legislation Act 1984—No. 394.

Drugs, Poisons and Controlled Substances Act 1981—No. 397.

Firearms Act 1958—No. 398.

House Contracts Guarantee Act 1987—No. 395.

Nurses Act 1958—Nos. 357 and 396.

Public Service Act 1974—PSD No. 53.

Water Resources Department—Report and financial statements for the year 1987-88.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion and the Order of the Day, Business to take Precedence, be postponed until the next day of meeting.

6 **POULTRY FARMER LICENSING REVIEW COMMITTEE**—The Order of the Day having been read for the consideration of the Message from the Assembly acquainting the Council of a Resolution concerning the continued existence of the Poultry Farmer Licensing Review Committee, the said Resolution was read and is as follows:

That, notwithstanding the recommendations of the Public Bodies Review Committee contained in the Reports presented to this House on 13 November 1987, pursuant to section 4P(5)(b) of the Parliamentary Committees Act 1968, this House resolves that the Poultry Farmer Licensing Review Committee shall continue to exist.

The Honourable Evan Walker moved, That the Council concur with the Assembly and agree to the said Resolution.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

7 **APPROPRIATION (1988-89, No. 1) BILL**—This Bill was, according to Order, read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

8 **WORKS AND SERVICES (ANCILLARY PROVISIONS 1988-89, No. 2) BILL**—This Bill was, according to Order, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

9 **APPROPRIATION (1988-89, No. 1) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

10 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 15 November 1988.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, that the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.56 p.m., adjourned until Tuesday, 15 November 1988.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—To move, That the Rules of the Council of Legal Education (Amendment No. 1) 1988 (S.R. No. 93/1988) be disallowed. [*Notice originally given 9 August 1988 and renewed on 25 October 1988; 6 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

ORDER OF THE DAY

- 1 SPEECH OF HIS EXCELLENCY THE GOVERNOR—Motion for Address-in-Reply—*Resumption of debate (Hon. B. A. Chamberlain).*

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 HEALTH ACTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
- 2 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 3 THE HON. B. A. CHAMBERLAIN—To move, That he have leave to bring in a Bill to make further provision for police powers and for other purposes.
- *4 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act* 1987, and believes that there is an urgent need for clarification, review and amendment.

* Indicates new entry.

- *5 **THE HON. R. S. DE FEGELY**—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
- (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and
 - (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- *6 **THE HON. D. M. EVANS**—To move, That this House of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.

ORDERS OF THE DAY

- 1 **DRINK DRIVERS—SOCIAL DEVELOPMENT COMMITTEE'S SECOND REPORT**—To be considered.
- 2 **FUNERAL COSTS—MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE'S REPORT**—To be considered.
- 3 **WORKCARE COMMITTEE'S FINAL REPORT**—To be considered.
- 4 **BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 AUGUST 1988**—To be considered.
- 5 **COAL CORPORATION REPORT, 1987-88**—To be considered.
- 6 **FAIRFIELD HOSPITAL REPORT, 1987-88**—To be considered.
- 7 **HOSPITALS SUPERANNUATION ACT 1965—ACTUARIAL INVESTIGATION REPORT OF PENSION AND LUMP SUM SCHEMES, 1986-87**—To be considered.
- 8 **MEDICAL BOARD REPORT, 1986-87**—To be considered.
- 9 **MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1988 AND SUMMARY OF VARIATION NOTIFIED TO 31 AUGUST 1988**—To be considered.
- 10 **OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1987-88**—To be considered.
- 11 **WELFARE OF FILM ANIMALS—CODE OF PRACTICE**—To be considered.
- 12 **DEBARKING DOGS—CODE OF PRACTICE**—To be considered.

Tuesday, 15 November 1988

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- 13 STAMPS ACT 1958—MINISTER'S REPORT OF 21 SEPTEMBER 1988 OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS—To be considered.
 - 14 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1987-88—To be considered.
 - 15 STATE BANK REPORT, 1987-88—To be considered.
 - 16 STATE ELECTRICITY COMMISSION REPORT, 1987-88—To be considered.
 - 17 EVALUATION OF RED LIGHT CAMERA PROGRAM AND OWNER ONUS LEGISLATION—ROAD TRAFFIC AUTHORITY REPORT—To be considered.
 - 18 POTENTIAL VALUE OF SPEED CAMERAS—ROAD TRAFFIC AUTHORITY REPORT—To be considered.
 - 19 CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1986-87—To be considered.
 - 20 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
 - 21 TOTALIZATOR AGENCY BOARD REPORT, 1987-88—To be considered.
 - *22 CRIMES COMPENSATION TRIBUNAL REPORT, 1987-88—To be considered.
 - *23 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—MICROINJECTION OF SPERM UNDER THE ZONA PELLUCIDA, JULY 1988—To be considered.
 - *24 LEGAL AID COMMISSION REPORT, 1987-88—To be considered.
 - *25 WATER RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—To move, That the Rules of the Council of Legal Education (Amendment No. 1) 1988 (S.R. No. 93/1988) be disallowed. [*Notice originally given 9 August 1988 and renewed on 25 October 1988; 5 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

ORDER OF THE DAY

- 1 SPEECH OF HIS EXCELLENCY THE GOVERNOR—Motion for Address-in-Reply—*Resumption of debate (Hon. C. J. Kennedy).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
- 2 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 3 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 4 THE HON. R. S. de FEGELY—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
 - (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for

housing development, in particular by selling as a land wholesaler to private developers;

- (f) freezing domestic gas and electricity charges until July, 1990;
- (g) abolishing land tax on Victorians' principal residences; and
- (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.

5 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.

*6 **THE HON. M. A. BIRRELL**—To move, That this House—

- (a) condemns the Cain Government for failing to appoint a Royal Commission to investigate the Victorian Economic Development Corporation loans affair; and
- (b) calls for the immediate creation of a full and open inquiry (conducted by a judge) into the affair; including—
 - (i) whether any person was guilty of any impropriety, breach of law or duty, negligence, or act of dishonesty in relation to their dealings with the V.E.D.C.;
 - (ii) whether any Government Minister abused his position or breached convention by his involvement with the V.E.D.C.;
 - (iii) the extent to which members of the Government kept information about the V.E.D.C. secret or sought to protect members of the A.L.P. when disclosure would have been in the public interest; and
 - (iv) whether there was any failure of Ministerial responsibility in relation to the V.E.D.C.

*7 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

ORDERS OF THE DAY

- 1 **DRINK DRIVERS—SOCIAL DEVELOPMENT COMMITTEE'S SECOND REPORT**—To be considered.
- 2 **FUNERAL COSTS—MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE'S REPORT**—To be considered.
- 3 **WORKCARE COMMITTEE'S FINAL REPORT**—To be considered.
- 4 **BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 AUGUST 1988**—To be considered.
- 5 **COAL CORPORATION REPORT, 1987-88**—To be considered.
- 6 **FAIRFIELD HOSPITAL REPORT, 1987-88**—To be considered.
- 7 **HOSPITALS SUPERANNUATION ACT 1965—ACTUARIAL INVESTIGATION REPORT OF PENSION AND LUMP SUM SCHEMES, 1986-87**—To be considered.

- 8 MEDICAL BOARD REPORT, 1986-87—To be considered.
- 9 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1988 AND SUMMARY OF VARIATION NOTIFIED TO 31 AUGUST 1988—To be considered.
- 10 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1987-88—To be considered.
- 11 WELFARE OF FILM ANIMALS—CODE OF PRACTICE—To be considered.
- 12 DEBARKING DOGS—CODE OF PRACTICE—To be considered.
- 13 STAMPS ACT 1958—MINISTER'S REPORT OF 21 SEPTEMBER 1988 OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS—To be considered.
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- 15 STATE BANK REPORT, 1987-88—To be considered.
- 16 STATE ELECTRICITY COMMISSION REPORT, 1987-88—To be considered.
- 17 EVALUATION OF RED LIGHT CAMERA PROGRAM AND OWNER ONUS LEGISLATION—ROAD TRAFFIC AUTHORITY REPORT—To be considered.
- 18 POTENTIAL VALUE OF SPEED CAMERAS—ROAD TRAFFIC AUTHORITY REPORT—To be considered.
- 19 CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1986-87—To be considered.
- 20 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 21 TOTALIZATOR AGENCY BOARD REPORT, 1987-88—To be considered.
- 22 CRIMES COMPENSATION TRIBUNAL REPORT, 1987-88—To be considered.
- 23 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—MICROINJECTION OF SPERM UNDER THE ZONA PELLUCIDA, JULY 1988—To be considered.
- 24 LEGAL AID COMMISSION REPORT, 1987-88—To be considered.
- 25 WATER RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.
- *26 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—Second reading.
- *27 ARTS MINISTRY REPORT, 1987-88—To be considered.
- *28 AUDITOR-GENERAL'S OFFICE REPORT, 1987-88—To be considered.
- *29 COUNTRY FIRE AUTHORITY REPORT, 1987-88—To be considered.
- *30 CORRECTIONS OFFICE REPORT, 1987-88—To be considered.
- *31 CURRICULUM AND ASSESSMENT BOARD REPORT, 1987-88—To be considered.
- *32 EXHIBITION TRUSTEES—MINISTER'S ADVICE OF EXTENSION OF TIME TO SUBMIT REPORT FOR 1986-87 AND REASONS THEREFOR—To be considered.
- *33 EXHIBITION TRUSTEES REPORT, 1986-87—To be considered.
- *34 FORESTS (BOWATER-SCOTT AGREEMENT) ACT 1986—MINISTER'S REPORT OF AMENDMENT TO AGREEMENT—To be considered.
- *35 GAS AND FUEL CORPORATION REPORT, 1987-88—To be considered.
- *36 HISTORIC BUILDINGS COUNCIL REPORT, 1987-88—To be considered.
- *37 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.

- *38 INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1987-88—To be considered.
- *39 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.
- *40 LAND CONSERVATION COUNCIL REPORT, 1987-88—To be considered.
- *41 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1987—To be considered.
- *42 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1987-88—To be considered.
- *43 MENTAL HEALTH REVIEW BOARD REPORT, 1987-88—To be considered.
- *44 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1987-88—To be considered.
- *45 PATRIOTIC FUNDS COUNCIL REPORT, 1987—To be considered.
- *46 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1987-88—To be considered.
- *47 PORT OF MELBOURNE AUTHORITY REPORT, 1987-88—To be considered.
- *48 PREMIER AND CABINET DEPARTMENT REPORT, 1987-88—To be considered.
- *49 PSYCHOSURGERY REVIEW BOARD REPORT, 1987-88—To be considered.
- *50 RURAL FINANCE COMMISSION REPORT, 1987-88—To be considered.
- *51 SOLAR ENERGY COUNCIL REPORT, 1987-88—To be considered.
- *52 SPORT AND RECREATION DEPARTMENT REPORT, 1987-88—To be considered.
- *53 STATE BOARD OF EDUCATION REPORT, 1987-88—To be considered.
- *54 TRANSPORT ACCIDENT COMMISSION REPORT, 1987-88—To be considered.
- *55 WEST MOORABOOL WATER BOARD REPORT, 1987-88—To be considered.

GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 CANCER (CENTRAL REGISTERS) BILL—(*Hon. D. R. White*)—Second reading.

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TUESDAY, 22 NOVEMBER 1988

GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—*Resumption of debate. (Hon. Marie Tehan).*

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

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Wednesday—2.00 p.m.

Thursday—11.00 a.m.

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Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 5 and 6

No. 5—Tuesday, 15 November 1988

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on 2 November 1988, given the Royal Assent to the undermentioned Acts presented to him by the Honourable the Speaker of the Legislative Assembly and the Clerk of the Parliaments, respectively:
Appropriation (1988–89, No. 1) Act.
Works and Services (Ancillary Provisions, 1988–89, No. 2) Act.
- 3 **PETITION—SPRING GULLY WATER RESERVE MINING**—The Honourable R. A. Best presented a Petition from certain citizens of Victoria praying that no mining operations be permitted in the Spring Gully Water Reserve and that the State environment protection policy be amended so as to prohibit mining operations in all water supply reserves.
 Ordered to lie on the Table.
- 4 **CANCER (CENTRAL REGISTERS) BILL**—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Cancer Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—On the motion (by leave without notice) of the Honourable B. A. Chamberlain, leave was given to bring in a Bill to make further provision for police powers of investigation, to amend the *Crimes Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 6 **ECONOMIC AND BUDGET REVIEW COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty be members of the Economic and Budget Review Committee.
 Question—put and resolved in the affirmative.
- 7 **LEGAL AND CONSTITUTIONAL COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro be members of the Legal and Constitutional Committee.
 Question—put and resolved in the affirmative.
- 8 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren be members of the Natural Resources and Environment Committee.
 Question—put and resolved in the affirmative.
- 9 **PUBLIC BODIES REVIEW COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables G. B. Ashman, P. R. Hall and K. M. Smith be members of the Public Bodies Review Committee.
 Question—put and resolved in the affirmative.

- 10 **SOCIAL DEVELOPMENT COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie be members of the Social Development Committee.

Question—put and resolved in the affirmative.

- 11 **HOUSE COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro be members of the House Committee.

Question—put and resolved in the affirmative.

- 12 **LIBRARY COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro be members of the Joint Committee to manage the Library.

Question—put and resolved in the affirmative.

- 13 **PRINTING COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro be members of the Printing Committee, the Committee to have power—

(a) to send for persons, papers and records; and

(b) to confer with the Printing Committee of the Legislative Assembly and to report jointly thereon to the House—

three to be the quorum.

Question—put and resolved in the affirmative.

- 14 **STANDING ORDERS COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou be members of the Select Committee on the Standing Orders of the House; three to be the quorum.

Question—put and resolved in the affirmative.

- 15 **PAPERS**—

CODE OF FOREST PRACTICES FOR TIMBER PRODUCTION—The Honourable B. T. Pullen moved, by leave, That there be laid before this House a copy of the Instrument of Approval and the Code of Forest Practices for Timber Production—November 1988.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable B. T. Pullen and ordered to lie on the Table.

The Honourable B. T. Pullen moved, by leave, That the papers tabled pursuant to the foregoing Order be taken into consideration later this day.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Arts Ministry—Report and financial statements for the year 1987–88.

Auditor-General's Office—Report and financial statements for the year 1987–88.

Corrections Office—Report and financial statements for the year 1987–88.

Country Fire Authority—Report and financial statements for the year 1987–88.

Curriculum and Assessment Board—Report and financial statements for the year 1987–88.

Exhibition Trustees—

Minister's advice of 31 October 1988 of extension of time granted to submit annual report and the reasons therefor.

Report for the year 1986–87.

Forests (Bowater-Scott Agreement) Act 1986—Minister's report of 11 November 1988 of amendment to Bowater-Scott Agreement.

Gas and Fuel Corporation—Report and financial statements for the year 1987–88.

Historic Buildings Council—Report for the year 1987–88.

Industry, Technology and Resources Department—Report and financial statements for the year 1987–88.

Institute of Forensic Pathology—Report and financial statements for the year 1987–88.

Intellectually Disabled Persons' Services Act 1986—Report on the Activities of Community Visitors for the year 1987–88.

Land Conservation Council—Report for the year 1987–88.

La Trobe University—Report of the Council, together with Statutes approved by the Governor in Council, for the year 1987 (18 papers).

Melbourne and Metropolitan Board of Works—Report and financial statements for the year 1987–88.

Mental Health Review Board and Psychosurgery Review Board—Reports and financial statements for the year 1987–88.

National Parks Advisory Council—Report for the year 1987–88.

Patriotic Funds Council—Report and accounts for the year 1987.

Planning and Environment Act 1987—Notices of approval of the following amendments to planning schemes:

Beechworth Planning Scheme—Amendment L6.

Doncaster and Templestowe Planning Scheme—Amendment L2.

Geelong Regional Planning Scheme—Amendment R15.

Healesville Planning Scheme—Amendment L6.

Knox Planning Scheme—Amendment L3 Part 1.

Marong Planning Scheme—Amendment L6.

Morwell Planning Scheme—Amendment L4.

Seymour Planning Scheme—Amendment L10.

Sherbrooke Planning Scheme—Amendments L3 and L4.

Planning and Environment Ministry—Report and financial statements for the year 1987–88.

Police Service Board—Determinations Nos 503 and 504.

Port of Melbourne Authority—Report and financial statements for the year 1987–88.

Premier and Cabinet Department—Report and financial statements for the year 1987–88.

Rural Finance Commission—Report and financial statements for the year 1987–88.

Solar Energy Council—Report and statement of accounts for the year 1987–88.

Sport and Recreation Department—Report and financial statements for the year 1987–88.

State Board of Education—Report for the year 1987–88.

Statutory Rules under the following Acts of Parliament:

Annual Reporting Act 1983—No. 405, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Australian Society of Accountants and the Institute of Chartered Accountants in Australia—Statement of Accounting Standards—

AAS 1 Profit and Loss Statements.

AAS 2 Valuation and Presentation of Inventories in the Context of the Historical Cost System.

AAS 3 Accounting for Company Income Tax (Tax-effect Accounting).

AAS 4 Depreciation of Non-Current Assets.

AAS 5 Materiality in Financial Statements.

AAS 6 Accounting Policies: Determination, Application and Disclosure.

AAS 7 Accounting for the Extractive Industries.

AAS 8 Events Occurring After Balance Date.

AAS 9 Expenditure Carried Forward to Subsequent Accounting Periods.

AAS 10 Accounting for the Revaluation of Non-Current Assets.

AAS 11 Accounting for Construction Contracts.

AAS 12 Statement of Sources and Applications of Funds.

AAS 13 Accounting for Research and Development Costs.

AAS 15 Disclosure of Operating Revenue.

AAS 16 Financial Reporting by Segments.

AAS 17 Accounting for Leases.

AAS 18 Accounting for Goodwill.

AAS 19 Accounting for Interests in Joint Ventures.

AAS 20 Foreign Currency Translation.

AAS 21 Accounting for the Acquisition of Assets (Including Business Entities).

AAS 23 Set-off and Extinguishment of Debt.

Firearms Act 1958—No. 400.

Hospitals Superannuation Act 1988—No. 404.

Mines Act 1958—No. 399.

Police Regulation Act 1958—No. 402.

Private Agents Act 1966—No. 401.

Public Service Act 1974—PSD Nos 43 to 45 and 55.

State Superannuation Act 1988—No. 406.

Transport Accident Commission—Report and financial statements for the year 1987–88.

West Moorabool Water Board—Report and statement of accounts for the year 1986–87.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes, Determinations of the Police Service Board and Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

16 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

17 **ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR**—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the address to His Excellency the Governor in reply to His Excellency's Opening Speech (for Address see page 22) *ante*—

Debate resumed.

The Honourable C. J. Kennedy moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 **SUSPENSION OF STANDING ORDERS**—The Honourable B. T. Pullen moved, by leave, That so much of the Standing Orders as would prevent interruption of debate on the question to ratify the Minister's Instrument of Approval of the Code of Forest Practices for Timber Production be suspended as to permit consideration of the Code of Practices by a Committee of the whole.

Question—put and resolved in the affirmative.

- 19 **CODE OF FOREST PRACTICES FOR TIMBER PRODUCTION**—The Order of the Day having been read for the consideration of the Instrument of Approval and the Code of Forest Practices for Timber Production, the Honourable B. T. Pullen moved, That this House ratifies the Instrument of Approval dated 14 November 1988 of the Minister for Conservation, Forests and Lands of the Code of Forest Practices for Timber Production.

The Honourable R. I. Knowles (for the Honourable Marie Tehan) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 20 **HEALTH ACTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 21 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.28 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 6—Wednesday, 16 November 1988

- 1 The President took the Chair and read the Prayer.

- 2 **ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to continue in operation certain sections of the 'Road Safety Act 1986'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PAPERS—

ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House copies of Administrative Arrangements Orders Nos 64 and 65 made pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said Orders were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Orders be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PARLIAMENTARY DEPARTMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Audit Office Assessment of the Administration of the Departments which support the activities of Parliament, excluding those parts which refer to security.

Debate ensued.

Question—put and resolved in the affirmative, the Honourable R. A. Mackenzie having requested that his dissent be recorded.

The Honourable Haddon Storey moved, That the Assessment be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Anti-Cancer Council—Report and financial statements for the year 1987–88.

Egg Marketing Board—Report and financial statements for the year 1987–88.

Labour Department—Report and financial statements for the year 1987–88.

Planning and Environment Act 1987—Notices of approval of the following amendments to planning schemes:

Flinders Planning Scheme—Amendment L4.

Metropolitan Region Planning Schemes—Amendment RL41 Part 1.

Narracan Planning Scheme—Amendment L1 Part A.

Portland (City) Planning Scheme—Amendment L7.

State Insurance Office—Report and financial statements for the year 1987–88.

Tobacco Leaf Marketing Board—Report and financial statements for the year 1987–88.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 **BUSINESS POSTPONED**—Ordered—That the consideration of the Order of the Day, Business to take Precedence, the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 25 inclusive, be postponed until later this day.

5 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. A. Chamberlain moved, That this Bill be now read a second time.

Debate ensued.

The Honourable D. R. White moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 6 **FUNERAL COSTS**—The Order of the Day having been read for the consideration of the Report of the Mortuary Industry and Cemeteries Administration Committee on Funeral Costs, the Honourable J. G. Miles moved, That the Council take note of the Report.

Debate ensued.

Question—put and resolved in the affirmative.

- 7 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until the next day of meeting.

- 8 **WHIPSTICK GOLD MINING AND DEVELOPMENT COMPANY**—The Honourable Evan Walker made a Ministerial Statement concerning the Whipstick Gold Mining and Development Company.

The Honourable Marie Tehan moved, That the statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The debate having been interrupted by a question of order, the Honourable B. T. Pullen moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **CANCER (CENTRAL REGISTERS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 **ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen again moved, That this Bill be now read a second time (see Item 9 *ante*).

The Honourable R. I. Knowles (for the Honourable R. Lawson) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 12 **DAIRY INDUSTRY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend section 54 of the 'Dairy Industry Act 1984'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 **LA TROBE UNIVERSITY COUNCIL, VICTORIAN CURRICULUM AND ASSESSMENT BOARD, VICTORIAN INSTITUTE OF MARINE SCIENCES COUNCIL AND VICTORIAN HEALTH PROMOTION FOUNDATION**—The President announced the receipt of—

- (a) a letter from the Minister assisting the Minister for Education with responsibility for Post-Secondary Education requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend Members for appointment to the La Trobe University Council;
- (b) a letter from the Minister for Education requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend Members for appointment to the Victorian Curriculum and Assessment Board;
- (c) a letter from the Minister for Conservation, Forests and Lands requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend Members for appointment to the Victorian Institute of Marine Sciences Council;
- (d) a letter from the Minister for Health requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to elect a Member for appointment to the Victorian Health Promotion Foundation; and
- (e) a Message from the Assembly acquainting the Council that they had agreed to meet the Council for those purposes and proposing that the place and time of the Joint Sittings, be the Assembly Chamber on Wednesday, 23 November 1988 at 6.00 p.m., and desiring the concurrence of the Council.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable Evan Walker moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend Members for appointment to the La Trobe University Council, the Victorian Curriculum and Assessment Board and the Victorian Institute of Marine Sciences Council, and to elect a Member for appointment to the Victorian Health Promotion Foundation, and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 23 November 1988 at 6.00 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 14 **ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR**—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the following Address to His Excellency the Governor in reply to his Excellency's Opening Speech:

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament—

Debate resumed.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the Address be presented to His Excellency the Governor by the President and such Members of the Council as may wish to accompany him.

Question—put and resolved in the affirmative.

15 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

And then the Council, at 5.37 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CANCER (CENTRAL REGISTERS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate*—(*Hon. M. A. Birrell*).
- 2 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate*. (*Hon. Marie Tehan*).
- *3 ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) BILL—(*from Assembly*—*Hon. B. T. Pullen*)—Second reading—*Resumption of debate*. (*Hon. R. Lawson*).
- *4 DAIRY INDUSTRY (AMENDMENT) BILL—(*from Assembly*—*Hon. Evan Walker*)—Second reading—*Resumption of debate*. (*Hon. R. I. Knowles*).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
- 2 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 3 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act* 1987, and believes that there is an urgent need for clarification, review and amendment.
- 4 THE HON. R. S. de FEGELY—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
 - (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;

* Indicates new entry.

- (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and
 - (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- 5 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 6 THE HON. M. A. BIRRELL—To move, That this House—
- (a) condemns the Cain Government for failing to appoint a Royal Commission to investigate the Victorian Economic Development Corporation loans affair; and
 - (b) calls for the immediate creation of a full and open inquiry (conducted by a judge) into the affair, including—
 - (i) whether any person was guilty of any impropriety, breach of law or duty, negligence, or act of dishonesty in relation to their dealings with the V.E.D.C.;
 - (ii) whether any Government Minister abused his position or breached convention by his involvement with the V.E.D.C.;
 - (iii) the extent to which members of the Government kept information about the V.E.D.C. secret or sought to protect members of the A.L.P. when disclosure would have been in the public interest; and
 - (iv) whether there was any failure of Ministerial responsibility in relation to the V.E.D.C.
- 7 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- *8 THE HON. R. J. LONG—To move, That this House views with concern the failure of the Government to give written assurances to volunteer firemen involved with dangerous goods at a level crossing accident at Nilma on 1 June 1988, and believes that, in the event of health hazards arising from this or other accidents, the Government should provide full protection and treatment to volunteers.
- *9 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

ORDERS OF THE DAY

- 1 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1987-88—To be considered.
- 2 STATE BANK REPORT, 1987-88—To be considered.

- 3 STATE ELECTRICITY COMMISSION REPORT, 1987-88—To be considered.
- 4 EVALUATION OF RED LIGHT CAMERA PROGRAM AND OWNER ONUS LEGISLATION—ROAD TRAFFIC AUTHORITY REPORT—To be considered.
- 5 POTENTIAL VALUE OF SPEED CAMERAS—ROAD TRAFFIC AUTHORITY REPORT—To be considered.
- 6 CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1986-87—To be considered.
- 7 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 8 TOTALIZATOR AGENCY BOARD REPORT, 1987-88—To be considered.
- 9 CRIMES COMPENSATION TRIBUNAL REPORT, 1987-88—To be considered.
- 10 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—MICROINJECTION OF SPERM UNDER THE ZONA PELLUCIDA, JULY 1988—To be considered.
- 11 LEGAL AID COMMISSION REPORT, 1987-88—To be considered.
- 12 WATER RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.
- 13 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 14 ARTS MINISTRY REPORT, 1987-88—To be considered.
- 15 AUDITOR-GENERAL'S OFFICE REPORT, 1987-88—To be considered.
- 16 COUNTRY FIRE AUTHORITY REPORT, 1987-88—To be considered.
- 17 CORRECTIONS OFFICE REPORT, 1987-88—To be considered.
- 18 CURRICULUM AND ASSESSMENT BOARD REPORT, 1987-88—To be considered.
- 19 EXHIBITION TRUSTEES—MINISTER'S ADVICE OF EXTENSION OF TIME TO SUBMIT REPORT FOR 1986-87 AND REASONS THEREFOR—To be considered.
- 20 EXHIBITION TRUSTEES REPORT, 1986-87—To be considered.
- 21 FORESTS (BOWATER-SCOTT AGREEMENT) ACT 1986—MINISTER'S REPORT OF AMENDMENT TO AGREEMENT—To be considered.
- 22 GAS AND FUEL CORPORATION REPORT, 1987-88—To be considered.
- 23 HISTORIC BUILDINGS COUNCIL REPORT, 1987-88—To be considered.
- 24 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.
- 25 INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1987-88—To be considered.
- 26 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.
- 27 LAND CONSERVATION COUNCIL REPORT, 1987-88—To be considered.
- 28 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1987—To be considered.
- 29 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1987-88—To be considered.
- 30 MENTAL HEALTH REVIEW BOARD REPORT, 1987-88—To be considered.
- 31 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1987-88—To be considered.
- 32 PATRIOTIC FUNDS COUNCIL REPORT, 1987—To be considered.

- 33 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1987-88—To be considered.
- 34 PORT OF MELBOURNE AUTHORITY REPORT, 1987-88—To be considered.
- 35 PREMIER AND CABINET DEPARTMENT REPORT, 1987-88—To be considered.
- 36 PSYCHOSURGERY REVIEW BOARD REPORT, 1987-88—To be considered.
- 37 RURAL FINANCE COMMISSION REPORT, 1987-88—To be considered.
- 38 SOLAR ENERGY COUNCIL REPORT, 1987-88—To be considered.
- 39 SPORT AND RECREATION DEPARTMENT REPORT, 1987-88—To be considered.
- 40 STATE BOARD OF EDUCATION REPORT, 1987-88—To be considered.
- 41 TRANSPORT ACCIDENT COMMISSION REPORT, 1987-88—To be considered.
- 42 WEST MOORABOOL WATER BOARD REPORT, 1986-87—To be considered.
- *43 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 64 and 65—To be considered.
- *44 PARLIAMENTARY DEPARTMENTS—AUDIT OFFICE ASSESSMENT—To be considered.
- *45 ANTI-CANCER COUNCIL REPORT, 1987-88—To be considered.
- *46 EGG MARKETING BOARD REPORT, 1987-88—To be considered.
- *47 LABOUR DEPARTMENT REPORT, 1987-88—To be considered.
- *48 STATE INSURANCE OFFICE REPORT, 1987-88—To be considered.
- *49 TOBACCO LEAF MARKETING BOARD REPORT, 1987-88—To be considered.
- *50 WHIPSTICK GOLD MINING AND DEVELOPMENT COMPANY—MINISTERIAL STATEMENT—To be considered.

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WEDNESDAY, 23 NOVEMBER 1988

At 6.00 p.m.

- * JOINT SITTINGS IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to the La Trobe University Council, Victorian Curriculum and Assessment Board, Victorian Institute of Marine Sciences Council and the Victorian Health Promotion Foundation.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- *1 THE HON. D. M. EVANS—To move, That the Treasury (Amendment) Regulations 1988 (S.R. No. 113/1988) be disallowed. [*Notice originally given 22 November 1988; 12 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
- 2 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 3 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act* 1987, and believes that there is an urgent need for clarification, review and amendment.
- 4 THE HON. R. S. de FEGELY—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
 - (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and

* Indicates new entry.

- (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- 5 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 6 **THE HON. M. A. BIRRELL**—To move, That this House—
- (a) condemns the Cain Government for failing to appoint a Royal Commission to investigate the Victorian Economic Development Corporation loans affair; and
 - (b) calls for the immediate creation of a full and open inquiry (conducted by a judge) into the affair, including—
 - (i) whether any person was guilty of any impropriety, breach of law or duty, negligence, or act of dishonesty in relation to their dealings with the V.E.D.C.;
 - (ii) whether any Government Minister abused his position or breached convention by his involvement with the V.E.D.C.;
 - (iii) the extent to which members of the Government kept information about the V.E.D.C. secret or sought to protect members of the A.L.P. when disclosure would have been in the public interest; and
 - (iv) whether there was any failure of Ministerial responsibility in relation to the V.E.D.C.
- 7 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 8 **THE HON. R. J. LONG**—To move, That this House views with concern the failure of the Government to give written assurances to volunteer firemen involved with dangerous goods at a level crossing accident at Nilma on 1 June 1988, and believes that, in the event of health hazards arising from this or other accidents, the Government should provide full protection and treatment to volunteers.
- 9 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

ORDERS OF THE DAY

- 1 **CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1986-87**—To be considered.
- 2 **LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1987-88**—To be considered.
- 3 **TOTALIZATOR AGENCY BOARD REPORT, 1987-88**—To be considered.
- 4 **CRIMES COMPENSATION TRIBUNAL REPORT, 1987-88**—To be considered.

Wednesday, 23 November 1988

3

- 5 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—MICROINJECTION OF SPERM UNDER THE ZONA PELLUCIDA, JULY 1988—To be considered.
- 6 LEGAL AID COMMISSION REPORT, 1987-88—To be considered.
- 7 WATER RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.
- 8 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 9 ARTS MINISTRY REPORT, 1987-88—To be considered.
- 10 AUDITOR-GENERAL'S OFFICE REPORT, 1987-88—To be considered.
- 11 COUNTRY FIRE AUTHORITY REPORT, 1987-88—To be considered.
- 12 CORRECTIONS OFFICE REPORT, 1987-88—To be considered.
- 13 CURRICULUM AND ASSESSMENT BOARD REPORT, 1987-88—To be considered.
- 14 EXHIBITION TRUSTEES—MINISTER'S ADVICE OF EXTENSION OF TIME TO SUBMIT REPORT FOR 1986-87 AND REASONS THEREFOR—To be considered.
- 15 EXHIBITION TRUSTEES REPORT, 1986-87—To be considered.
- 16 FORESTS (BOWATER-SCOTT AGREEMENT) ACT 1986—MINISTER'S REPORT OF AMENDMENT TO AGREEMENT—To be considered.
- 17 GAS AND FUEL CORPORATION REPORT, 1987-88—To be considered.
- 18 HISTORIC BUILDINGS COUNCIL REPORT, 1987-88—To be considered.
- 19 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.
- 20 INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1987-88—To be considered.
- 21 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.
- 22 LAND CONSERVATION COUNCIL REPORT, 1987-88—To be considered.
- 23 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1987—To be considered.
- 24 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1987-88—To be considered.
- 25 MENTAL HEALTH REVIEW BOARD REPORT, 1987-88—To be considered.
- 26 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1987-88—To be considered.
- 27 PATRIOTIC FUNDS COUNCIL REPORT, 1987—To be considered.
- 28 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1987-88—To be considered.
- 29 PORT OF MELBOURNE AUTHORITY REPORT, 1987-88—To be considered.
- 30 PREMIER AND CABINET DEPARTMENT REPORT, 1987-88—To be considered.
- 31 PSYCHOSURGERY REVIEW BOARD REPORT, 1987-88—To be considered.
- 32 RURAL FINANCE COMMISSION REPORT, 1987-88—To be considered.
- 33 SOLAR ENERGY COUNCIL REPORT, 1987-88—To be considered.
- 34 SPORT AND RECREATION DEPARTMENT REPORT, 1987-88—To be considered.
- 35 STATE BOARD OF EDUCATION REPORT, 1987-88—To be considered.
- 36 TRANSPORT ACCIDENT COMMISSION REPORT, 1987-88—To be considered.
- 37 WEST MOORABOOL WATER BOARD REPORT, 1986-87—To be considered.

- 38 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 64 and 65—To be considered.
- 39 PARLIAMENTARY DEPARTMENTS—AUDIT OFFICE ASSESSMENT—To be considered.
- 40 ANTI-CANCER COUNCIL REPORT, 1987-88—To be considered.
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- *49 GRANTS COMMISSION REPORT, 1987-88—To be considered.
- *50 INDUSTRIAL RELATIONS ACT 1979—PRESIDENT'S REPORT, 1986-87—To be considered.
- *51 LOCAL GOVERNMENT DEPARTMENT REPORT, 1987-88—To be considered.
- *52 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1987-88—To be considered.
- *53 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1987-88—To be considered.
- *54 NATIONAL TENNIS CENTRE TRUST REPORT, 1987-88—To be considered.
- *55 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1987-88—To be considered.
- *56 PUBLIC SERVICE BOARD REPORT, 1987-88—To be considered.
- *57 VICTORIAN DEVELOPMENT FUND REPORT, 1987-88—To be considered.
- *58 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORTS, 1985-86 AND 1986-87—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading.
- *2 STAMPS (FURTHER AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *3 SOUTHGATE PROJECT (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- *4 SHOP TRADING (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Marie Tehan).*
- *5 LOCAL GOVERNMENT (VALIDATION) BILL—(*from Assembly—Hon. C. J. Hogg*)—To be committed.
- *6 PAY-ROLL TAX (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Rosemary Varty).*

Wednesday, 23 November 1988

5

- *7 MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) BILL—(from Assembly—Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 8 CANCER (CENTRAL REGISTERS) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 9 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

At 6.00 p.m.

JOINT SITTINGS IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to the La Trobe University Council, Victorian Curriculum and Assessment Board, Victorian Institute of Marine Sciences Council and the Victorian Health Promotion Foundation.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Treasury (Amendment) Regulations 1988 (S.R. No. 113/1988) be disallowed. [*Notice given 22 November 1988; 11 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 BUSINESS FRANCHISE ACTS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *2 VICTORIAN ARTS CENTRE (AMENDMENT) BILL—(*from Assembly—Hon. C. J. Hogg*)—Second reading.
- *3 BUILDING CONTROL (PLUMBERS, GASFITTERS AND DRAINERS) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. G. R. Craige).*
- 4 LOCAL GOVERNMENT (VALIDATION) BILL—(*from Assembly—Hon. C. J. Hogg*)—To be committed.
- 5 PAY-ROLL TAX (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- *6 JOINT ESTIMATES COMMITTEE—MESSAGE OF THE ASSEMBLY—To be considered.
- 7 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 8 STAMPS (FURTHER AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Rosemary Varty).*
- 9 CANCER (CENTRAL REGISTERS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- 10 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate. (Hon. Marie Tehan).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.

* Indicates new entry.

- 2 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 3 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act* 1987, and believes that there is an urgent need for clarification, review and amendment.
- 4 THE HON. R. S. de FEGELY—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
 - (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and
 - (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- 5 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 6 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 7 THE HON. R. J. LONG—To move, That this House views with concern the failure of the Government to give written assurances to volunteer firemen involved with dangerous goods at a level crossing accident at Nilma on 1 June 1988, and believes that, in the event of health hazards arising from this or other accidents, the Government should provide full protection and treatment to volunteers.
- 8 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

ORDERS OF THE DAY

- 1 **CRIMES COMPENSATION TRIBUNAL REPORT, 1987-88—To be considered.**
- 2 **INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—MICROINJECTION OF SPERM UNDER THE ZONA PELLUCIDA, JULY 1988—To be considered.**
- 3 **LEGAL AID COMMISSION REPORT, 1987-88—To be considered.**
- 4 **WATER RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.**
- 5 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(Hon. B. A. Chamberlain)—Second reading—Resumption of debate. (Hon. D. R. White).**
- 6 **ARTS MINISTRY REPORT, 1987-88—To be considered.**
- 7 **AUDITOR-GENERAL'S OFFICE REPORT, 1987-88—To be considered.**
- 8 **COUNTRY FIRE AUTHORITY REPORT, 1987-88—To be considered.**
- 9 **CORRECTIONS OFFICE REPORT, 1987-88—To be considered.**
- 10 **CURRICULUM AND ASSESSMENT BOARD REPORT, 1987-88—To be considered.**
- 11 **EXHIBITION TRUSTEES—MINISTER'S ADVICE OF EXTENSION OF TIME TO SUBMIT REPORT FOR 1986-87 AND REASONS THEREFOR—To be considered.**
- 12 **EXHIBITION TRUSTEES REPORT, 1986-87—To be considered.**
- 13 **FORESTS (BOWATER-SCOTT AGREEMENT) ACT 1986—MINISTER'S REPORT OF AMENDMENT TO AGREEMENT—To be considered.**
- 14 **GAS AND FUEL CORPORATION REPORT, 1987-88—To be considered.**
- 15 **HISTORIC BUILDINGS COUNCIL REPORT, 1987-88—To be considered.**
- 16 **INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.**
- 17 **INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1987-88—To be considered.**
- 18 **INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.**
- 19 **LAND CONSERVATION COUNCIL REPORT, 1987-88—To be considered.**
- 20 **LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1987—To be considered.**
- 21 **MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1987-88—To be considered.**
- 22 **MENTAL HEALTH REVIEW BOARD REPORT, 1987-88—To be considered.**
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- 32 **STATE BOARD OF EDUCATION REPORT, 1987-88—To be considered.**

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- 33 TRANSPORT ACCIDENT COMMISSION REPORT, 1987-88—To be considered.
 - 34 WEST MOORABOOL WATER BOARD REPORT, 1986-87—To be considered.
 - 35 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 64 and 65—To be considered.
 - 36 PARLIAMENTARY DEPARTMENTS—AUDIT OFFICE ASSESSMENT—To be considered.
 - 37 ANTI-CANCER COUNCIL REPORT, 1987-88—To be considered.
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 - 42 WHIPSTICK GOLD MINING AND DEVELOPMENT COMPANY—MINISTERIAL STATEMENT—To be considered.
 - 43 RECYCLING AND LITTER ADVISORY COMMITTEE'S SECOND REPORT—To be considered.
 - 44 DAIRY INDUSTRY AUTHORITY REPORT, 1987-88—To be considered.
 - 45 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1987-88—To be considered.
 - 46 GRANTS COMMISSION REPORT, 1987-88—To be considered.
 - 47 INDUSTRIAL RELATIONS ACT 1979—PRESIDENT'S REPORT, 1986-87—To be considered.
 - 48 LOCAL GOVERNMENT DEPARTMENT REPORT, 1987-88—To be considered.
 - 49 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1987-88—To be considered.
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 - 51 NATIONAL TENNIS CENTRE TRUST REPORT, 1987-88—To be considered.
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 - 53 PUBLIC SERVICE BOARD REPORT, 1987-88—To be considered.
 - 54 VICTORIAN DEVELOPMENT FUND REPORT, 1987-88—To be considered.
 - 55 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORTS, 1985-86 AND 1986-87—To be considered.
 - *56 ACCIDENT COMPENSATION COMMISSION REPORT, 1987-88—To be considered.
 - *57 ACCIDENT COMPENSATION TRIBUNAL REPORT, 1987-88—To be considered.
 - *58 ACCIDENT REHABILITATION COUNCIL REPORT, 1987-88—To be considered.
 - *59 COMMUNITY SERVICES DEPARTMENT REPORT, 1987-88—To be considered.
 - *60 CONSUMER AFFAIRS MINISTRY REPORT, 1987-88—To be considered.
 - *61 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1987-88—To be considered.
 - *62 EDUCATION MINISTRY REPORT, 1987-88—To be considered.
 - *63 ESTATE AGENTS BOARD REPORT, 1987-88—To be considered.
 - *64 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1987-88—To be considered.
 - *65 NATIONAL PARKS—DIRECTOR'S REPORT, 1987-88—To be considered.
 - *66 PROPERTY AND SERVICES DEPARTMENT REPORT, 1987-88—To be considered.

Thursday, 24 November 1988

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- *67 TRANSPORT MINISTRY REPORT, 1987-88—To be considered.
 - *68 URBAN LAND AUTHORITY REPORT, 1987-88—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

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SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

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No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 7, 8 and 9

No. 7—Tuesday, 22 November 1988

- 1 The President took the Chair and read the Prayer.
- 2 **LOCAL GOVERNMENT (VALIDATION) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act for the validation of certain Orders made under Part II of the 'Local Government Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **LAND TAX (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Land Tax Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **PAY-ROLL TAX (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Pay-roll Tax Act 1971' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to facilitate the amalgamation of the Melbourne College of Advanced Education and The University of Melbourne, to repeal the 'Melbourne College of Advanced Education Act 1982' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **SOUTHGATE PROJECT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Southgate Project Act 1986' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Crimes (Family Violence) Act 1987* and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

8 PAPERS—

RECYCLING AND LITTER ADVISORY COMMITTEE—The Honourable B. T. Pullen moved, by leave, That there be laid before this House a copy of the Second Report of the Victorian Recycling and Litter Advisory Committee.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable B. T. Pullen and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dairy Industry Authority—Report and financial statements for the year 1987–88.

Equal Opportunity—Reports of the Commissioner for Equal Opportunity and the Equal Opportunity Board for the year 1987–88.

Geelong Regional Commission—Minister's advice of 16 November 1988 of extension of time granted to submit annual report and the reasons therefor.

Grants Commission—Report for the year ended 31 August 1988.

Industrial Relations Act 1979—Report of the President of the Industrial Relations Commission on the operation of the Act for the year ended 31 October 1987.

Local Government Department—Report and financial statements for the year 1987–88.

Metropolitan Fire Brigades Board—Report and financial statements for the year 1987–88.

National Companies and Securities Commission—Report and financial statements for the year 1987–88.

National Tennis Centre Trust—Report and financial statements for the year 1987–88.

Public Authorities Finance Agency—Report and statement of accounts for the year 1987–88.

Public Service Board—Report and financial statements for the year 1987–88.

River Improvement Act 1958—Minister's Notice of Intention to unite the Ovens and King River District and Fifteen Mile Creek Improvement District and to form the Ovens River Management Board.

Statutory Rules under the following Acts of Parliament:

Associations Incorporation Act 1981—No. 408.

Business Names Act 1962—No. 409.

Co-operation Act 1981—No. 412.

Co-operative Housing Societies Act 1958—No. 411.

Drugs, Poisons and Controlled Substances Act 1981—No. 413.

Food Act 1984—No. 416.

Friendly Societies Act 1986—No. 410.

Health Act 1958—Nos. 414, 415 and 417 to 420.

Hospitals Superannuation Act 1988—No. 422.

Nurses Act 1958—No. 396 (*in lieu of that tabled on 31 October 1988*).

Public Service Act 1974—PSD No. 54.

Statutory Rules—*continued*

Trustee Act 1958—No. 407, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Commonwealth Financial Corporations Act 1974
Commonwealth Banking Act 1959 (as amended).

Valuation of Land Act 1960—No. 421.

Water Act 1958—No. 423.

Victorian Development Fund—Report for the year 1987–88, pursuant to the *Public Account Act* 1958.

Upper Yarra Valley and Dandenong Ranges Authority—Reports and accounts for the years ended 30 September 1986 and 30 September 1987 (two papers).

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **PAY-ROLL TAX (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **LAND TAX (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 **SOUTHGATE PROJECT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 **LOCAL GOVERNMENT (VALIDATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 13 **MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

14 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.

15 **ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

16 **DAIRY INDUSTRY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

17 **LOCAL GOVERNMENT (VALIDATION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

18 **STAMPS (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Stamps Act 1958', to make consequential amendments to the 'Racing Act 1958', to amend the 'Trustee (Amendment) Act 1986' and the 'Taxation Acts Amendment Act 1987' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

19 **SHOP TRADING (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to repeal provisions for the registration of shops and market sites, to amend the 'Shop Trading Act 1987' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable C. J. Hogg (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Marie Tehan) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

20 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council at 10.43 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 8—Wednesday, 23 November 1988

- 1 The Deputy President took the Chair and read the Prayer.
- 2 **MELBOURNE UNIVERSITY COUNCIL**—The Honourable Evan Walker moved, by leave, That the Honourable William Albert Landeryou be recommended to the Governor in Council for appointment to the Council of the Melbourne University.
Question—put and resolved in the affirmative.
- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Accident Compensation Commission—
 - Minister's advice of failure of Commission to submit an annual report to him by 30 September and the reasons therefor.
 - Report and financial statements for the year 1987–88.
 - Accident Compensation Tribunal—
 - Minister's advice of failure of Tribunal to submit an annual report to him by 30 September and the reasons therefor.
 - Report and financial statements for the year 1987–88.
 - Accident Rehabilitation Council—
 - Minister's advice of failure of Council to submit an annual report to him by 30 September and the reasons therefor.
 - Report and financial statements for the year 1987–88.
 - Community Services Department—Report and financial statements for the year 1987–88.
 - Consumer Affairs Ministry—Report and financial statements for the year 1987–88.
 - Director of Public Prosecutions Office—Report and financial statements for the year 1987–88.
 - Education Ministry—Report and financial statements for the year 1987–88.
 - Estate Agents Board—Report and accounts for the year 1987–88.
 - Management and Budget Department—Report and financial statements for the year 1987–88.
 - National Parks—Report of the Director for the year 1987–88.
 - Property and Services Department—Report and financial statements for the year 1987–88.
 - Transport Ministry—Report and financial statements for the year 1987–88, including determinations of quantitative targets for the Metropolitan Transit Authority, State Transport Authority, Road Traffic Authority and Road Construction Authority for the year 1988–89.

Urban Land Authority—Report and statement of accounts for the year 1987–88.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.

5 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION—The Honourable M. A. Birrell moved, That this House—

(a) condemns the Cain Government for failing to appoint a Royal Commission to investigate the Victorian Economic Development Corporation loans affair; and

(b) calls for the immediate creation of a full and open inquiry (conducted by a judge) into the affair, including—

(i) whether any person was guilty of any impropriety, breach of law or duty, negligence, or act of dishonesty in relation to their dealings with the V.E.D.C.;

(ii) whether any Government Minister abused his position or breached convention by his involvement with the V.E.D.C.;

(iii) the extent to which members of the Government kept information about the V.E.D.C. secret or sought to protect members of the A.L.P. when disclosure would have been in the public interest; and

(iv) whether there was any failure of Ministerial responsibility in relation to the V.E.D.C.

Debate ensued.

Question—put.

The Council divided.

AYES, 24	NOES, 18
The Hon. G. B. Ashman (<i>Teller</i>)	The Hon. Joan Coxsedg
W. R. Baxter	G. R. Crawford
R. A. Best	B. E. Davidson
M. A. Birrell	D. E. Henshaw
B. A. Chamberlain (<i>Teller</i>)	C. J. Hogg
G. P. Connard	R. S. Ives
G. H. Cox	C. J. Kennedy
G. R. Craige	L. Kokocinski (<i>Teller</i>)
R. S. de Fegely	W. A. Landeryou (<i>Teller</i>)
D. M. Evans	M. A. Lyster
J. V. C. Guest	J. McLean
P. R. Hall	B. W. Mier
R. M. Hallam	B. T. Pullen
R. I. Knowles	G. A. Sgro
R. Lawson	T. C. Theophanous
R. J. Long	C. F. Van Buren
R. Macey	Evan Walker
J. G. Miles	D. R. White
B. A. E. Skeggs	
K. M. Smith	
Haddon Storey	

Marie Tehan
Rosemary Varty
K. I. M. Wright

And so it was resolved in the affirmative.

- 6 **JOINT SITTINGS**—The President announced that the time had arrived for the Joint Sittings with the Assembly to recommend Members for appointment to the La Trobe University Council, the Victorian Curriculum and Assessment Board and the Victorian Institute of Marine Sciences Council, and to elect a Member to the Victorian Health Promotion Foundation.

Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—

The President reported that, at the Joint Sittings, the Honourable Ronald Alexander Best, M.L.C., and Anthony John Sheehan, M.P., were chosen to be recommended for appointment to the La Trobe University Council; Ann Patricia Barker, M.P., and the Honourable Ian Winton Smith, M.P., were chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board; the Honourable Brian William Mier, M.L.C., Peter Ross-Edwards, M.P., and Ronald Herbert Wells, M.P., were chosen to be recommended for appointment to the Victorian Institute of Marine Sciences Council; and Malcolm John Sandon, M.P., was elected to the Victorian Health Promotion Foundation.

- 7 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until later this day.
- 8 **ESTIMATES COMMITTEE**—The President announced the receipt of a Message from the Assembly acquainting the Council of a Resolution concerning the appointment of a Joint Select Committee to inquire into and report upon the Annual Estimates of Receipts and Payments and any Additional or Supplementary Estimates of Receipts and Payments, and desiring the concurrence of the Council therein.

Ordered—That the Message be taken into consideration later this day.

- 9 **BUILDING CONTROL (PLUMBERS, GASFITTERS AND DRAINERS) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Building Control (Plumbers, Gasfitters and Drainers) Act 1985’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 **BUSINESS FRANCHISE ACTS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the Business Franchise Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 **STAMPS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 13 **SOUTHGATE PROJECT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.

- 15 **PAY-ROLL TAX (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 16 **SHOP TRADING (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 **VICTORIAN ARTS CENTRE (AMENDMENT) BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision in relation to the powers of certain public bodies and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable C. J. Hogg), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 18 **BUILDING CONTROL (PLUMBERS, GASFITTERS AND DRAINERS) (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable G. R. Craige moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 19 **MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

And then the Council, at 10.06 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 9—Thursday, 24 November 1988

1 The President took the Chair and read the Prayer.

2 **LIBRARIES BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to constitute a Libraries Board of Victoria and a Council of the State Library of Victoria, to repeal the ‘Libraries Act 1958’ and the ‘Library Council of Victoria Act 1965’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **PAPERS**—

SUPREME COURT JUDGES—The Honourable Evan Walker presented, by command of His Excellency the Governor, the Report of the Supreme Court Judges for the year 1987.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

AIDS—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Policy Discussion Paper entitled *Aids: A Time to Care, A Time to Act*.

Question—put and resolved in the affirmative.

The said Paper was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable M. A. Birrell moved, That the Paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

VICTORIAN TAXATION—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of a Summary of Victorian Taxation, 1988–89 (including the report of the Commissioner of Land Tax, pursuant to the *Land Tax Act 1958*).

Question—put and resolved in the affirmative.

The said Summary was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Rosemary Varty moved, That the Summary be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

PORTLAND SMELTER AND ALUMINIUM SMELTERS OF VICTORIA—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of—

(a) the Portland Smelter Unit Trust Financial Statements for the year 1987-88; and

(b) the Aluminium Smelters of Victoria Pty. Ltd. Report for the year 1987-88.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Marie Tehan moved, That the papers be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

LEGAL AND CONSTITUTIONAL COMMITTEE—SUBORDINATE LEGISLATION—The Honourable D. M. Evans presented the Thirteenth Report from the Legal and Constitutional Committee on Subordinate Legislation (S.R. Nos. 73 and 292/1988) together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY—The Honourable R. Lawson presented an Interim Report from the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy, together with an Appendix.

Ordered to lie on the Table and to be printed.

The Honourable R. I. Knowles moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Attorney-General's Department—Report and financial statements for the year 1987-88.

Conservation, Forests and Lands Department—Report and financial statements for the year 1987-88.

Guardianship and Administration Board—Report and financial statements for the year 1987-88.

Health Promotion Foundation—Report and financial statements for the year 1987-88.

Law Reform Commission—

Report on Principles for Occupational Regulation: Occupational Regulation Report No. 2.

Report on Sexual Offences Against People with Impaired Mental Functioning.
Ombudsman—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of approval of the following amendments to planning schemes:

Bulla Planning Scheme—Amendment L2.

Dundas Planning Scheme—Amendment L1.

Huntly Planning Scheme—Amendment L6.

Pyalong Planning Scheme—Amendments L2 to L4.

Rosedale Planning Scheme—Amendment L17.

Tambo Planning Scheme—Amendment L4.

Traralgon (City) Planning Scheme—Amendment L4.

Public Advocate—Report and financial statements for the year 1987–88.

Young Farmers' Finance Council—Report for the year 1987–88.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

5 **BUSINESS FRANCHISE ACTS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

6 **VICTORIAN ARTS CENTRE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

7 **BUILDING CONTROL (PLUMBERS, GASFITTERS AND DRAINERS) (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

8 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.

9 **ESTIMATES COMMITTEE**—The Order of the Day having been read for the consideration of the Message from the Assembly acquainting the Council of a Resolution concerning the appointment of a Joint Select Committee to inquire into and report upon the Annual Estimates of Receipts and Payments and any Additional

or Supplementary Estimates of Receipts and Payments, the said Resolution was read and is as follows:

1. That a Joint Select Committee be appointed to inquire into and report upon the Annual Estimates of Receipts and Payments and any Additional or Supplementary Estimates of Receipts and Payments presented to the Legislative Assembly and the Legislative Council and referred to the Committee by resolution of the Council and the Assembly from time to time.
2. That the Committee may in addition inquire into and report on the efficiency, effectiveness and economy of the administration of particular programs and items of expenditure contained in Appropriation Bills or on any other matter arising out of the Estimates.

Priority to Parliamentary References

3. That the Committee shall give priority to such investigations referred to it by resolution of the Council and the Assembly.

Time Period for Reporting

4. That the resolution referring Estimates to the Committee for inquiry and report shall fix a day by which the Committee shall report its findings to each House.

Membership

5. That the Committee shall consist of 8 Members, comprising not more than 6 Members of the Council and not more than 6 Members of the Assembly.

Quorum

6. That 4 Members of the Committee shall constitute a quorum of the Committee.

Chairman

7. That the Committee shall elect one of the Government members of the Committee to be Chairman.
8. That the Chairman shall have a deliberative vote and, in the event of an equality of votes, shall have a casting vote.

Deputy Chairman

9. That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform all the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.

Sitting Times and Places

10. That the Committee may sit in such places in Victoria as seems most convenient for the proper and speedy despatch of business.
11. The Committee shall not sit while either House is actually sitting except by leave of that House and may not, while either House is actually sitting, sit in any place other than a place that is within the Parliament buildings.

Participation of Non-Members

12. That members of either House, not being members of the Committee, may participate at the discretion of the Chairman in any public hearing at which evidence is given and witnesses are examined but shall not vote, move any motion or be counted for the purpose of a quorum.

Procedure of the Committee

13. That the Committee may ask for explanations from Ministers from either House, and from public servants and other relevant persons relating to items of proposed expenditure.
14. That the Committee may send for persons, papers and records and report Minutes of Evidence from time to time.
15. That the Committee shall unless it otherwise resolves take all evidence in public.
16. That the Committee shall keep a record of all evidence given before it and determinations made by it.
17. That the Committee have the power to authorise publication of any evidence given before it in public and any document presented to it subject to the consideration of the views of the relevant Ministers.

Use of Consultancy Services

18. That the Committee may, with the prior approval of the Treasurer and the Speaker, commission any person or persons to investigate and report to the Committee on any aspect of a proposal, matter or thing being inquired into or being considered by the Committee.

Discussion Papers/Reports

19. That the Committee may publish discussion papers and present interim reports to the Parliament prior to any final report to the Parliament.
20. That reports of the Committee may recommend matters for further investigation by a joint investigatory committee appointed under the *Parliamentary Committees Act 1968*.
21. Where requested so to do by one or more members of the Committee, the Committee shall include with a report made by it to each House a minority report on behalf of that member or those members.

Payment of Members

22. That the Committee be a Committee to which section 51A of the *Parliamentary Committees Act 1968* applies.

Hansard

23. That as soon as practicable after the completion of each day's proceedings a transcript of the evidence taken in public by the Committee shall be published.

Conflict with Standing Orders

24. That the foregoing provisions of this resolution so far as they are inconsistent with the Standing Orders and Practices of the Houses shall have effect notwithstanding anything contained in those Standing Orders.

Expiry of Resolution

25. This resolution shall have effect up to and until 31 May 1989.

The Honourable Evan Walker moved, That the Council concur with the Assembly and agree to the said Resolution.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 10 **LIBRARIES BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable C. J. Hogg) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Thursday next.

- 11 **LOCAL GOVERNMENT (VALIDATION) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. Lawson having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 12 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 6 December 1988.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 4.42 p.m., adjourned until Tuesday, 6 December 1988.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Treasury (Amendment) Regulations 1988 (S.R. No. 113/1988) be disallowed. [*Notice given 22 November 1988; 10 sitting days remain for resolving***]
- *2 THE HON. D. M. EVANS—To move, That the Films Regulations 1988 (S.R. No. 280/1988) be disallowed. [*Notice given 24 November 1988; 12 sitting days remain for resolving***]
- *3 THE HON. D. M. EVANS—To move, That the Public Service (Amendment) Regulations (No. 3) 1988 (S.R. No. 160/1988) be disallowed. [*Notice given 24 November 1988; 12 sitting days remain for resolving***]
- *4 THE HON. D. M. EVANS—To move, That the Trustee Companies (Reserve Fund) Regulations 1988 (S.R. No. 198/1988) be disallowed. [*Notice given 24 November 1988; 12 sitting days remain for resolving***]
- *5 THE HON. D. M. EVANS—To move, That M.M.B.W. By-law No. 250: Trade Waste (S.R. No. 285/1988) be disallowed. [*Notice given 24 November 1988; 12 sitting days remain for resolving***]
- *6 THE HON. D. M. EVANS—To move, That the State Superannuation Regulations 1988 (S.R. No. 282/1988) be disallowed. [*Notice given 24 November 1988; 12 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PAY-ROLL TAX (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 2 STAMPS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- 3 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *4 LIBRARIES BILL—(from Assembly—Hon. C. J. Hogg)—Second reading—Resumption of debate (Hon. Haddon Storey).
- 5 BUSINESS FRANCHISE ACTS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- 6 VICTORIAN ARTS CENTRE (AMENDMENT) BILL—(from Assembly—Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

- 7 **CANCER (CENTRAL REGISTERS) BILL**—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- 8 **FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988**—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate. (Hon. Marie Tehan).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.
- 2 **THE HON. R. M. HALLAM**—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 3 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 4 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
- (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and
 - (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- 5 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.

- 6 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records, four to be the quorum.
- 7 THE HON. R. J. LONG—To move, That this House views with concern the failure of the Government to give written assurances to volunteer firemen involved with dangerous goods at a level crossing accident at Nilma on 1 June 1988, and believes that, in the event of health hazards arising from this or other accidents, the Government should provide full protection and treatment to volunteers.
- 8 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 ARTS MINISTRY REPORT, 1987-88—To be considered.
- 3 AUDITOR-GENERAL'S OFFICE REPORT, 1987-88—To be considered.
- 4 COUNTRY FIRE AUTHORITY REPORT, 1987-88—To be considered.
- 5 CORRECTIONS OFFICE REPORT, 1987-88—To be considered.
- 6 CURRICULUM AND ASSESSMENT BOARD REPORT, 1987-88—To be considered.
- 7 EXHIBITION TRUSTEES—MINISTER'S ADVICE OF EXTENSION OF TIME TO SUBMIT REPORT FOR 1986-87 AND REASONS THEREFOR—To be considered.
- 8 EXHIBITION TRUSTEES REPORT, 1986-87—To be considered.
- 9 FORESTS (BOWATER-SCOTT AGREEMENT) ACT 1986—MINISTER'S REPORT OF AMENDMENT TO AGREEMENT—To be considered.
- 10 GAS AND FUEL CORPORATION REPORT, 1987-88—To be considered.
- 11 HISTORIC BUILDINGS COUNCIL REPORT, 1987-88—To be considered.
- 12 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1987-88—To be considered.
- 13 INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1987-88—To be considered.
- 14 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.
- 15 LAND CONSERVATION COUNCIL REPORT, 1987-88—To be considered.
- 16 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1987—To be considered.
- 17 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1987-88—To be considered.
- 18 MENTAL HEALTH REVIEW BOARD REPORT, 1987-88—To be considered.
- 19 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1987-88—To be considered.
- 20 PATRIOTIC FUNDS COUNCIL REPORT, 1987—To be considered.

- 21 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1987-88—To be considered.
- 22 PORT OF MELBOURNE AUTHORITY REPORT, 1987-88—To be considered.
- 23 PREMIER AND CABINET DEPARTMENT REPORT, 1987-88—To be considered.
- 24 PSYCHOSURGERY REVIEW BOARD REPORT, 1987-88—To be considered.
- 25 RURAL FINANCE COMMISSION REPORT, 1987-88—To be considered.
- 26 SOLAR ENERGY COUNCIL REPORT, 1987-88—To be considered.
- 27 SPORT AND RECREATION DEPARTMENT REPORT, 1987-88—To be considered.
- 28 STATE BOARD OF EDUCATION REPORT, 1987-88—To be considered.
- 29 TRANSPORT ACCIDENT COMMISSION REPORT, 1987-88—To be considered.
- 30 WEST MOORABOOL WATER BOARD REPORT, 1986-87—To be considered.
- 31 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 64 and 65—To be considered.
- 32 PARLIAMENTARY DEPARTMENTS—AUDIT OFFICE ASSESSMENT—To be considered.
- 33 ANTI-CANCER COUNCIL REPORT, 1987-88—To be considered.
- 34 EGG MARKETING BOARD REPORT, 1987-88—To be considered.
- 35 LABOUR DEPARTMENT REPORT, 1987-88—To be considered.
- 36 STATE INSURANCE OFFICE REPORT, 1987-88—To be considered.
- 37 TOBACCO LEAF MARKETING BOARD REPORT, 1987-88—To be considered.
- 38 WHIPSTICK GOLD MINING AND DEVELOPMENT COMPANY—MINISTERIAL STATEMENT—To be considered.
- 39 RECYCLING AND LITTER ADVISORY COMMITTEE'S SECOND REPORT—To be considered.
- 40 DAIRY INDUSTRY AUTHORITY REPORT, 1987-88—To be considered.
- 41 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1987-88—To be considered.
- 42 GRANTS COMMISSION REPORT, 1987-88—To be considered.
- 43 INDUSTRIAL RELATIONS ACT 1979—PRESIDENT'S REPORT, 1986-87—To be considered.
- 44 LOCAL GOVERNMENT DEPARTMENT REPORT, 1987-88—To be considered.
- 45 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1987-88—To be considered.
- 46 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1987-88—To be considered.
- 47 NATIONAL TENNIS CENTRE TRUST REPORT, 1987-88—To be considered.
- 48 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1987-88—To be considered.
- 49 PUBLIC SERVICE BOARD REPORT, 1987-88—To be considered.
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- 51 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORTS, 1985-86 AND 1986-87—To be considered.
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- 54 ACCIDENT REHABILITATION COUNCIL REPORT, 1987-88—To be considered.
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- 56 CONSUMER AFFAIRS MINISTRY REPORT, 1987-88—To be considered.
- 57 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1987-88—To be considered.
- 58 EDUCATION MINISTRY REPORT, 1987-88—To be considered.
- 59 ESTATE AGENTS BOARD REPORT, 1987-88—To be considered.
- 60 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1987-88—To be considered.
- 61 NATIONAL PARKS—DIRECTOR'S REPORT, 1987-88—To be considered.
- 62 PROPERTY AND SERVICES DEPARTMENT REPORT, 1987-88—To be considered.
- 63 TRANSPORT MINISTRY REPORT, 1987-88—To be considered.
- 64 URBAN LAND AUTHORITY REPORT, 1987-88—To be considered.
- *65 SUPREME COURT JUDGES REPORT, 1987—To be considered.
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- *68 PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1987-88—To be considered.
- *69 SUBORDINATE LEGISLATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S THIRTEENTH REPORT—To be considered.
- *70 SOUTH WESTERN REGION WATER MANAGEMENT STRATEGY—NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S INTERIM REPORT—To be considered.
- *71 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1987-88—To be considered.
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- *74 HEALTH PROMOTION FOUNDATION REPORT, 1987-88—To be considered.
- *75 SEXUAL OFFENCES AGAINST PEOPLE WITH IMPAIRED MENTAL FUNCTIONING—LAW REFORM COMMISSION'S REPORT—To be considered.
- *76 OCCUPATIONAL REGULATION PRINCIPLES—LAW REFORM COMMISSION'S REPORT—To be considered.
- *77 OMBUDSMAN'S REPORT, 1987-88—To be considered.
- *78 PUBLIC ADVOCATE'S REPORT, 1987-88—To be considered.
- *79 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1987-88—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

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No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Treasury (Amendment) Regulations 1988 (S.R. No. 113/1988) be disallowed. [*Notice given 22 November 1988; 9 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Films Regulations 1988 (S.R. No. 280/1988) be disallowed. [*Notice given 24 November 1988; 11 sitting days remain for resolving***]
- 3 THE HON. D. M. EVANS—To move, That the Public Service (Amendment) Regulations (No. 3) 1988 (S.R. No. 160/1988) be disallowed. [*Notice given 24 November 1988; 11 sitting days remain for resolving***]
- 4 THE HON. D. M. EVANS—To move, That the Trustee Companies (Reserve Fund) Regulations 1988 (S.R. No. 198/1988) be disallowed. [*Notice given 24 November 1988; 11 sitting days remain for resolving***]
- 5 THE HON. D. M. EVANS—To move, That M.M.B.W. By-law No. 250: Trade Waste (S.R. No. 285/1988) be disallowed. [*Notice given 24 November 1988; 11 sitting days remain for resolving***]
- 6 THE HON. D. M. EVANS—To move, That the State Superannuation Regulations 1988 (S.R. No. 282/1988) be disallowed. [*Notice given 24 November 1988; 11 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- *2 TRUSTEE COMPANIES (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 3 VICTORIAN ARTS CENTRE (AMENDMENT) BILL—(from Assembly—Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 4 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 5 CANCER (CENTRAL REGISTERS) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. M. A. Birrell).

* Indicates new entry.

- 6 **FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988**—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

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NOTICES OF MOTION

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- *9 **THE HON. M. A. BIRRELL**—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 **ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 64 and 65**—To be considered.
- 3 **PARLIAMENTARY DEPARTMENTS—AUDIT OFFICE ASSESSMENT**—To be considered.
- 4 **ANTI-CANCER COUNCIL REPORT, 1987-88**—To be considered.
- 5 **EGG MARKETING BOARD REPORT, 1987-88**—To be considered.
- 6 **LABOUR DEPARTMENT REPORT, 1987-88**—To be considered.
- 7 **STATE INSURANCE OFFICE REPORT, 1987-88**—To be considered.
- 8 **TOBACCO LEAF MARKETING BOARD REPORT, 1987-88**—To be considered.
- 9 **WHIPSTICK GOLD MINING AND DEVELOPMENT COMPANY—MINISTERIAL STATEMENT**—To be considered.
- 10 **RECYCLING AND LITTER ADVISORY COMMITTEE'S SECOND REPORT**—To be considered.
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- 13 **GRANTS COMMISSION REPORT, 1987-88**—To be considered.
- 14 **INDUSTRIAL RELATIONS ACT 1979—PRESIDENT'S REPORT, 1986-87**—To be considered.
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 - 49 PUBLIC ADVOCATE'S REPORT, 1987-88—To be considered.
 - 50 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1987-88—To be considered.
 - *51 GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1987-88—To be considered.
 - *52 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 30 NOVEMBER 1988—To be considered.
 - *53 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY—CONSULTATIVE COUNCIL'S REPORT, 1986—To be considered.
 - *54 COUNCIL OF ADULT EDUCATION REPORT, 1987-88—To be considered.
 - *55 DRIED FRUITS BOARD REPORT, 1987—To be considered.

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- *56 ETHNIC AFFAIRS COMMISSION REPORT, 1987-88—To be considered.
 - *57 GEELONG REGIONAL COMMISSION REPORT, 1987-88—To be considered.
 - *58 HARNESS RACING BOARD REPORT, 1987-88—To be considered.
 - *59 LATROBE REGIONAL COMMISSION REPORT, 1987-88—To be considered.
 - *60 LIQUOR LICENSING COMMISSION REPORT, 1987-88—To be considered.
 - *61 NURSING COUNCIL REPORT, 1987-88—To be considered.
 - *62 PHARMACY BOARD REPORT, 1987—To be considered.
 - *63 RADIATION ADVISORY COMMITTEE REPORT, 1987-88—To be considered.
 - *64 RURAL WATER COMMISSION—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT AND THE REASONS THEREFOR—To be considered.
 - *65 RURAL WATER COMMISSION REPORT, 1987-88—To be considered.
 - *66 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1987-88—To be considered.
 - *67 VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER 1988, AND OF EXTENSION OF TIME TO SUBMIT REPORT AND THE REASONS THEREFOR—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

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NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

† Suspended on 6 December 1988 until the end of December 1988.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Treasury (Amendment) Regulations 1988 (S.R. No. 113/1988) be disallowed. [*Notice given 22 November 1988; 8 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Films Regulations 1988 (S.R. No. 280/1988) be disallowed. [*Notice given 24 November 1988; 10 sitting days remain for resolving***]
- 3 THE HON. D. M. EVANS—To move, That the Public Service (Amendment) Regulations (No. 3) 1988 (S.R. No. 160/1988) be disallowed. [*Notice given 24 November 1988; 10 sitting days remain for resolving***]
- 4 THE HON. D. M. EVANS—To move, That the Trustee Companies (Reserve Fund) Regulations 1988 (S.R. No. 198/1988) be disallowed. [*Notice given 24 November 1988; 10 sitting days remain for resolving***]
- 5 THE HON. D. M. EVANS—To move, That M.M.B.W. By-law No. 250: Trade Waste (S.R. No. 285/1988) be disallowed. [*Notice given 24 November 1988; 10 sitting days remain for resolving***]
- 6 THE HON. D. M. EVANS—To move, That the State Superannuation Regulations 1988 (S.R. No. 282/1988) be disallowed. [*Notice given 24 November 1988; 10 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CANCER (CENTRAL REGISTERS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- 2 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate. (Hon. Marie Tehan).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.

- 2 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 3 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
- (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and
 - (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- 4 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 5 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 6 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 7 **THE HON. M. A. BIRRELL**—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 **RECYCLING AND LITTER ADVISORY COMMITTEE'S SECOND REPORT**—To be considered.
- 3 **DAIRY INDUSTRY AUTHORITY REPORT, 1987-88**—To be considered.
- 4 **EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1987-88**—To be considered.

- 5 GRANTS COMMISSION REPORT, 1987-88—To be considered.
- 6 INDUSTRIAL RELATIONS ACT 1979—PRESIDENT'S REPORT, 1986-87—To be considered.
- 7 LOCAL GOVERNMENT DEPARTMENT REPORT, 1987-88—To be considered.
- 8 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1987-88—To be considered.
- 9 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1987-88—To be considered.
- 10 NATIONAL TENNIS CENTRE TRUST REPORT, 1987-88—To be considered.
- 11 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1987-88—To be considered.
- 12 PUBLIC SERVICE BOARD REPORT, 1987-88—To be considered.
- 13 VICTORIAN DEVELOPMENT FUND REPORT, 1987-88—To be considered.
- 14 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORTS, 1985-86 AND 1986-87—To be considered.
- 15 ACCIDENT COMPENSATION COMMISSION REPORT, 1987-88—To be considered.
- 16 ACCIDENT COMPENSATION TRIBUNAL REPORT, 1987-88—To be considered.
- 17 ACCIDENT REHABILITATION COUNCIL REPORT, 1987-88—To be considered.
- 18 COMMUNITY SERVICES DEPARTMENT REPORT, 1987-88—To be considered.
- 19 CONSUMER AFFAIRS MINISTRY REPORT, 1987-88—To be considered.
- 20 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1987-88—To be considered.
- 21 EDUCATION MINISTRY REPORT, 1987-88—To be considered.
- 22 ESTATE AGENTS BOARD REPORT, 1987-88—To be considered.
- 23 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1987-88—To be considered.
- 24 NATIONAL PARKS—DIRECTOR'S REPORT, 1987-88—To be considered.
- 25 PROPERTY AND SERVICES DEPARTMENT REPORT, 1987-88—To be considered.
- 26 TRANSPORT MINISTRY REPORT, 1987-88—To be considered.
- 27 URBAN LAND AUTHORITY REPORT, 1987-88—To be considered.
- 28 SUPREME COURT JUDGES REPORT, 1987—To be considered.
- 29 AIDS—POLICY DISCUSSION PAPER—To be considered.
- 30 VICTORIAN TAXATION SUMMARY, 1988-89—To be considered.
- 31 PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1987-88—To be considered.
- 32 SUBORDINATE LEGISLATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S THIRTEENTH REPORT—To be considered.
- 33 SOUTH WESTERN REGION WATER MANAGEMENT STRATEGY—NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S INTERIM REPORT—To be considered.
- 34 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1987-88—To be considered.
- 35 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT, 1987-88—To be considered.
- 36 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1987-88—To be considered.
- 37 HEALTH PROMOTION FOUNDATION REPORT, 1987-88—To be considered.

- 38 SEXUAL OFFENCES AGAINST PEOPLE WITH IMPAIRED MENTAL FUNCTIONING—LAW REFORM COMMISSION'S REPORT—To be considered.
- 39 OCCUPATIONAL REGULATION PRINCIPLES—LAW REFORM COMMISSION'S REPORT—To be considered.
- 40 OMBUDSMAN'S REPORT, 1987-88—To be considered.
- 41 PUBLIC ADVOCATE'S REPORT, 1987-88—To be considered.
- 42 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1987-88—To be considered.
- 43 GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1987-88—To be considered.
- 44 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 30 NOVEMBER 1988—To be considered.
- 45 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY—CONSULTATIVE COUNCIL'S REPORT, 1986—To be considered.
- 46 COUNCIL OF ADULT EDUCATION REPORT, 1987-88—To be considered.
- 47 DRIED FRUITS BOARD REPORT, 1987—To be considered.
- 48 ETHNIC AFFAIRS COMMISSION REPORT, 1987-88—To be considered.
- 49 GEELONG REGIONAL COMMISSION REPORT, 1987-88—To be considered.
- 50 HARNESS RACING BOARD REPORT, 1987-88—To be considered.
- 51 LATROBE REGIONAL COMMISSION REPORT, 1987-88—To be considered.
- 52 LIQUOR LICENSING COMMISSION REPORT, 1987-88—To be considered.
- 53 NURSING COUNCIL REPORT, 1987-88—To be considered.
- 54 PHARMACY BOARD REPORT, 1987—To be considered.
- 55 RADIATION ADVISORY COMMITTEE REPORT, 1987-88—To be considered.
- 56 RURAL WATER COMMISSION—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT AND THE REASONS THEREFOR—To be considered.
- 57 RURAL WATER COMMISSION REPORT, 1987-88—To be considered.
- 58 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1987-88—To be considered.
- 59 VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER 1988, AND OF EXTENSION OF TIME TO SUBMIT REPORT AND THE REASONS THEREFOR—To be considered.
- *60 ENVIRONMENT COMMISSIONER'S REPORT, 1987-88—To be considered.
- *61 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1987—To be considered.
- *62 EXHIBITION TRUSTEES—MINISTER'S ADVICE OF FURTHER EXTENSION OF TIME TO SUBMIT ANNUAL REPORT FOR 1987-88 AND REASONS THEREFOR—To be considered.
- *63 HEALTH DEPARTMENT REPORT, 1987-88—To be considered.
- *64 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1987-88—To be considered.
- *65 INFERTILITY—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT, 1987-88—To be considered.

Friday, 9 December 1988

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- *66 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- *67 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods and Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

Friday, 9 December 1988

7

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—General business.

†No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 10, 11, 12

No. 10—Tuesday, 6 December 1988

- 1 The President took the Chair and read the Prayer.
- 2 **THE LATE JOHN ALBERT LITTLE**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 25 November 1988, of John Albert Little, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Melbourne North Province from 1954 to 1958.

And other Honourable Members having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 3 **ADJOURNMENT**—The Honourable Evan Walker moved, That as a further mark of respect to the memory of the late John Albert Little, the House do now adjourn until this day at 5.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 3.39 p.m., adjourned until this day at 5.00 p.m.

- 1 The President took the Chair.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on 29 November 1988, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Road Safety (Photographic Detection Devices) Act.

Dairy Industry (Amendment) Act.

Land Tax (Amendment) Act.

Melbourne College of Advanced Education (Amalgamation) Act.

Shop Trading (Amendment) Act.

Southgate Project (Amendment) Act.

Building Control (Plumbers, Gasfitters and Drainers) (Amendment) Act.

- 3 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "An Act to amend 'The Constitution Act Amendment Act 1958' to provide for the appointment of an independent Electoral Commissioner, to regulate electoral material, to consequentially amend certain other Acts and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **TRUSTEE COMPANIES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Trustee Companies Act 1984’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **BUSINESS OF THE HOUSE**—The Honourable Evan Walker moved, by leave, That so much of the Sessional Orders as requires that no new business be taken after 10.00 p.m. and that General business shall take precedence of Government business on Wednesdays be suspended until the end of December 1988 and that until the end of December 1988, unless otherwise ordered by the House, new business may be taken at any hour and Government business shall take precedence of General business.

Question—put and resolved in the affirmative.

6 **PAPERS**—

GOVERNMENT MAJOR PROJECTS UNIT—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Report of the Victorian Government Major Projects Unit for the year 1987–88.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable B. A. Chamberlain moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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CUSTODIAN’S REPORT—BLF—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Report No. 5 dated 30 November 1988 given to Mr. President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1986.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Council of Adult Education—Report and statement of accounts for the year 1987–88.

Dried Fruits Board—Report and statement of accounts for the year 1987.

Ethnic Affairs Commission—Report and financial statements for the year 1987–88.

Geelong Regional Commission—Report and financial statements for the year 1987–88.

Harness Racing Board—Report, accounts and balance sheets for the year 1987–88.

Latrobe Regional Commission—Report and statement of accounts for the year 1987–88.

Liquor Licensing Commission—Report and financial statements for the year 1987–88.

Nursing Council—Report and financial statements for the year 1987–88.

Pharmacy Board—Report and statement of accounts for the year 1987.

Planning and Environment Act 1987—Notices of approval of the following amendments to planning schemes:

Altona Planning Scheme—Amendment L1.

Bendigo Planning Scheme—Amendment L1.

Chiltern Planning Scheme—Amendment L5.

Frankston Planning Scheme—Amendment L3.

Geelong Regional Planning Scheme—Amendments R1, R5 Part 1 and R16.

Gordon Planning Scheme—Amendment L1.

Hampden Planning Scheme—Amendments L1 and L3.

Horsham Planning Scheme—Amendment L4.

Kilmore Planning Scheme—Amendment L7.

Korumburra Planning Scheme—Amendment L4.

Lillydale Planning Scheme—Amendments L4 and L23A.

Metropolitan Region Planning Schemes—Amendments R14, R19, R20, RL1 Part 5, RL8, RL11 Part 3, RL19, RL29 Part 2, RL39, RL50 and RL57.

Mildura (City) Planning Scheme—Amendment L4.

Mildura (Shire) Planning Scheme—Amendment L10.

Moe Planning Scheme—Amendment L5.

Narracan Planning Scheme—Amendment L7.

Pakenham Planning Scheme—Amendment L2.

Rochester Planning Scheme—Amendment L2.

Rosedale Planning Scheme—Amendment L14.

Stawell (Town) Planning Scheme—Amendment L2.

Tambo Planning Scheme—Amendment L14.

Traralgon (City) Planning Scheme—Amendments L2 and L3.

Warrnambool (City) Planning Scheme—Amendment L5.

Wodonga Development Areas Planning Scheme—Amendment L1.

Radiation Advisory Committee—Report for the year ended 31 October 1988.

Rural Water Commission—

Minister's report of failure of Commission to submit an annual report to him and the reasons therefor.

Report and financial statements for the year 1987-88.

Small Business Development Corporation—Report, balance sheet and statements of account for the year 1987-88.

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—No. 426.

Construction Industry Long Service Leave Act 1983—No. 425.

Drugs, Poisons and Controlled Substances Act 1981—No. 424.

Public Service Act 1974—PSD Nos. 56, 57 and 58.

Racing Act 1958—No. 403.

Victorian Relief Committee—Minister's report of failure of Committee to submit an annual report to him by 30 September 1988 and the granting of an extension of time to 30 December 1988 and the reasons therefor.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes and Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

7 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

8 **TRUSTEE COMPANIES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

9 **PAY-ROLL TAX (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

10 **STAMPS (FURTHER AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

11 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

12 **LIBRARIES BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the

question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 13 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable K. M. Smith moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 **BUSINESS FRANCHISE ACTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 **STAMPS (FURTHER AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.33 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 11—Wednesday, 7 December 1988

- 1 The President took the Chair and read the Prayer.

- 2 **PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR**—The President reported that, accompanied by Honourable Members, he had this day waited upon His Excellency the Governor and had presented to him the Address of the Legislative Council, adopted on 16 November 1988, in reply to His Excellency

the Governor's speech at the Opening of Parliament, and that His Excellency had been pleased to make the following reply:

MR PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

In the name and on behalf of Her Majesty the Queen I thank you for your expressions of loyalty to our Most Gracious Sovereign contained in the address you have just presented to me.

I fully rely on your wisdom in deliberating upon the important measures to be brought under your consideration, and I earnestly hope that the results of your labours will be conducive to the advancement and prosperity of this State.

Melbourne, 7 December 1988

J. Davis McCaughey
Governor of Victoria

3 PAPERS—

COMMISSIONER FOR THE ENVIRONMENT—The Honourable B. T. Pullen moved, by leave, That there be laid before this House a copy of the Report of the Office of the Commissioner for the Environment for the year 1987–88.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable B. T. Pullen and ordered to lie on the Table.

The Honourable Marie Tehan moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Chiropractors and Osteopaths Registration Board—Report and financial statement for the year 1987.

Exhibition Trustees—Minister's advice of 5 December 1988 of further extension of time granted to submit annual report for 1987–88 and the reasons therefor.

Health Department—Report and financial statements for the year 1987–88.

Housing and Construction Ministry—Report and financial statements for the year 1987–88.

Infertility—Report of the Standing Review and Advisory Committee for the year 1987–88.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Orders of the Day, Government Business, be postponed until later this day.

5 MALLEE NATIONAL PARKS SYSTEM—The Honourable D. M. Evans moved, That this House rejects the Land Conservation Council proposals for further major extensions of the National Parks system in the Mallee.

Debate ensued.

The Honourable C. F. Van Buren moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

6 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 2 to 6 inclusive, be postponed until later this day.

7 **VOLUNTEER FIREMEN**—The Honourable R. J. Long moved, That this House views with concern the failure of the Government to give written assurances to volunteer firemen involved with dangerous goods at a level crossing accident at Nilma on 1 June 1988, and believes that, in the event of health hazards arising from this or other accidents, the Government should provide full protection and treatment to volunteers.

Debate ensued.

The Honourable B. E. Davidson moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

8 **TRUSTEE COMPANIES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

9 **VICTORIAN ARTS CENTRE (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable Haddon Storey moved, That the debate be now adjourned.

Debate ensued.

Question—put.

The Council divided.

AYES, 17

The Hon. G. B. Ashman
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 J. V. C. Guest
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith (*Teller*)
 Haddon Storey
 Marie Tehan
 Rosemary Varty (*Teller*)

NOES, 24

The Hon. W. R. Baxter
 R. A. Best
 Joan Coxsedge
 G. R. Crawford
 B. E. Davidson (*Teller*)
 D. M. Evans
 P. R. Hall
 R. M. Hallam
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro

T. C. Theophanous
 C. F. Van Buren
 D. R. White
 K. I. M. Wright

And so it passed in the negative.

Debate resumed.

Question—That this Bill be now read a second time—put and resolved in the affirmative; Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 10 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 11 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

The Honourable K. M. Smith moved, by leave, That it be an instruction to the Committee that they have power to consider an amendment and a new clause to enable inspection of marked rolls.

Question—put and resolved in the affirmative.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 12 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Friday, 9 December 1988 at 10.30 a.m.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 8 DECEMBER 1988

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.19 a.m., adjourned until Friday 9 December 1988 at 10.30 a.m.

A. V. BRAY

Clerk of the Legislative Council

No. 12—Friday, 9 December 1988

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Stamps (Further Amendment) Act.

Business Franchise Acts (Amendment) Act.

- 3 **BAYSIDE PROJECT BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to facilitate the development of certain land at Port Melbourne and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **RACING (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Racing Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **LIQUOR CONTROL (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Liquor Control Act 1987' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 **PETITIONS—FLAGSTAFF GARDENS**—The Honourables Joan Coxsedge and Haddon Storey each presented Petitions from certain citizens of Victoria praying that high-rise development be disallowed around the periphery of the Flagstaff Gardens.

Severally ordered to lie on the Table.

- 7 **MINISTERIAL STATEMENT—ACID RAIN IN THE LATROBE VALLEY**—The Honourable Evan Walker made a Ministerial Statement concerning acid rain in the Latrobe Valley.

The Honourable R. J. Long moved, by leave, That the Statement be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 8 **MINISTERIAL STATEMENT—ELECTRICITY DEVELOPMENT IN VICTORIA BEYOND THE MID-1990's**—The Honourable Evan Walker made a Ministerial Statement in response to the Natural Resources and Environment Committee's recommendations on Electricity Development in Victoria Beyond the Mid-1990's.

The Honourable Marie Tehan moved, by leave, That the Statement be taken into consideration later this day.

Question—put and resolved in the affirmative.

9 **PAPERS—**

POLICE FORCE—The Honourable D. R. White presented, by command of His Excellency the Governor, the Report of the Victoria Police Force for the year 1987-88.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

GUIDE DOG OWNERS' AND FRIENDS' ASSOCIATION AND NORTHERN THANET PTY LTD—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Report of the Special Investigation into the Affairs of the Guide Dog Owners' and Friends' Association and Northern Thanet Pty. Ltd., together with a copy of a statement by the Attorney-General on the report.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable B. A. Chamberlain moved, by leave, That the Report and statement be taken into consideration later this day.

Question—put and resolved in the affirmative.

* * * *

HEALTH COMPUTING SERVICES-VICTORIA LIMITED—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Health Computing Services-Victoria Limited for the year 1987-88.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable M. A. Birrell moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

LEGAL AND CONSTITUTIONAL COMMITTEE—SUBORDINATE LEGISLATION—The Honourable D. M. Evans presented the following Reports from the Legal and Constitutional Committee:

The Fourteenth Report on Subordinate Legislation (S.R. No. 285/1988) together with an Appendix; and

The Fourth Report on the Operation of Section 32 of the *Interpretation of Legislation Act* 1984 (S.R. No. 251/1988) together with an Appendix.

Severally ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, That the Reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

SOCIAL DEVELOPMENT COMMITTEE—COMMUNITY VIOLENCE—The Honourable L. Kokocinski presented the Second Report from the Social Development Committee upon Strategies to Deal with the Issue of Community Violence, together with Appendices and Extracts from the Proceedings.

Ordered to lie on the Table and to be printed.

The Honourable G. R. Craige moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Agriculture and Rural Affairs Department—Report and financial statements for the year 1987–88.

Attorney-General's Department—Report and financial statements for the year 1987–88 (*in lieu of that tabled on 24 November 1988*).

Building Societies Council—

Minister's report of failure of Victorian Building Societies Council to submit an annual report to him by 30 September and the reasons therefor.

Report and financial statements for the year 1987–88.

Law Reform Commission—

Report and financial statements for the year 1987–88.

Report on Sexual Offences Against Children, No. 18.

Report on Sexual Offences Against Children: Research Reports.

Legal Profession Practice Act 1958—Report of the Lay Observer to the Solicitors' and Barristers' Disciplinary Tribunals for the year 1987.

Members of Parliament (Register of Interests) Act 1978—Summary of returns, December 1988.

Mental Health Act 1986—Report on the Activities of Community Visitors for the year 1987–88.

Metropolitan Transit Authority—Report and financial statements for the year 1987–88.

Optometrists Registration Board—Report and financial statement for the year 1987–88.

Parliamentary Committees Act 1968—Minister's response to recommendations in Social Development Committee's report upon Alternative Medicine and the Health Food Industry.

Planning and Environment Act 1987—Notices of approval of the following amendments to planning schemes:

Bendigo Planning Scheme—Amendment L3.

Buninyong Planning Scheme—Amendments L9 and L10.

Doncaster and Templestowe Planning Scheme—Amendment L8.

Eltham Planning Scheme—Amendment L1.

Geelong Regional Planning Scheme—Amendment RL13.

Glenelg Planning Scheme—Amendment L2.

Korumburra Planning Scheme—Amendment L6.

Planning and Environment Act 1987—*continued*

Lillydale Planning Scheme—Amendments L17 and L34.

Metropolitan Region Planning Schemes—Amendments R24, RL46 and RL51
Part 1.

Pakenham Planning Scheme—Amendment L4.

Seymour Planning Scheme—Amendment L3.

South Gippsland Planning Scheme—Amendment L10.

Stawell (Town) Planning Scheme—Amendments L4 and L8.

Winchelsea Planning Scheme—Amendment L2.

Woorayl Planning Scheme—Amendment L9.

Police and Emergency Services Ministry—Report and financial statements for the year 1987–88.

Prison Industries Commission—Report and statement of accounts for the year 1987–88.

Road Construction Authority—Report and statement of accounts for the year 1987–88.

Road Traffic Authority—Report and statement of accounts for the year 1987–88.

State Transport Authority—Report and financial statements for the year 1987–88.

Victorian Conservation Trust—Report and financial statements for the year 1987–88.

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Building Control Act 1981—Part VI and Item 13 of the Schedule—1 December 1988 (*Gazette* No. S94, 29 November 1988).

Building Control (Amendment) Act 1986—30 November 1988 (*Gazette* No. S94, 29 November 1988).

Building Control (Plumbers, Gasfitters and Drainers) Act 1985—Whole Act, except sections 25 and 26—30 November 1988 (*Gazette* No. S94, 29 November 1988).

Building Control (Plumbers, Gasfitters and Drainers) (Amendment) Act 1988—29 November 1988 (*Gazette* No. S94, 29 November 1988).

Health (General Amendment) Act 1988—Sections 1 to 4, 6, 8, 9, 11, 12, 18, 19, 23, 24, 26, 27, 29, 30, 32 to 34, 36 to 38 and 46—1 December 1988 (*Gazette* No. G46, 30 November 1988).

Telecommunications (Interception) (State Provisions) Act 1988—27 October 1988 (*Gazette* No. G41, 26 October 1988).

* * * *

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes and Proclamations, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 10 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
- 11 **BAYSIDE PROJECT BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Borrowing and Investment Powers Act 1987’ to provide the limits to the financial accommodation that may be obtained by certain authorities, to make the borrowing and investment powers of the Totalizator Agency Board subject to the ‘Borrowing and Investment Powers Act 1987’, to amend the ‘Gas and Fuel Corporation Act 1958’, the ‘State Electricity Commission Act 1958’, the ‘Melbourne and Metropolitan Board of Works Act 1958’ and the ‘Racing Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **PAY-ROLL TAX (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council and that they have made consequential amendments in the Bill, and desiring the concurrence of the Council.

Ordered—That the amendments be taken into consideration later this day.

- 14 **SUPERANNUATION ACTS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make miscellaneous amendments to the ‘Emergency Services Superannuation Act 1986’, the ‘Hospitals Superannuation Act 1988’, the ‘Metropolitan Fire Brigades Superannuation Act 1976’, the ‘State Employees Retirement Benefits Act 1979’, the ‘State Superannuation Act 1988’, the ‘Transport Superannuation Act 1988’ and the ‘Port of Melbourne Authority Act 1958’, to consequentially amend the ‘Borrowing and Investment Powers Act 1987’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 **LIQUOR CONTROL (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. Lawson having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 **COUNTRY FIRE AUTHORITY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Country Fire Authority Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White) the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. Lawson moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 17 **SUPERANNUATION ACTS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable Rosemary Varty moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 18 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable Rosemary Varty moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 19 **FOOTSCRAY LAND BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to facilitate the development of land at Footscray, to revoke the permanent reservation of certain Crown land, to amend the 'Melbourne and Metropolitan Board of Works Act 1958' and the 'Port of Melbourne Authority Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 20 **RACING (FURTHER AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 21 **SUMMARY OFFENCES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend section 6 of the 'Summary Offences Act 1966'*" and desiring the concurrence of the Council therein.
On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 22 **ESTIMATES COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables J. V. C. Guest and R. M. Hallam be members of the Joint Select Committee on the Estimates.
Question—put and resolved in the affirmative.
- 23 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Exhibition Trustees—Report for the year 1987–88.
Parliamentary Committees Act 1968—
Minister's response to recommendations in Natural Resources and Environment Committee's report upon Electricity Supply and Demand Beyond the Mid-1990's.

Minister's response to recommendations in Social Development Committee's report upon Child Pedestrian and Bicycle Safety.

Statutory Rules under the following Acts of Parliament:

Chiropractors and Osteopaths Act 1978—No. 435.

Dietitians Act 1981—No. 430.

Drugs, Poisons and Controlled Substances Act 1981—No. 431.

Health Act 1958—Nos. 432 to 434.

Optometrists Registration Act 1958—No. 429.

Physiotherapists Act 1978—No. 428.

Wildlife Act 1975—No. 436.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 24 **FOOTSCRAY LAND BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 25 **HANSARD RECORD EXPUNGED—STANDING ORDERS SUSPENDED**—The Honourable D. R. White moved, by leave, That the proceedings of the Council immediately following upon the calling of the Order of the Day for the second reading of the Superannuation Acts (Amendment) Bill up to the carrying of the motion that debate on this Bill be adjourned until later this day be expunged from the *Hansard* record, and that so much of Standing Orders be suspended as would prevent the motion for the second reading of the Superannuation Acts (Amendment) Bill being again moved.

Question—put and resolved in the affirmative.

- 26 **SUPERANNUATION ACTS (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 27 **PAY-ROLL TAX (AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the consequential amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 2, line 6, omit "5, 6 and 11" and insert "and 5".

2. Clause 2, line 8, omit "7, 8, 9, 10, 12 and 13" and insert "6, 7, 8, 9, 10 and 11".

The Honourable D. R. White moved, That the Council agree to the consequential amendments made by the Assembly in this Bill.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 28 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 29 **MINISTERIAL STATEMENT—ALTERNATIVE MEDICINE AND THE HEALTH FOOD INDUSTRY**—The Honourable D. R. White made a Ministerial Statement in response to the Social Development Committee's recommendations regarding alternative medicine and the health food industry.

The Honourable M. A. Birrell moved, That the Statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 30 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Libraries Bill

Victorian Arts Centre (Amendment) Bill

Trustee Companies (Amendment) Bill

The Constitution Act Amendment (Electoral Reform) Bill

Local Government (Validation) Bill.

Acquainting the Council that they have agreed to the Crimes (Family Violence) (Amendment) Bill without amendment.

- 31 **COUNTRY FIRE AUTHORITY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 32 **SUMMARY OFFENCES (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 33 **FOOTSCRAY LAND BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 34 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, Government Business, and the Notices of Motion, General Business, be postponed until the next day of meeting.

- 35 **ELECTRICITY DEVELOPMENT IN VICTORIA BEYOND THE MID-1990's**—The Order of the Day having been read for the consideration of the Ministerial Statement and the Minister's response to the Natural Resources and Environment Committee's recommendations regarding electricity development in Victoria beyond the mid-1990's, the Honourable Marie Tehan moved, That the Council take note of the Ministerial Statement and Minister's response.

The Honourable D. M. Evans moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

36 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.21p.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

A. V. BRAY
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Treasury (Amendment) Regulations 1988 (S.R. No. 113/1988) be disallowed. [*Notice given 22 November 1988; 7 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Films Regulations 1988 (S.R. No. 280/1988) be disallowed. [*Notice given 24 November 1988; 9 sitting days remain for resolving***]
- 3 THE HON. D. M. EVANS—To move, That the Public Service (Amendment) Regulations (No. 3) 1988 (S.R. No. 160/1988) be disallowed. [*Notice given 24 November 1988; 9 sitting days remain for resolving***]
- 4 THE HON. D. M. EVANS—To move, That the Trustee Companies (Reserve Fund) Regulations 1988 (S.R. No. 198/1988) be disallowed. [*Notice given 24 November 1988; 9 sitting days remain for resolving***]
- 5 THE HON. D. M. EVANS—To move, That M.M.B.W. By-law No. 250: Trade Waste (S.R. No. 285/1988) be disallowed. [*Notice given 24 November 1988; 9 sitting days remain for resolving***]
- 6 THE HON. D. M. EVANS—To move, That the State Superannuation Regulations 1988 (S.R. No. 282/1988) be disallowed. [*Notice given 24 November 1988; 9 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CANCER (CENTRAL REGISTERS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- 2 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate. (Hon. Marie Tehan).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.

- 2 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 3 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
- (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and
 - (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- 4 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 5 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 6 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
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ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 **ACCIDENT COMPENSATION COMMISSION REPORT, 1987-88**—To be considered.
- 3 **ACCIDENT COMPENSATION TRIBUNAL REPORT, 1987-88**—To be considered.
- 4 **ACCIDENT REHABILITATION COUNCIL REPORT, 1987-88**—To be considered.
- 5 **COMMUNITY SERVICES DEPARTMENT REPORT, 1987-88**—To be considered.
- 6 **CONSUMER AFFAIRS MINISTRY REPORT, 1987-88**—To be considered.
- 7 **DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1987-88**—To be considered.
- 8 **EDUCATION MINISTRY REPORT, 1987-88**—To be considered.
- 9 **ESTATE AGENTS BOARD REPORT, 1987-88**—To be considered.
- 10 **MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1987-88**—To be considered.
- 11 **NATIONAL PARKS—DIRECTOR'S REPORT, 1987-88**—To be considered.
- 12 **PROPERTY AND SERVICES DEPARTMENT REPORT, 1987-88**—To be considered.
- 13 **TRANSPORT MINISTRY REPORT, 1987-88**—To be considered.
- 14 **URBAN LAND AUTHORITY REPORT, 1987-88**—To be considered.
- 15 **SUPREME COURT JUDGES REPORT, 1987**—To be considered.
- 16 **AIDS—POLICY DISCUSSION PAPER**—To be considered.
- 17 **VICTORIAN TAXATION SUMMARY, 1988-89**—To be considered.
- 18 **PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1987-88**—To be considered.
- 19 **SUBORDINATE LEGISLATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S THIRTEENTH REPORT**—To be considered.
- 20 **SOUTH WESTERN REGION WATER MANAGEMENT STRATEGY—NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S INTERIM REPORT**—To be considered.
- 21 **CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT, 1987-88**—To be considered.
- 22 **GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1987-88**—To be considered.
- 23 **HEALTH PROMOTION FOUNDATION REPORT, 1987-88**—To be considered.
- 24 **SEXUAL OFFENCES AGAINST PEOPLE WITH IMPAIRED MENTAL FUNCTIONING—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 25 **OCCUPATIONAL REGULATION PRINCIPLES—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 26 **OMBUDSMAN'S REPORT, 1987-88**—To be considered.
- 27 **PUBLIC ADVOCATE'S REPORT, 1987-88**—To be considered.
- 28 **YOUNG FARMERS' FINANCE COUNCIL REPORT, 1987-88**—To be considered.
- 29 **GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1987-88**—To be considered.
- 30 **BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 30 NOVEMBER 1988**—To be considered.

- 31 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY—CONSULTATIVE COUNCIL'S REPORT, 1986—To be considered.
- 32 COUNCIL OF ADULT EDUCATION REPORT, 1987-88—To be considered.
- 33 DRIED FRUITS BOARD REPORT, 1987—To be considered.
- 34 ETHNIC AFFAIRS COMMISSION REPORT, 1987-88—To be considered.
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- 36 HARNESS RACING BOARD REPORT, 1987-88—To be considered.
- 37 LATROBE REGIONAL COMMISSION REPORT, 1987-88—To be considered.
- 38 LIQUOR LICENSING COMMISSION REPORT, 1987-88—To be considered.
- 39 NURSING COUNCIL REPORT, 1987-88—To be considered.
- 40 PHARMACY BOARD REPORT, 1987—To be considered.
- 41 RADIATION ADVISORY COMMITTEE REPORT, 1987-88—To be considered.
- 42 RURAL WATER COMMISSION—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT AND THE REASONS THEREFOR—To be considered.
- 43 RURAL WATER COMMISSION REPORT, 1987-88—To be considered.
- 44 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1987-88—To be considered.
- 45 VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER 1988, AND OF EXTENSION OF TIME TO SUBMIT REPORT AND THE REASONS THEREFOR—To be considered.
- 46 ENVIRONMENT COMMISSIONER'S REPORT, 1987-88—To be considered.
- 47 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1987—To be considered.
- 48 EXHIBITION TRUSTEES—MINISTER'S ADVICE OF FURTHER EXTENSION OF TIME TO SUBMIT ANNUAL REPORT FOR 1987-88 AND REASONS THEREFOR—To be considered.
- 49 HEALTH DEPARTMENT REPORT, 1987-88—To be considered.
- 50 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1987-88—To be considered.
- 51 INFERTILITY—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT, 1987-88—To be considered.
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- *54 ACID RAIN IN LATROBE VALLEY—MINISTERIAL STATEMENT—To be considered.

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- *55 ELECTRICITY DEVELOPMENT BEYOND MID-1990'S—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
 - *56 POLICE FORCE REPORT, 1987-88—To be considered.
 - *57 GUIDE DOG OWNERS' AND FRIENDS' ASSOCIATION AND NORTHERN THANET PTY. LTD.—SPECIAL INVESTIGATION REPORT AND ATTORNEY-GENERAL'S STATEMENT—To be considered.
 - *58 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1987-88—To be considered.
 - *59 SUBORDINATE LEGISLATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTEENTH REPORT—To be considered.
 - *60 INTERPRETATION OF LEGISLATION ACT 1984—SECTION 32—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTH REPORT—To be considered.
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 - *74 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1987-88—To be considered.
 - *75 PRISON INDUSTRIES COMMISSION REPORT, 1987-88—To be considered.
 - *76 ROAD CONSTRUCTION AUTHORITY REPORT, 1987-88—To be considered.
 - *77 ROAD TRAFFIC AUTHORITY REPORT, 1987-88—To be considered.
 - *78 STATE TRANSPORT AUTHORITY REPORT, 1987-88—To be considered.
 - *79 VICTORIAN CONSERVATION TRUST REPORT, 1987-88—To be considered.
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***81 CHILD PEDESTRIAN AND BICYCLE SAFETY—MINISTER'S RESPONSE TO SOCIAL DEVELOPMENT COMMITTEE'S RECOMMENDATIONS—To be considered.**

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

***ESTIMATES (JOINT)**—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Treasury (Amendment) Regulations 1988 (S.R. No. 113/1988) be disallowed. [*Notice given 22 November 1988; 6 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Films Regulations 1988 (S.R. No. 280/1988) be disallowed. [*Notice given 24 November 1988; 8 sitting days remain for resolving***]
- 3 THE HON. D. M. EVANS—To move, That the Public Service (Amendment) Regulations (No. 3) 1988 (S.R. No. 160/1988) be disallowed. [*Notice given 24 November 1988; 8 sitting days remain for resolving***]
- 4 THE HON. D. M. EVANS—To move, That the Trustee Companies (Reserve Fund) Regulations 1988 (S.R. No. 198/1988) be disallowed. [*Notice given 24 November 1988; 8 sitting days remain for resolving***]
- 5 THE HON. D. M. EVANS—To move, That M.M.B.W. By-law No. 250: Trade Waste (S.R. No. 285/1988) be disallowed. [*Notice given 24 November 1988; 8 sitting days remain for resolving***]
- 6 THE HON. D. M. EVANS—To move, That the State Superannuation Regulations 1988 (S.R. No. 282/1988) be disallowed. [*Notice given 24 November 1988; 8 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
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- 41 ACID RAIN IN LATROBE VALLEY—MINISTERIAL STATEMENT—To be considered.
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- 43 POLICE FORCE REPORT, 1987-88—To be considered.
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 - 66 VICTORIAN CONSERVATION TRUST REPORT, 1987-88—To be considered.
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 - 68 CHILD PEDESTRIAN AND BICYCLE SAFETY—MINISTER'S RESPONSE TO SOCIAL DEVELOPMENT COMMITTEE'S RECOMMENDATIONS—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CANCER (CENTRAL REGISTERS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- 2 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate. (Hon. Marie Tehan).*

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS**Nos. 13 and 14****No. 13—Tuesday, 21 March 1989**

- 1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 3.00 p.m. as the time of meeting.
- 2 The President took the Chair and read the Prayer.
- 3 **THE LATE HONOURABLE FREDERICK SHEPPARD GRIMWADE, A.O.**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 23 February 1989, of the Honourable Frederick Sheppard Grimwade, A.O., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Bendigo Province from 1967 to 1979, and for the Central Highlands Province from 1979 to 1987, and as President of the Legislative Council from 1979 to 1985.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 4 **THE LATE HONOURABLE GEORGE LEONARD TILLEY**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 16 February 1989, of the Honourable George Leonard Tilley and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the South Eastern Province from 1952 to 1958, and as Minister of Forests and Minister of Mines in 1955.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 5 **THE LATE HONOURABLE PAULINE THERESE TONER**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 3 March 1989, of the Honourable Pauline Therese Toner and places on record its acknowledgement of the valuable services rendered by her to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Greensborough from 1977 to 1989, and as Minister for Community Welfare Services from 1982 to 1985.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 6 **ADJOURNMENT**—The Honourable D. R. White moved, That as a further mark of respect to the memory of the late Honourables Frederick Sheppard Grimwade, A.O., George Leonard Tilley and Pauline Therese Toner, the House do now adjourn.

Question—put and resolved in the affirmative.

And then the Council, at 6.34 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 14—Wednesday, 22 March 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented Messages from His Excellency the Governor and the Lieutenant-Governor informing the Council that they had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to them by the Clerk of the Parliaments:

On 15 December 1988 (by the Governor)—

Bayside Project Act.
Country Fire Authority (Amendment) Act.
Crimes (Family Violence) (Amendment) Act.
Liquor Control (Amendment) Act.
Local Government (Validation) Act.
Pay-roll Tax (Amendment) Act.
Racing (Further Amendment) Act.
Summary Offences (Amendment) Act.
The Constitution Act Amendment (Electoral Reform) Act.
Trustee Companies (Amendment) Act.
Victorian Arts Centre (Amendment) Act.

On 20 December 1988 (by the Governor)—

Borrowing and Investment Powers (Amendment) Act.
Footscray Land Act.
Libraries Act.
Superannuation Acts (Amendment) Act.

On 21 March 1989 (by the Lieutenant-Governor)—

Health Acts (Amendment) Act.

- 3 **LOCAL GOVERNMENT BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to reform the law relating to local government in Victoria*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to repeal certain Acts and to make amendments to certain other Acts consequent on the enactment of the ‘Local Government Act 1988’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **MAGISTRATES (SUMMARY PROCEEDINGS) (SHERIFF) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision for the execution of certain warrants by the sheriff, to amend the ‘Magistrates (Summary Proceedings) Act 1975’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 **ENVIRONMENT PROTECTION (OZONE LAYER) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Environment Protection Act 1970’, to control the manufacture, sale, use and disposal of ozone-depleting substances and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 **HEALTH ACTS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

- 8 **TITLE OF “HONOURABLE”**—The President announced that advice had been received that Her Majesty The Queen had been pleased to approve the retention of the title “Honourable” by Mr Bernard Phillip Dunn, Mr Nicholas Bruce Reid and Mr Hector Roy Ward, who had each served as a Member of the Legislative Council for a continuous period of not less than ten years.

- 9 **SUSPENSION OF STANDING ORDERS—QUESTIONS**—The Honourable Evan Walker moved, by leave, That so much of the Standing Orders as require answers to Questions on Notice to be delivered verbally in the House be suspended for the sitting of the Council this day.

Question—put and resolved in the affirmative.

- 10 **CORRECTION OF BILL TITLES**—The Honourable Evan Walker moved, by leave, That where a Bill has passed through both Houses and any title of the Bill includes a reference to a calendar year earlier than that in which passage of a Bill was completed, the Clerk of the Parliaments be empowered to alter the calendar year reference in the Bill title and any corresponding reference within the Bill itself to accord with the year in which its passage was completed.

Question—put and resolved in the affirmative.

- 11 **PETITIONS**—

PUBLIC HOSPITALS CLOSURE—The Honourable J. V. C. Guest presented a Petition from certain citizens of Victoria opposing Government plans to close and sell public hospitals and calling on the Government to improve the health system.

Ordered to lie on the Table.

* * * *

PHYSIOTHERAPY EDUCATION—The Honourable J. G. Miles presented a Petition from certain citizens of Victoria praying that the Government take action to reconsider its decision to amalgamate the Department of Physiotherapy with LaTrobe University.

Ordered to lie on the Table.

- 12 **SALE OF LAND (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Sale of Land Act 1962* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

13 **PAPERS—**

COUNTY COURT JUDGES—The Honourable Evan Walker presented, by command of His Excellency the Governor, the Report of the County Court Judges for the year 1987–88.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

CUSTODIAN'S REPORT—BLF—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Report No. 6 dated 28 February 1989 given to Mr President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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STATE CONSERVATION STRATEGY—The Honourable B. T. Pullen moved, by leave, That there be laid before this House a copy of the State Conservation Strategy.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable B. T. Pullen and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Strategy be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Arts Centre Trust—Report and statement of accounts for the year 1987–88.

Construction Industry Long Service Leave Board—Report for the year 1987–88.

Deakin University—Report and accounts of the Council, together with statutes approved by the Governor in Council for the year 1986 (three papers).

Dentists Act 1972—

Dental Board—Report and financial statement for the year ended 30 September 1988.

Specialist Practitioners Qualifications Committee—Report and financial statement for the year ended 30 September 1988.

Economic Development Corporation—Report and statement of accounts for the year 1987–88.

- Fishing Industry Council—Report and statement of accounts for the year 1986–87.
- Friendly Societies—Report of the Registrar for the year 1987–88.
- Geelong and District Water Board—Accounts and statements for the year 1987–88.
- Geelong Performing Arts Centre Trust—Report and accounts for the year 1987–88.
- Government Employee Housing Authority—Report and statement of accounts for the year 1987–88.
- Grain Elevators Board—Report and financial statements for the year ended 30 September 1988.
- Greyhound Racing Control Board—Report, accounts and balance sheets for the year ended 31 July 1988.
- Groundwater—Report on the Investigation Program for the year 1987–88.
- Hospitals Superannuation Board—Report and financial statements for the year 1987–88.
- Law Foundation—Report for the year 1988.
- Loddon–Campaspe Regional Planning Authority—Report and financial statements for the year ended 30 September 1988.
- Melbourne and Metropolitan Board of Works—
- Provident Fund—Report and financial statements for the period 1 July 1987 to 31 August 1987.
 - Superannuation Scheme—Report and financial statements for the year 1987–88.
- Melbourne University—Report of the Council, together with statutes and regulations allowed by His Excellency the Governor for the year 1987 (ten papers).
- Melbourne Wholesale Fruit and Vegetable Market Trust—Report for the year 1986–87.
- Metropolitan Transit Authority Superannuation Fund—Report and financial statements for the year 1987–88.
- Mornington Peninsula and District Water Board—Report and statement of accounts for the year 1987–88.
- Museum Council—Report and statement of accounts for the year 1986–87.
- National Gallery of Victoria Council—Report for the year 1987–88.
- Pathology Services Accreditation Board—Report for the year 1987–88.
- Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes—
- Alberton Planning Scheme—Amendment L3 Part 1.
 - Alexandra Planning Scheme—Amendments L1, L2, L3, L4, L6 and L8.
 - Altona Planning Scheme—Amendment L2.
 - Bacchus Marsh Planning Scheme—Amendment L7 Part 1.
 - Ballaarat (City) Planning Scheme—Amendments L10 and L20.
 - Ballan Planning Scheme—Amendment L3.
 - Ballarat (Shire) Planning Scheme—Amendment L20.
 - Bairnsdale (Town) Planning Scheme—Amendment L8.
 - Beechworth Planning Scheme—Amendment L10.
 - Benalla (City) Planning Scheme—Amendments L8 and L9.
 - Bendigo Planning Scheme—Amendments L2 and L7.
 - Berwick Planning Scheme—Amendment L1.

Planning and Environment Act 1987—*continued*

- Bright Planning Scheme—Amendments L3 and L7.
 Broadmeadows Planning Scheme—Amendment L2.
 Bungaree Planning Scheme—Amendments L1 and L20.
 Buninyong Planning Scheme—Amendments L14 and L20.
 Caulfield Planning Scheme—Amendments L1 Part A, L2 and L4 Part A.
 Cobram Planning Scheme—Amendment L2.
 Coburg Planning Scheme—Amendment L2.
 Cranbourne Planning Scheme—Amendments L2, L7 and L9 Part 1.
 Croydon Planning Scheme—Amendment L1 Parts 1 and 2.
 Dimboola Planning Scheme—Amendments L1 Part 1 and L2 Part 1.
 Eaglehawk Planning Scheme—Amendment L1.
 Euroa Planning Scheme—Amendment L3.
 Flinders Planning Scheme—Amendments L1, L6, L27 and L36.
 Footscray Planning Scheme—Amendment L2.
 Geelong Regional Planning Scheme—Amendments R10 Parts 1, 2 and 3, R19 and RL4.
 Grenville Planning Scheme—Amendment L20.
 Hamilton Planning Scheme—Amendments L2 and L3
 Hastings Planning Scheme—Amendments L9 and L15.
 Healesville Planning Scheme—Amendments L9 and L12.
 Heidelberg Planning Scheme—Amendments L1 and L3.
 Horsham Planning Scheme—Amendment L10.
 Kaniva Planning Scheme—Amendment L1.
 Keilor Planning Scheme—Amendments L3 and L4.
 Kew Planning Scheme—Amendment L1.
 Lillydale Planning Scheme—Amendments L2, L13, L15, L47 and L48.
 Maffra Planning Scheme—Amendments L9 and L14.
 Marong Planning Scheme—Amendment L2.
 Maryborough Planning Scheme—Amendments L3 and L5.
 Melbourne Planning Scheme—Amendments L7 and L15.
 Metcalfe Region Planning Scheme—Amendment L3.
 Metropolitan Region Planning Schemes—Amendments R2, R16, R23, R27, R28, R30, R31, R33, R37, RL11 Parts 4, 5 and 7, RL26 Part 2, RL29 Part 3, RL41 Part 2, RL48 Parts 1 and 2, RL49, RL56 Parts 1, 2 and 4, RL59 Part 1 and RL72.
 Myrtleford Planning Scheme—Amendments L1 Part 2, L3, L4 and L5.
 Narracan Planning Scheme—Amendments L2 and L9.
 Newham and Woodend Planning Scheme—Amendment L7.
 Newstead Planning Scheme—Amendment L1.
 Omeo Planning Scheme—Amendment L1.
 Orbost Planning Scheme—Amendments L6 and L7.
 Phillip Island Planning Scheme—Amendments L8, L14, L16 and L17.
 Portland (Shire) Planning Scheme—Amendment L5.
 Preston Planning Scheme—Amendment L1.

Planning and Environment Act 1987—*continued*

- Romsey Planning Scheme—Amendment L8.
- Rosedale Planning Scheme—Amendments L9 and L15.
- Sale Planning Scheme—Amendment L3.
- Sebastopol Planning Scheme—Amendment L20.
- Seymour Planning Scheme—Amendments L1, L2, L5, L7, L8 and L11.
- Shepparton (City) Planning Scheme—Amendment L12.
- Sherbrooke Planning Scheme—Amendments L8, L9 and L11.
- South Gippsland Planning Scheme—Amendment L15.
- South Melbourne Planning Scheme—Amendment L6.
- St Kilda Planning Scheme—Amendment L2.
- Strathfieldsaye Planning Scheme—Amendments L1 and L5.
- Talbot and Clunes Planning Scheme—Amendments L1 and L2.
- Tambo Planning Scheme—Amendments L18 and L20.
- Traralgon (City) Planning Scheme—Amendment L19.
- Traralgon (Shire) Planning Scheme—Amendment L15.
- Upper Murray Planning Scheme—Amendment L3.
- Upper Yarra Planning Scheme—Amendment L3.
- Wangaratta (City) Planning Scheme—Amendment L3.
- Wangaratta Planning Scheme—Amendment L8.
- Warracknabeal Planning Scheme—Amendment L1.
- Warrnambool (City) Planning Scheme—Amendment L4 Part 1.
- Werribee Planning Scheme—Amendment L1.
- Woorayl Planning Scheme—Amendments L4, L6 and L10.
- Wycheproof Planning Scheme—Amendment L2.
- Yarrawonga Planning Scheme—Amendment L1.

Police Service Board—

- Determinations Nos 505 to 508.
- Determination No. 9 for Protective Services Officers.

Port of Geelong Authority—Statement of accounts for the year 1987–88.

Port of Portland Authority—Balance sheets and statement of accounts for the year 1987–88.

Post-Secondary Education Commission—Report for the year 1987–88.

Public Offices Corporation—Report and accounts for the year 1986–87.

Psychological Council—Report and financial statements for the year 1987.

Relief Committee—Report and financial statements for the year 1987–88.

Rural Finance Act 1988—Treasurer's directions of 18 November 1988 and 6 February 1989 to Rural Finance Corporation (two papers).

State Film Centre Council—Report and statement of accounts for the year 1987–88.

Statutory Rules under the following Acts of Parliament:

- Agricultural Chemicals Act 1958—Nos 478 and 480/1988.
- Architects Act 1958—No. 523/1988.
- Audit Act 1958—No. 24/1989.
- Bees Act 1971—No. 479/1988.

Statutory Rules—*continued*

Building Control Act 1981—

No. 427/1988, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

AS 1254-1973—Unplasticised PVC (UPVC) Pipes and Fittings for Storm or Surface Water Applications.

AS 1736-1975—Code for Pliable Roof Sarking.

AS 1903 and 1904-1976—Reflective Foil Laminate (as amended).

AS 1834.1-1986—Material for Soldering—Part 1—Solder Alloys.

AS 1834.2-1986—Material for Soldering—Part 2—Flux-Cord Solders.

AS 1562-1980—Design and Installation of Metal Roofing.

AS 2424-1981—Plastics Building Sheets—General Installation Requirements and Design of Roofing Systems.

AS 1445-1986—Hot-Dipped Zinc-Coated or Aluminium/Zinc-Coated Steel Sheet—76 mm Pitch Corrugated.

AS 2179-1986—Metal Rainwater Goods—Specification.

AS 2180-1986—Metal Rainwater Goods—Selection and Installation.

AS 2908-1987—Cellulose Cement Products—Corrugated Sheets for Roofing and Cladding.

AS 1477.1-1988—Unplasticised PVC (Pipes) and Fittings for Pressure Applications—Part 1—Pipes.

Gas and Fuel Corporation of Victoria—Service Department Specification for Installation of Domestic Ducted Central Heating Systems, November 1986.

AS 2118-1982—Automatic Fire Sprinkler Systems (as amended).

Plumbing and Gasfitting modular course T23—TAFE Board (two papers).

Plumbing and Gasfitting modular course T23A—TAFE Board (two papers).

Plumbing course 32CDA—TAFE Board (two papers);

No. 522/1988; and Nos 7 and 8/1989.

Caravan Parks and Movable Dwellings Act 1988—No. 475/1988.

Chattel Securities Act 1987—No. 14/1989.

Construction Industry Long Service Leave Act 1983—No. 474/1988.

Country Fire Authority Act 1958—Nos 502 and 503/1988.

County Court Act 1958—

Nos 460 and 461/1988;

No. 518/1988, together with a copy of Group III, Part 4 and Table 5 of the Public Service Determinations 1985 which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table; and

No. 519/1988.

Credit Act 1984—No. 25/1989.

Dental Technicians Act 1972—Nos 513 and 515/1988.

Dentists Act 1972—No. 517/1988.

Statutory Rules—*continued*

- Discharged Servicemen's Preference Act 1943—No. 35/1989.
- Drugs, Poisons and Controlled Substances Act 1981—Nos 413/1988 (*in lieu of that tabled on 22 November 1988*) and 514/1988; and Nos 6 and 34/1989.
- Education Act 1958—No. 473/1988.
- Emergency Services Superannuation Act 1986—No. 476/1988.
- Equal Opportunity Act 1984—No. 466/1988.
- Evidence Act 1958—Nos 463 and 464/1988.
- Extractive Industries Act 1966—No. 509/1988.
- Films Act 1971—No. 526/1988.
- Financial Institutions Duty Act 1982—No. 21/1989.
- Fisheries Act 1968—Nos 441 and 442/1988; and Nos 18 and 31/1989.
- Forests Act 1958—No. 472/1988.
- Futures Industry (Application of Laws) Act 1986—No. 465/1988.
- Grain Elevators Act 1958—Nos 487 and 488/1988.
- Groundwater Act 1969—No. 521/1988.
- Health Act 1958—No. 467/1988; and No. 2/1989.
- Health Services Act 1988—No. 30/1989.
- Historic Buildings Act 1981—No. 454/1988.
- Hospitals and Charities Act 1958—No. 29/1989.
- Intellectually Disabled Persons' Services Act 1986—No. 5/1989.
- Juries Act 1967—No. 525/1988.
- Land Act 1958—No. 468/1988.
- Land Tax Act 1958—No. 485/1988.
- Latrobe Valley Act 1958—No. 32/1989.
- Lifts and Cranes Act 1967—No. 446/1988.
- Liquor Control Act 1987—No. 507/1988.
- Lotteries, Gaming and Betting Act 1966—Nos 493 and 494/1988.
- Magistrates' Courts Act 1971—Nos 449 and 462/1988.
- Marine Act 1988—
 No. 489/1988;
 No. 490/1988, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:
- AS 2260-1988—Personal Flotation Devices—Type 3.
 - AS Z27-1966—Life Jackets.
 - AS 1499-1979—Buoyancy Vests.
 - AS 1499-1983—Buoyancy Vests.
 - AS 2092-1988—Pyrotechnic Marine Distress Flares and Signals for Pleasure Craft.
 - AS 2261-1979—Rescue Buoys.
- Commonwealth Navigation Act 1912.
- Commonwealth Marine Orders, No. 10/1986, Part 25—Equipment—Life-saving.
- AS 1512-1973—Life Jackets (as amended).

Statutory Rules—*continued*

- AS 1512-1981—Life Jackets.
- AS 1512-1983—Life Jackets.
- AS 1512-1988—Personal Flotation Devices—Type 1.
- AS 2259-1988—General Requirements for Buoyancy Aids.
- AS 1499-1988—Personal Flotation Devices—Type 2.
- AS 2260-1988—Personal Flotation Devices—Type 3.
- AS 1846-1985—Portable Fire Extinguishers—Powder Type (as amended).
- AS 1847-1985—Portable Fire Extinguishers—Carbon Dioxide Type.
- AS 1848-1985—Portable Fire Extinguishers—Halon Type (as amended).
- AS 1843 to 1845-1976—Portable Fire Extinguishers—Foam Type.
- AS 1844-1985—Portable Fire Extinguishers—Foam (Gas Container) Type.
- AS 1845-1985—Portable Fire Extinguishers—Foam (Stored Pressure) Type.
- Uniform Shipping Laws Code—Australian Transport Advisory Council (Commonwealth of Australia *Gazette*, 13 August 1984).
- BS MA24-1974—Ships' Side Scuttles (as amended).
- BS MA25-1973—Ships' Windows (as amended).
- AS 1530.1-1984—Methods for Fire Tests on Building Materials, Components and Structures—Part 1—Combustibility Test for Materials.
- AS 1530.3-1982—Methods for Fire Tests on Building Materials and Structures—Test for Early Fire Hazard Properties of Materials.
- Commonwealth Marine Orders, No. 10/1983, Part 12—Ship Construction.
- Structural Design of Planning Craft—Heller and Jasper.
- AS Z5-Part 1-1968—Glossary of Metal Welding Terms and Definitions—General Terms for Welding, Brazing and Cutting (as amended).
- AS 1874-1988—Aluminium and Aluminium Alloys—Ingots and Castings.
- AS 1588-1974—Filler Rods for Welding.
- BS 4365-1968—Specification for Industrial Argon.
- AS 1665-1976—SAA Aluminium Welding Code.
- AS B301, Parts I to VIII-1971—Methods for Destructive Testing of Fusion Welded Joints and Weld Metal in Steel.
- AS 1391-1974—Methods for Tensile Testing of Metals.
- AS 1665-1976—SAA Aluminium Welding Code.
- AS 1664-1979—SAA Aluminium Structures Code.
- AS 1302-1982—Steel Reinforcing Bars for Concrete.
- AS 1303-1984—Hard-Drawn Steel Reinforcing Wire for Concrete (as amended).
- AS 1304-1984—Welded Wire Reinforcing Fabric for Concrete (as amended).

Statutory Rules—*continued*

- AS 1315-1982—Portland Cement (as amended).
- AS A77-1957—Aggregates for Concrete (as amended).
- AS A173 and CA58-1969—Chemical Admixtures for Concrete.
- AS 1481-1974—SAA Prestressed Concrete Code.
- BS 3532-1962—Unsaturated Polyester Resin Systems for Low Pressure Fibre—Reinforced Plastics (as amended).
- ISO R 527-1966(E)—Plastics—Determination of Tensile Properties.
- ASTM D 2583-1987—Standard Test Method for Indentation Hardness of Rigid Plastics by means of a Barcol Impressor.
- BS 3496-1973—E Glass Fibre Chopped Strand Mat for the Reinforcement of Polyester Resin Systems.
- BS 3691-1969—Glass Fibre Rovings for the Reinforcement of Polyester and of Epoxide Resin Systems (as amended).
- BS 3749-1974—Woven Roving Fabrics of E Glass Fibre for the Reinforcement of Polyester Resin Systems.
- AS 2272-1979—Marine Plywood.
- AS 2269-1979—Structural Plywood.
- ISO 178-1975(E)—Plastics—Determination of Flexural Properties of Rigid Plastics.
- ISO 1172-1975(E)—Textile Glass Reinforced Plastics—Determination of Loss on Ignition.
- AS 1204-1980—Structural Steels—Ordinary Weldable Grades (as amended).
- AS 1796-1983—SAA Welder—Certification Code (as amended).
- AS 1554.1-1985—SAA Structural Steel Welding Code—Part 1 Welding of Steel Structures (as amended).
- AS 1738-1975—Timber for Marine Craft.
- AS 086-1964—Marine Plywood (as amended).
- BS 1204-Part 1-1979—Synthetic Resin Adhesives (Phenolic and Aminoplastic) for Wood—Part 1—Specification for Gap Filling Adhesives.
- Commonwealth Navigation (Crew Accommodation) Regulations (as amended).
- AS 1799.1-1987—Small Pleasure Boats Code—Part 1—General Requirements for Power Boats (as amended).
- AS 1345-1982—Identification of the Contents of Piping, Conduits and Ducts (as amended).
- AS CB 18—Part 1-1967—SAA Pressure Piping Code—Part 1—Ferrous Piping (as amended).
- AS 1695-1975—PVC Insulated Electric Cables for Fixed Wiring in Ships (as amended).
- AS 3147-1988—Electric Cables—Thermoplastic Insulated for Working Voltages up to and including 0.6/1 kV.
- AS 3116-1981—Elastomer Insulated Electric Cables and Flexible Cables for Working Voltages up to and including 0.6/1 kV.
- AS 1168-1973—Elastomer-Insulated Electric Cables for Fixed Wiring in Ships (as amended).

Statutory Rules—*continued*

- AS 3157-1986—Electric Floor Polishers.
- AS 3178-1975—Silicon Rubber Insulated Electric Cables and Flexible Cables for Working Voltages of 0.6/1 kV (as amended).
- AS 3198-1977—XLPE Insulated Electric Cables for Working Voltages of 0.6/1 kV.
- AS 3187-1986—Mineral Insulated Metal-Sheathed Cables.
- AS 3191-1981—Electric Flexible Cords.
- Regulations for the Electrical and Electronic Equipment of Ships—The Institution of Electrical Engineers of the United Kingdom, 1972.
- AS 2030-1977—SAA Gas Cylinders Code (as amended).
- AS 1596-1983—SAA LP Gas Code (as amended).
- AS CZ11 and Z18-1968—Respiratory Protective Devices.
- AS 1677-1986—Refrigerating Systems (as amended).
- AS 3000-1986—Rulings to the SAA Wiring Rules and Supplement No. 1 1986—Cable and Conductor Tables.
- AS 1482-1985—Electrical Equipment for Explosive Atmospheres—Protection by Ventilation—Type of Protection v.
- AS 2700-1985—Colour Standards for General Purposes.
- BS 381C 1988—Colours for Identification, Coding and Special Purposes.
- AS 1968-1976—Helical Spring Lock Washers.
- ANSI/ASTM D841-1977—Nitration Grade Toluene.
- ANSI/ASTM D843-1971—Nitration Grade Xylene.
- ASTM D1692-1968—Flammability of Plastic Sheeting and Cellular Plastics.
- BS 1425-1960—Cleanliness of Fillings and Stuffings for Bedding, Upholstery, Toys and other Domestic Articles (as amended).
- BS 2087, Part 1-1981—Preservative Treatments for Textiles (as amended)
- AS CL 1-1945—Testing Woven Textile Fabrics (as amended).
- AS L 15, Part 1-1970—General Principles of Testing—Use of Grey Scales.
- AS L 15, Part XIV-1961—Methods for Determining Colour Fastness of Textiles—Colour Fastness to Sea Water.
- AS L 15, Part XV-1964—Colour Fastness to Washing.
- AS 1177—Part 2-1974—Colour Fastness to Light—Daylight.
- AS 1440-1973—Vinyl (PVC) Coated Fabrics for Upholstery and other Purposes.
- AS 2259-1988—General Requirements for Buoyancy Aids.
- AS 1441-1973—Methods of Test for Coated Fabrics.
- AS 1820-1976—Loomstate Cotton Duck.
- AS 2324-1979—PVC Film and Sheeting (Flexible, Unsupported and Calendered) (as amended).
- AS 1248-1976—Fabrics for Domestic Apparel of the Low Fire Hazard Type.

Statutory Rules—*continued*

- AS 1287, Part 5-1974—Dimensional Change in Laundering of Woven and Knitted Fabrics and Garments (as amended).
- AS 1091-1973—Determination of the Tear Resistance of Woven Textile Fabrics by the Wing-Rip Method.
- AS 1840 to 1842-1976—Portable Fire Extinguishers—Water Type.
- AS 1841-1985—Portable Fire Extinguishers—Water (Gas Container) Type.
- AS 1842-1985—Portable Fire Extinguishers—Water (Stored Pressure) Type.
- AS 1843 to 1845-1976—Portable Fire Extinguishers—Foam Type.
- AS 1846-1985—Portable Fire Extinguishers—Powder Type (as amended).
- AS 1847-1985—Portable Fire Extinguishers—Carbon Dioxide Type.
- AS 1848-1985—Portable Fire Extinguishers—Halon Type (as amended).
- AS CB4-1967—SAA Gas Cylinders Code (as amended).
- Commonwealth Marine Orders, No 10/1987, Part 26—Equipment—Communication.
- RB 239-1988—Equipment—Specification for Radiotelephone Alarm Signal Generating Device for Use by Stations of the Maritime Mobile Service.
- Commonwealth Handbook for Radiotelephone Ship Station Operators—Department of Transport and Communications.
- RB 211D-1974—Specification for Two Frequency Simplex and Duplex MF and HF Single Sideband Radiotelephony Equipment for Use in the Ship/Shore Radiotelephone Subscribers Service—Postmaster-General's Department.
- DOC 274—Operating Modes, Frequencies and Designators—Department of Communications, 1987.
- ISO 449-1979 (E)—Shipbuilding—Magnetic Compasses and Binnacles—Class A.
- ISO R694-1968 (E)—Positioning of Magnetic Compasses in Ships.
- ISO 1069-1973 (E/F)—Magnetic Compasses and Binnacles for Sea Navigation—Vocabulary.
- ISO 2269-1973 (E)—Magnetic Compasses and Accessories—Rules for Testing and Certification.
- ISO 613-1982(E)—Shipbuilding—Magnetic Compasses, Binnacles and Azimuth Reading Devices—Class B.
- BS MA 2, Part 3-1969—Specification for Magnetic Compasses and Binnacles—Recommendation for the Positioning of Compasses (as amended).
- Commonwealth Navigation (Compass) Regulations (as amended).
- Commonwealth Marine Orders, No. 7/1987, Part 10—Health—Medicines and Medical Stores.
- International Regulations for Preventing Collisions at Sea, 1972.
- AS 1799-1975—SAA Small Boats Code (as amended).
- BS MA 16-1971—Specification for Inflatable Boats (Manual or Motor Propelled);

Statutory Rules—*continued*

No. 491/1988, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Uniform Shipping Laws Code—Australian Transport Advisory Council (Commonwealth of Australia *Gazette*, 13 August 1984).

Commonwealth Marine Orders, No. 21/1983, Part 29—Emergency Procedures and Safety of Navigation; and

No. 492/1988, together with a copy of the Uniform Shipping Laws Code—Australian Transport Advisory Council (Commonwealth of Australia *Gazette*, 13 August 1984) which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.

Medical Practitioners Act 1970—No. 516/1988.

Melbourne and Metropolitan Board of Works Act 1958—No. 457/1988.

Mental Health Act 1986—No. 19/1989.

Metropolitan Fire Brigades Act 1958—Nos 504 and 505/1988.

Mildura Irrigation Trusts and Sunraysia Water Board Act 1958—No. 520/1988.

Mines Act 1958—No. 508/1988.

Mining Development Act 1958—No. 512/1988.

National Parks Act 1975—Nos 450, 451, 469 and 470/1988.

Occupational Health and Safety Act 1985—No. 506/1988.

Parliamentary Salaries and Superannuation Act 1968—No. 23/1989.

Pay-roll Tax Act 1971—No. 486/1988.

Petroleum Act 1958—No. 511/1988.

Pharmacists Act 1974—No. 444/1988.

Pipelines Act 1967—No. 510/1988.

Planning and Environment Act 1987—No. 453/1988; and No. 22/1989.

Port of Melbourne Authority Act 1958—No. 524/1988, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

International Regulations for Preventing Collisions at Sea, 1972.

International Code of Signals, 1985.

Harold Holt Marine Reserves Proclamation, 1979.

Prevention of Cruelty to Animals Act 1986—No. 439/1988.

Professional Boxing Control Act 1985—No. 15/1989.

Public Service Act 1974—Nos. 447, 448 and 455/1988; No. 27/1989; DEC Nos 1 and 2/1988; PSD Nos 59 to 69/1988; and PSD Nos 1 to 4/1989.

Racing Act 1958—Nos. 495 to 500/1988; and No. 28/1989.

Registration of Births Deaths and Marriages Act 1959—No. 501/1988; and No. 17/1989.

Residential Tenancies Act 1980—No. 452/1988.

Road Safety Act 1986—Nos. 9 and 10/1989.

Seeds Act 1982—No. 481/1988.

State Employees Retirement Benefits Act 1979—No. 477/1988.

State Superannuation Act 1988—No. 26/1989.

Statutory Rules—*continued*

Stock (Artificial Breeding) Act 1962—No. 482/1988.

Stock Diseases Act 1968—No. 483/1988.

Supreme Court Act 1986—

Nos 437, 438 and 458/1988;

No. 459/1988, together with a copy of Group III, Part 7 and Table 6 of the Public Service Determinations 1985 which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table; and

No. 1/1989.

Survey—Co-ordination Act 1958—No. 16/1989, together with a copy of Group III, Parts 4 and 7 and Tables 5 and 6 of the Public Service Determinations 1985, which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table.

The Constitution Act Amendment Act 1958—No. 20/1989.

Tobacco Act 1987—No. 443/1988.

Transport Act 1983—No. 456/1988; and Nos 11 to 13/1989.

Transport Accident Act 1986—No. 255/1988 (*in lieu of that tabled on 2 August 1988*), together with a copy of Guides to the Evaluation of Permanent Impairment—American Medical Association, 2nd Edition which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.

Trustee Act 1958—No. 3/1989.

Trustee Companies Act 1984—No. 4/1989.

Vegetation and Vine Diseases Act 1958—No. 484/1988.

Wildlife Act 1975—Nos 440 and 471/1988; and No. 33/1989.

Youth Affairs Act 1986—No. 445/1988.

Swan Hill Pioneer Settlement Authority—Accounts and financial statement for the year 1986–87.

Zoological Board—Report and statement of accounts for the year 1987–88.

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of Council on 25 October 1988:

Adoption (Amendment) Act 1987—Section 8—1 January 1989 (*Gazette* No. G49, 21 December 1988); section 14—25 January 1989 (*Gazette* No. G4, 25 January 1989).

Agricultural Acts (Amendment) Act 1988—Section 3—1 February 1989 (*Gazette* No. G4, 25 January 1989).

Agricultural Acts (Further Amendment) Act 1987—Section 28—7 December 1988 (*Gazette* No. G47, 7 December 1988).

Bayside Project Act 1988—Sections 1, 2 and 3 (except sub-section (3)), 4, 6 (1) to (4), 9 to 13, 34 (6), 35, 36, 40 and 41—1 March 1989 (*Gazette* No. G9, 1 March 1989).

Caravan Parks and Movable Dwellings Act 1988—15 February 1989 (*Gazette* No. G5, 1 February 1989).

Community Services Act 1987—Sections 1 to 6 and 9 to 13—22 February 1989 (*Gazette* No. G8, 22 February 1989).

Proclamations—*continued*

- Crimes (Family Violence) (Amendment) Act 1988—16 December 1988 (*Gazette* No. S99, 16 December 1988).
- Footscray Land Act 1988—Sections 1 to 5, 9 to 12 and 14 to 18—25 January 1989; section 8—1 July 1989 (*Gazette* No. G4, 25 January 1989).
- Health (Children's Services) Act 1987—1 February 1989 (*Gazette* No. G49, 21 December 1988).
- Health (General Amendment) Act 1988—Section 39—12 March 1989 (*Gazette* No. G10, 8 March 1989).
- Marine Act 1988—Whole Act, except section 159 (4)—20 December 1988 (*Gazette* No. S105, 20 December 1988).
- Prevention of Cruelty to Animals Act 1986—Sections 26 (2) (h) and 42 (1) (n)—7 December 1988 (*Gazette* No. G47, 7 December 1988).
- Racing (Further Amendment) Act 1988—21 December 1988 (*Gazette* No. G49, 21 December 1988).
- Southgate Project Act 1986—13 December 1988 (*Gazette* No. G48, 14 December 1988).
- Summary Offences (Amendment) Act 1988—16 December 1988 (*Gazette* No. S99, 16 December 1988).
- Trustee Companies (Amendment) Act 1988—25 January 1989 (*Gazette* No. G4, 25 January 1989).

* * * *

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes, determinations of the Police Service Board, Statutory Rules and Proclamations, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 14 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION—The Honourable M. A. Birrell moved, by leave, That this House—

- (a) condemns the Premier and his Government for covering up the truth about the financial mismanagement of the Victorian Economic Development Corporation and Victorian Investment Corporation, both before and after the 1988 State Election; and
- (b) in the light of evidence now available, calls for a Royal Commission to be appointed to inquire into all matters relating to—(i) the loss or misuse of public funds through the failure of the V.E.D.C. and V.I.C. investments; (ii) the extent of any impropriety on the part of any person; and (iii) the knowledge of the Premier and his Government in relation to these matters.

Debate ensued.

Question—put.

The Council divided.

<p style="text-align: center;">AYES, 21*</p> <p>The Hon. G. B. Ashman W. R. Baxter R. A. Best M. A. Birrell B. A. Chamberlain G. P. Connard G. R. Craige</p>	<p style="text-align: center;">NOES, 16</p> <p>The Hon. Joan Coxsedg G. R. Crawford B. E. Davidson D. E. Henshaw R. S. Ives (<i>Teller</i>) C. J. Kennedy W. A. Landeryou</p>
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* Corrected pursuant to Mr President's direction of 22 March 1989.

R. S. de Fegely	M. A. Lyster
D. M. Evans	R. A. Mackenzie
P. R. Hall (<i>Teller</i>)	B. W. Mier (<i>Teller</i>)
R. M. Hallam	B. T. Pullen
*R. I. Knowles (<i>Teller</i>)	G. A. Sgro
R. J. Long	T. C. Theophanous
R. Macey	C. F. Van Buren
J. G. Miles	Evan Walker
B. A. E. Skeggs	D. R. White
K. M. Smith	
Haddon Storey	
Marie Tehan	
Rosemary Varty	
K. I. M. Wright	

And so it was resolved in the affirmative.

15 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion and Orders of the Day, General Business, be postponed until later this day.

16 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Credit (Administration) Act 1984’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable C. J. Hogg), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

17 **LICENSING AUTHORITIES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Credit (Administration) Act 1984’, the ‘Motor Car Traders Act 1986’ and the ‘Travel Agents Act 1986’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable C. J. Hogg), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

18 **ABORIGINAL LAND (NORTHCOTE LAND) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to authorise the granting by the Crown of certain land at Northcote to the Aborigines Advancement League Incorporated and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. Macey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

19 **CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend section 75 of the ‘Co-operative Housing Societies Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Rosemary Varty) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 20 **MAGISTRATES (SUMMARY PROCEEDINGS) (SHERIFF) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to establish a State Casual Employees Superannuation Fund, to repeal the ‘Superannuation (Lump Sum Benefits) Act 1981’, to amend the ‘Borrowing and Investment Powers Act 1987’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 22 **SALE OF LAND (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 23 **COGNATE BILLS**—The Honourable M. A. Lyster moved, by leave, That this House authorizes and requires the Honourable the President to permit the motions for the second readings of the Local Government Bill and the Local Government (Consequential Provisions) Bill to be moved and debated concurrently.

Question—put and resolved in the affirmative.

- 24 **CODE OF PRACTICE FOR DEBARKING OF DOGS**—By leave, The Honourable Evan Walker moved, by leave, That the Code of Practice for Debarking of Dogs laid before this House on 25 October 1988 be disallowed.

Question—put and resolved in the affirmative.

- 25 **LOCAL GOVERNMENT BILL AND LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—The Orders of the Day having been read for the second reading of these Bills, pursuant to the Resolution of the Council this day (*for Resolution see*

Item 23), the Honourable M. A. Lyster moved, That these Bills be now read a second time.

Debate ensued.

The Honourable D. E. Henshaw moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 26 **TRANSFER OF LAND (COMPUTER REGISTER) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Transfer of Land Act 1958’ concerning the automation of the Land Titles Register and other matters, to make consequential amendments to various Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 27 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 11 April 1989.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 23 MARCH 1989

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.07 a.m., adjourned until Tuesday, 11 April 1989.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulations 601 to 605 inclusive and Regulations 701 to 704 inclusive of the M.M.B.W. By-Law No. 239: River By-Law (S.R. No. 332/1988) be disallowed. [*Notice given 22 March 1989; 12 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That Regulations 5, 12 (2) and 12 (3) of the Forests (Donna Buang Tourist Road Scenic Reserves) Regulations 1988 (S.R. No. 390/1988) be disallowed. [*Notice given 22 March 1989; 12 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 ENVIRONMENT PROTECTION (OZONE LAYER) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading.
- *2 TRANSFER OF LAND (COMPUTER REGISTER) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading.
- *3 CREDIT (ADMINISTRATION) (AMENDMENT) BILL—(*from Assembly—Hon. C. J. Hogg*)—Second reading.
- *4 LICENSING AUTHORITIES (AMENDMENT) BILL—(*from Assembly—Hon. C. J. Hogg*)—Second reading.
- †*5 LOCAL GOVERNMENT BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. D. E. Henshaw).*
- †*6 LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. D. E. Henshaw).*
- 7 CANCER (CENTRAL REGISTERS) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- *8 ABORIGINAL LAND (NORTHCOTE LAND) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. R. Macey).*
- *9 CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Rosemary Varty).*
- *10 STATE CASUAL EMPLOYEES SUPERANNUATION BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* Indicates new entry.

† Cognate Bills—To be debated concurrently pursuant to an Order of the Council on 22 March 1989.

- *11 **SALE OF LAND (AMENDMENT) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 12 **FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988**—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate. (Hon. Marie Tehan).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. R. M. HALLAM**—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 2 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 3 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to immediately act to implement the Liberal Home Ownership Assistance Package by—
 - (a) removing income and dependents restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122 000;
 - (b) reducing stamp duty by up to \$820 on purchase of owner occupied homes valued up to \$250 000;
 - (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates;
 - (d) zoning more land for housing development;
 - (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers;
 - (f) freezing domestic gas and electricity charges until July, 1990;
 - (g) abolishing land tax on Victorians' principal residences; and
 - (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own.
- 4 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 5 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

- 6 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 7 THE HON. M. A. BIRRELL—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.
- 8 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate. (Hon. D. R. White).*
- 2 GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1987-88—To be considered.
- 3 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 30 NOVEMBER 1988—To be considered.
- 4 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY—CONSULTATIVE COUNCIL'S REPORT, 1986—To be considered.
- 5 COUNCIL OF ADULT EDUCATION REPORT, 1987-88—To be considered.
- 6 DRIED FRUITS BOARD REPORT, 1987—To be considered.
- 7 ETHNIC AFFAIRS COMMISSION REPORT, 1987-88—To be considered.
- 8 GEELONG REGIONAL COMMISSION REPORT, 1987-88—To be considered.
- 9 HARNESS RACING BOARD REPORT, 1987-88—To be considered.
- 10 LATROBE REGIONAL COMMISSION REPORT, 1987-88—To be considered.
- 11 LIQUOR LICENSING COMMISSION REPORT, 1987-88—To be considered.
- 12 NURSING COUNCIL REPORT, 1987-88—To be considered.
- 13 PHARMACY BOARD REPORT, 1987—To be considered.
- 14 RADIATION ADVISORY COMMITTEE REPORT, 1987-88—To be considered.
- 15 RURAL WATER COMMISSION—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT AND THE REASONS THEREFOR—To be considered.
- 16 RURAL WATER COMMISSION REPORT, 1987-88—To be considered.
- 17 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1987-88—To be considered.
- 18 VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER 1988, AND OF EXTENSION OF TIME TO SUBMIT REPORT AND THE REASONS THEREFOR—To be considered.
- 19 ENVIRONMENT COMMISSIONER'S REPORT, 1987-88—To be considered.
- 20 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1987—To be considered.

- 21 EXHIBITION TRUSTEES—MINISTER'S ADVICE OF FURTHER EXTENSION OF TIME TO SUBMIT ANNUAL REPORT FOR 1987-88 AND REASONS THEREFOR—To be considered.
- 22 HEALTH DEPARTMENT REPORT, 1987-88—To be considered.
- 23 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1987-88—To be considered.
- 24 INFERTILITY—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT, 1987-88—To be considered.
- 25 MALLEE NATIONAL PARKS—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 26 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)
- 27 ACID RAIN IN LATROBE VALLEY—MINISTERIAL STATEMENT—To be considered.
- 28 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 29 POLICE FORCE REPORT, 1987-88—To be considered.
- 30 GUIDE DOG OWNERS' AND FRIENDS' ASSOCIATION AND NORTHERN THANET PTY. LTD.—SPECIAL INVESTIGATION REPORT AND ATTORNEY-GENERAL'S STATEMENT—To be considered.
- 31 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1987-88—To be considered.
- 32 SUBORDINATE LEGISLATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTEENTH REPORT—To be considered.
- 33 INTERPRETATION OF LEGISLATION ACT 1984—SECTION 32—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTH REPORT—To be considered.
- 34 COMMUNITY VIOLENCE—SOCIAL DEVELOPMENT COMMITTEE'S SECOND REPORT—To be considered.
- 35 AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1987-88—To be considered.
- 36 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1987-88—To be considered.
- 37 BUILDING SOCIETIES COUNCIL—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER 1988 AND REASONS THEREFOR—To be considered.
- 38 BUILDING SOCIETIES COUNCIL REPORT, 1987-88—To be considered.
- 39 LAW REFORM COMMISSION REPORT, 1987-88—To be considered.
- 40 SEXUAL OFFENCES AGAINST CHILDREN—LAW REFORM COMMISSION'S REPORTS—To be considered.
- 41 SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVERS' REPORT, 1987—To be considered.

Tuesday, 11 April 1989

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- 42 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, DECEMBER 1988—To be considered.
 - 43 MENTAL HEALTH ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.
 - 44 METROPOLITAN TRANSIT AUTHORITY REPORT, 1987-88—To be considered.
 - 45 OPTOMETRISTS REGISTRATION BOARD REPORT, 1987-88—To be considered.
 - 46 ALTERNATIVE MEDICINE AND THE HEALTH FOOD INDUSTRY—MINISTER'S RESPONSE TO SOCIAL DEVELOPMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 47 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1987-88—To be considered.
 - 48 PRISON INDUSTRIES COMMISSION REPORT, 1987-88—To be considered.
 - 49 ROAD CONSTRUCTION AUTHORITY REPORT, 1987-88—To be considered.
 - 50 ROAD TRAFFIC AUTHORITY REPORT, 1987-88—To be considered.
 - 51 STATE TRANSPORT AUTHORITY REPORT, 1987-88—To be considered.
 - 52 VICTORIAN CONSERVATION TRUST REPORT, 1987-88—To be considered.
 - 53 EXHIBITION TRUSTEES REPORT, 1987-88—To be considered.
 - 54 CHILD PEDESTRIAN AND BICYCLE SAFETY—MINISTER'S RESPONSE TO SOCIAL DEVELOPMENT COMMITTEE'S RECOMMENDATIONS—To be considered.
 - *55 COUNTY COURT JUDGES REPORT, 1987-88—To be considered.
 - *56 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 28 FEBRUARY 1989—To be considered.
 - *57 STATE CONSERVATION STRATEGY—To be considered.
 - *58 ARTS CENTRE TRUST REPORT, 1987-88—To be considered.
 - *59 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1987-88—To be considered.
 - *60 DEAKIN UNIVERSITY COUNCIL REPORT, 1986—To be considered.
 - *61 DENTAL BOARD REPORT, 1987-88—To be considered.
 - *62 SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORT, 1987-88—To be considered.
 - *63 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1987-88—To be considered.
 - *64 FISHING INDUSTRY COUNCIL REPORT, 1986-87—To be considered.
 - *65 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1987-88—To be considered.
 - *66 GEELONG AND DISTRICT WATER BOARD ACCOUNTS, 1987-88—To be considered.
 - *67 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1987-88—To be considered.
 - *68 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1987-88—To be considered.
 - *69 GRAIN ELEVATORS BOARD REPORT, 1987-88—To be considered.
 - *70 GREYHOUND RACING CONTROL BOARD REPORT, 1987-88—To be considered.
 - *71 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1987-88—To be considered.

- *72 HOSPITALS SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- *73 LAW FOUNDATION REPORT, 1988—To be considered.
- *74 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1987-88—
To be considered.
- *75 MELBOURNE AND METROPOLITAN BOARD OF WORKS PROVIDENT FUND
REPORT, 1 JULY 1987 TO 31 AUGUST 1987—To be considered.
- *76 MELBOURNE AND METROPOLITAN BOARD OF WORKS SUPERANNUATION
SCHEME REPORT, 1987-88—To be considered.
- *77 MELBOURNE UNIVERSITY COUNCIL REPORT, 1987—To be considered.
- *78 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT,
1986-87—To be considered.
- *79 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT,
1987-88—To be considered.
- *80 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1987-88—
To be considered.
- *81 MUSEUM COUNCIL REPORT, 1986-87—To be considered.
- *82 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1987-88—To be
considered.
- *83 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1987-88—To be
considered.
- *84 PORT OF GEELONG AUTHORITY ACCOUNTS, 1987-88—To be considered.
- *85 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1987-88—To be considered.
- *86 POST-SECONDARY EDUCATION COMMISSION REPORT, 1987-88—To be
considered.
- *87 PUBLIC OFFICES CORPORATION REPORT, 1986-87—To be considered.
- *88 PSYCHOLOGICAL COUNCIL REPORT, 1987—To be considered.
- *89 RELIEF COMMITTEE REPORT, 1987-88—To be considered.
- *90 RURAL FINANCE ACT 1988—TREASURER'S DIRECTIONS OF 18 NOVEMBER
1988 AND 6 FEBRUARY 1989 TO RURAL FINANCE CORPORATION OF
VICTORIA—To be considered.
- *91 STATE FILM CENTRE COUNCIL REPORT, 1987-88—To be considered.
- *92 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1986-87—To
be considered.
- *93 ZOOLOGICAL BOARD REPORT, 1987-88—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. N. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House orders otherwise:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That Regulations 601 to 605 inclusive and Regulations 701 to 704 inclusive of the M.M.B.W. By-Law No. 239: River By-Law (S.R. No. 332/1988) be disallowed. [*Notice given 22 March 1989; 11 sitting days remain for resolving***]
- 2 **THE HON. D. M. EVANS**—To move, That Regulations 5, 12 (2) and 12 (3) of the Forests (Donna Buang Tourist Road Scenic Reserves) Regulations 1988 (S.R. No. 390/1988) be disallowed. [*Notice given 22 March 1989; 11 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. R. M. HALLAM**—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 2 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 3 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 4 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 5 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 6 **THE HON. M. A. BIRRELL**—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.

- 7 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- *8 **THE HON. R. S. de FEGELY**—To move, That this House—
- (a) condemns the Federal Government for its failure to properly manage monetary, fiscal and wages policies which have led to record high home loan interest rates resulting in the present housing crisis; and
 - (b) further condemns the Cain Government for its lack of long term planning, failure to rezone land for housing and to review its high cost imposts such as land tax and stamp duty, and over-regulation of the building industry, all of which have forced home ownership further beyond the reach of many Victorian families.
- *9 **THE HON. R. A. MACKENZIE**—To move, That this House strongly supports the principle of Antarctica becoming a world heritage wilderness park and calls on the Victorian Government to express the opposition of the Victorian people to Australia becoming a signatory to the Antarctic mining convention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 **ENVIRONMENT COMMISSIONER'S REPORT, 1987-88**—To be considered.
- 3 **CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1987—**
To be considered.
- 4 **EXHIBITION TRUSTEES—MINISTER'S ADVICE OF FURTHER EXTENSION OF TIME TO SUBMIT ANNUAL REPORT FOR 1987-88 AND REASONS THEREFOR**—To be considered.
- 5 **HEALTH DEPARTMENT REPORT, 1987-88**—To be considered.
- 6 **HOUSING AND CONSTRUCTION MINISTRY REPORT, 1987-88**—To be considered.
- 7 **INFERTILITY—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT, 1987-88**—To be considered.
- 8 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 9 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)
- 10 **ACID RAIN IN LATROBE VALLEY—MINISTERIAL STATEMENT**—To be considered.
- 11 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).

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- 12 POLICE FORCE REPORT, 1987-88—To be considered.
- 13 GUIDE DOG OWNERS' AND FRIENDS' ASSOCIATION AND NORTHERN THANET PTY. LTD.—SPECIAL INVESTIGATION REPORT AND ATTORNEY-GENERAL'S STATEMENT—To be considered.
- 14 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1987-88—To be considered.
- 15 SUBORDINATE LEGISLATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTEENTH REPORT—To be considered.
- 16 INTERPRETATION OF LEGISLATION ACT 1984—SECTION 32—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTH REPORT—To be considered.
- 17 COMMUNITY VIOLENCE—SOCIAL DEVELOPMENT COMMITTEE'S SECOND REPORT—To be considered.
- 18 AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1987-88—To be considered.
- 19 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1987-88—To be considered.
- 20 BUILDING SOCIETIES COUNCIL—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER 1988 AND REASONS THEREFOR—To be considered.
- 21 BUILDING SOCIETIES COUNCIL REPORT, 1987-88—To be considered.
- 22 LAW REFORM COMMISSION REPORT, 1987-88—To be considered.
- 23 SEXUAL OFFENCES AGAINST CHILDREN—LAW REFORM COMMISSION'S REPORTS—To be considered.
- 24 SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVER'S REPORT, 1987—To be considered.
- 25 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, DECEMBER 1988—To be considered.
- 26 MENTAL HEALTH ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.
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- 37 CHILD PEDESTRIAN AND BICYCLE SAFETY—MINISTER'S RESPONSE TO SOCIAL DEVELOPMENT COMMITTEE'S RECOMMENDATIONS—To be considered.
- 38 COUNTY COURT JUDGES REPORT, 1987-88—To be considered.

- 39 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 28 FEBRUARY 1989—To be considered.
- 40 STATE CONSERVATION STRATEGY—To be considered.
- 41 ARTS CENTRE TRUST REPORT, 1987-88—To be considered.
- 42 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1987-88—To be considered.
- 43 DEAKIN UNIVERSITY COUNCIL REPORT, 1986—To be considered.
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- 45 SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORT, 1987-88—To be considered.
- 46 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1987-88—To be considered.
- 47 FISHING INDUSTRY COUNCIL REPORT, 1986-87—To be considered.
- 48 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1987-88—To be considered.
- 49 GEELONG AND DISTRICT WATER BOARD ACCOUNTS, 1987-88—To be considered.
- 50 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1987-88—To be considered.
- 51 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1987-88—To be considered.
- 52 GRAIN ELEVATORS BOARD REPORT, 1987-88—To be considered.
- 53 GREYHOUND RACING CONTROL BOARD REPORT, 1987-88—To be considered.
- 54 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1987-88—To be considered.
- 55 HOSPITALS SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 56 LAW FOUNDATION REPORT, 1988—To be considered.
- 57 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1987-88—To be considered.
- 58 MELBOURNE AND METROPOLITAN BOARD OF WORKS PROVIDENT FUND REPORT, 1 JULY 1987 TO 31 AUGUST 1987—To be considered.
- 59 MELBOURNE AND METROPOLITAN BOARD OF WORKS SUPERANNUATION SCHEME REPORT, 1987-88—To be considered.
- 60 MELBOURNE UNIVERSITY COUNCIL REPORT, 1987—To be considered.
- 61 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1986-87—To be considered.
- 62 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT, 1987-88—To be considered.
- 63 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1987-88—To be considered.
- 64 MUSEUM COUNCIL REPORT, 1986-87—To be considered.
- 65 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1987-88—To be considered.
- 66 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1987-88—To be considered.
- 67 PORT OF GEELONG AUTHORITY ACCOUNTS, 1987-88—To be considered.

Wednesday, 12 April 1989

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- 68 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1987-88—To be considered.
- 69 POST-SECONDARY EDUCATION COMMISSION REPORT, 1987-88—To be considered.
- 70 PUBLIC OFFICES CORPORATION REPORT, 1986-87—To be considered.
- 71 PSYCHOLOGICAL COUNCIL REPORT, 1987—To be considered.
- 72 RELIEF COMMITTEE REPORT, 1987-88—To be considered.
- 73 RURAL FINANCE ACT 1988—TREASURER'S DIRECTIONS OF 18 NOVEMBER 1988 AND 6 FEBRUARY 1989 TO RURAL FINANCE CORPORATION—To be considered.
- 74 STATE FILM CENTRE COUNCIL REPORT, 1987-88—To be considered.
- 75 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1986-87—To be considered.
- 76 ZOOLOGICAL BOARD REPORT, 1987-88—To be considered.
- *77 REPORT ON 'DAMIEN' CASE AND SECTION 104 OF THE COMMUNITY WELFARE SERVICES ACT 1970—To be considered.
- *78 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1987-88—To be considered.
- *79 PROCESS SERVERS AND COMMERCIAL AGENTS—LAW REFORM COMMISSION'S REPORT—To be considered.
- *80 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1 MARCH 1988 TO 30 JUNE 1988—To be considered.
- *81 PRISON INDUSTRIES COMMISSION ACCOUNTS, 1987-88—To be considered.
- *82 STATE TRUSTEES REPORT, 1987-88—To be considered.
- *83 THE CONSTITUTION ACT AMENDMENT ACT 1984—STATEMENT OF FUNCTIONS CONFERRED ON ELECTORAL COMMISSIONER, APRIL 1989—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading.
- 2 LOCAL GOVERNMENT BILL—(from Assembly—Hon. M. A. Lyster)—To be committed.
- 3 LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Question to be put.
- 4 ENVIRONMENT PROTECTION (OZONE LAYER) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Macey).
- 5 TRANSFER OF LAND (COMPUTER REGISTER) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- 6 CANCER (CENTRAL REGISTERS) BILL—(Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 7 SALE OF LAND (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *8 STATE INSURANCE OFFICE (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).

- 9 **CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL**—(from Assembly—*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Rosemary Varty*).
- 10 **ABORIGINAL LAND (NORTHCOTE LAND) BILL**—(from Assembly—*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. R. Macey*).
- 11 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—(from Assembly—*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 12 **FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988**—Motion to ratify Instrument of Approval—(*Hon. B. T. Pullen*)—*Resumption of debate.* (*Hon. Marie Tehan*).

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TUESDAY, 18 APRIL
GOVERNMENT BUSINESS

ORDERS OF THE DAY

- †1 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL**—(from Assembly—*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. G. P. Connard*).
- †2 **LICENSING AUTHORITIES (AMENDMENT) BILL**—(from Assembly—*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. G. P. Connard*).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

Wednesday, 12 April 1989

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CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

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Business to take precedence—

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 15 and 16

No. 15—Tuesday, 11 April 1989

- 1 The President took the Chair and read the Prayer.
- 2 **THE LATE HONOURABLE DOUGLAS GEORGE ELLIOT**—The Honourable W. A. Landeryou moved, That this House expresses its sincere sorrow at the death, on 25 March 1989, of the Honourable Douglas George Elliot, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Melbourne Province from 1960 to 1979.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 3 **ADJOURNMENT**—The Honourable Evan Walker moved, That as a further mark of respect to the memory of the late Honourable Douglas George Elliot, the House do now adjourn until this day at 8.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 4.03 p.m., adjourned until this day at 8.00 p.m.

- 1 The President took the Chair.
- 2 **ASSENT TO ACT**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 4 April 1989, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments:

Magistrates (Summary Proceedings) (Sheriff) Act.

- 3 **HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘House Contracts Guarantee Act 1987’, the ‘Ministry of Consumer Affairs Act 1973’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 4 **STATE INSURANCE OFFICE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make various amendments to the ‘State Insurance Office Act 1984’, to make consequential amendments to the ‘Borrowing and Investment Powers Act 1987’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

5 PETITIONS—

FLAGSTAFF GARDENS—The Honourable R. Macey presented a Petition from certain citizens of Victoria praying that high-rise development be disallowed around the periphery of the Flagstaff Gardens.

Ordered to lie on the Table.

* * * *

OTWAY STATE FORESTS—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that the Otway State Forests be managed primarily for water supplies and tourism.

Ordered to lie on the Table.

6 PAPERS—

'DAMIEN' CASE AND SECTION 104 OF THE COMMUNITY WELFARE SERVICES ACT 1970—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Report of the Review of the Case of 'Damien' and Section 104 of the *Community Welfare Services Act 1970*.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Albury-Wodonga (Victoria) Corporation—Report and accounts for the year 1987-88.

Law Reform Commission—Report on Process Servers and Commercial Agents: Occupational Regulation Report No. 4.

Local Authorities Superannuation Board—Report and financial statements for the period 1 March 1988 to 30 June 1988.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Ballan Planning Scheme—Amendment L1.

Box Hill Planning Scheme—Amendment L1.

Camberwell Planning Scheme—Amendment L1.

Doncaster and Templestowe Planning Scheme—Amendment L1.

Lillydale Planning Scheme—Amendment L31.

Melbourne Planning Scheme—Amendment L17.

Metropolitan Region Planning Schemes—Amendments R39, R41, RL1 Part 6, RL13 Part 2, RL56 Part 3, RL65 and RL82.

Moorabbin Planning Scheme—Amendment L1.

Nunawading Planning Scheme—Amendment L1.

Oakleigh Planning Scheme—Amendment L1.

Otway Planning Scheme—Amendment L2.

Ringwood Planning Scheme—Amendment L1.

Police Service Board—

Determinations Nos. 509 to 512.

Determinations Nos. 13 and 14 for Police Recruits.

Determinations Nos. 10 and 11 for Protective Services Officers.

Prison Industries Commission—Audited statement of accounts for the year 1987–88.

State Trustees—Report and financial statements for the period 2 November 1987 to 30 June 1988 [incorporating the Report of the Public Trustee for the period 1 July 1987 to 1 November 1987].

Statutory Rules under the following Acts of Parliament:

Alpine Resorts Act 1983—No. 41.

Building Control Act 1981—Nos. 38 and 39.

Drugs, Poisons and Controlled Substances Act 1981—No. 37.

Environment Protection Act 1970—No. 44.

Fisheries Act 1968—No. 36.

Groundwater Act 1969—No. 42.

Lifts and Cranes Act 1967—No. 43, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

AS B 291–1971—Lifting Rings and Links.

AS 1000–1979—The International System of Units (SI) and its Application.

AS 1170, Part 2–1983—SAA Loading Code, Part 2—Wind Forces (as amended).

SAA CRANE CODE

AS 1418.1–1986—Part 1—General Requirements (as amended).

AS 1418.2–1986—Part 2—Serial Hoists and Winches.

AS 1418.3–1986—Part 3—Bridge and Gantry Cranes.

AS 1418.4–1988—Part 4—Tower Cranes.

AS 1418.5–1985—Part 5—Mobile and Vehicle-Loading Cranes.

AS 1418.6–1988—Part 6—Guided Storing and Retrieving Appliances.

AS 1418, Part 7–1977—Part 7—Builders Hoists and Equipment.

AS 1418.9–1987—Part 9—Vehicle Hoists.

AS 1418.10–1987—Part 10—Elevating Work Platforms.

AS 1532–1974—Short Pitch Transmission Precision Roller Chains and Chain Wheels.

AS 1575–1974—Tubes, Couplers and Accessories Used in Metal Scaffolding.

AS 1577–1974—Solid Timber Scaffold Planks.

AS 1578–1974—Laminated Timber Scaffold Planks.

AS 1649–1974—Determination of Basic Working Loads for Metal Fasteners for Timber.

AS 1657–1985—SAA Code for Fixed Platforms, Walkways, Stairways, and Ladders.

AS 1720–1975—SAA Timber Engineering Code.

Statutory Rules—*continued*

SAA LIFT CODE

AS 1735.1-1986—Part 1—General Requirements.

AS 1735.2-1986—Part 2—Passenger and Goods Lifts—Electric (as amended).

AS 1735.3-1986—Part 3—Passenger and Goods Lifts—Electrohydraulic.

AS 1735.4-1986—Part 4—Service Lifts—Power-Operated.

AS 1735.5-1986—Part 5—Escalators.

AS 1735.6-1986—Part 6—Moving Walks.

AS 1735.7-1987—Part 7—Stairway Lifts.

AS 1735.8-1986—Part 8—Inclined Lifts.

AS 1735.10-1986—Part 10—Tests.

AS 1735.11-1986—Part 11—Fire-Rated Landing Doors.

AS 1735.12-1986—Part 12—Facilities for Persons with Disabilities.

AS 1735.13-1986—Part 13—Lifts for Persons with Limited Mobility—Manually Powered.

AS 1755-1986—Conveyors—Design, Construction, Installation, and Operation—Safety Requirements.

AS 1763-1985—Industrial Trucks—Glossary of Terms.

AS 1768-1983—Lightning Protection.

AS 1891-1983—Industrial Safety Belts and Harnesses.

AS 2076-1977—Wire Rope Grips.

AS 2294-1979—Protective Structures for Operators of Earthmoving Machines.

AS 2319-1984—Rigging Screws and Turnbuckles.

AS 2321-1979—Short-Link Chain for Lifting Purposes (Non-Calibrated).

AS 2359.1-1985—SAA Industrial Truck Code, Part 1—Design and Manufacture.

AS 2359.2-1985—SAA Industrial Truck Code, Part 2—Operation.

AS 2549-1982—Cranes—Glossary of Terms.

AS 2550-1982—Cranes—Mobile, Tower and Derrick—Selection and Operation.

AS 2615-1987—Trolley Jacks.

AS 2671-1983—Fluid Power—Hydraulic Systems and Components.

AS 2693-1987—Vehicle Jacks.

AS 2741-1984—Shackles.

AS 2759-1985—Steel Wire Rope—Application Guide.

BS 5237-1985—British Standard Specification for Lifting twistlocks.

Public Service Act 1974—PSD Nos. 5 and 7 to 12.

Racing Act 1958—No. 40.

Supreme Court Act 1986—

No. 45, together with a copy of the Commonwealth Admiralty Rules (S.R. No. 269/1988) which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table; and

No. 46.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, April 1989.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes, determinations of the Police Service Board and Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

7 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.

8 COGNATE BILLS—The Honourable M. A. Lyster moved, by leave, That this House authorizes and requires the Honourable the President to permit the motions for the second readings of the Credit (Administration) (Amendment) Bill and the Licensing Authorities (Amendment) Bill to be moved and debated concurrently.

Question—put and resolved in the affirmative.

9 CREDIT (ADMINISTRATION) (AMENDMENT) BILL AND LICENSING AUTHORITIES (AMENDMENT) BILL—The Orders of the Day having been read for the second reading of these Bills, pursuant to the Resolution of the Council this day (*for Resolution see Item 8*), the Honourable M. A. Lyster moved, That these Bills be now read a second time.

The Honourable G. P. Connard moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

10 ENVIRONMENT PROTECTION (OZONE LAYER) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. Macey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

11 TRANSFER OF LAND (COMPUTER REGISTER) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable K. M. Smith moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

12 STATE INSURANCE OFFICE (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Rosemary Varty) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **LOCAL GOVERNMENT BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Local Government (Consequential Provisions) Bill having been authorized to be debated concurrently on that question pursuant to an Order of the Council on 22 March 1989]—

Debate resumed.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 14 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 12 APRIL 1989

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.01 a.m., adjourned until this day at 2.00 p.m.

A. V. BRAY

Clerk of the Legislative Council

No. 16—Wednesday, 12 April 1989

- 1 The President took the Chair and read the Prayer.
- 2 **PETITION—IN VITRO FERTILIZATION**—The Honourable Marie Tehan presented a Petition from certain citizens of Victoria praying for legislation to protect human beings from the moment of fertilization and for a halt to In Vitro Fertilization, particularly experimentation on human embryos.
Ordered to lie on the Table.
- 3 **BUSINESS POSTPONED**—
Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 4 **HOUSING CRISIS**—The Honourable R. S. de Fegely moved, That this House—
 - (a) condemns the Federal Government for its failure to properly manage monetary, fiscal and wages policies which have led to record high home loan interest rates resulting in the present housing crisis; and
 - (b) further condemns the Cain Government for its lack of long term planning, failure to rezone land for housing and to review its high cost imposts such as land tax and stamp duty, and over-regulation of the building industry, all of which have forced home ownership further beyond the reach of many Victorian families.

Debate ensued.

Question—put.

The Council divided.

AYES, 23

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 G. H. Cox
 G. R. Craige (*Teller*)
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 K. I. M. Wright

NOES, 18

The Hon. Joan Coxsedg (*Teller*)
 G. R. Crawford (*Teller*)
 B. E. Davidson
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 5 **BUSINESS POSTPONED**—Ordered—That the consideration of Notice of Motion, General Business, No. 9, and the Orders of the Day, General Business, be postponed until the next day of meeting.
- 6 **SUPERANNUATION (PORTABILITY) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to re-enact with amendments the law relating to the portability of superannuation within the public sector, to repeal the 'Superannuation Benefits Act 1977' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

7 **PAPERS**—

INFERTILITY (MEDICAL PROCEDURES) ACT 1984—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Opinion of the Solicitor-General on the powers of the Standing Review and Advisory Committee on Infertility to approve an experimental procedure entitled "Chromosomal Normality of Cleavage Embryos derived from Oocytes which have delayed Pronuclear Formation."

Question—put and resolved in the affirmative.

The said Opinion was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

The Honourable M. A. Birrell moved, That the Opinion be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Infertility (Medical Procedures) Act 1984—Report of Standing Review and Advisory Committee of Approved Experimental Procedure—Chromosomal Normality of Cleavage Embryos derived from Oocytes which have delayed Pronuclear Formation, January 1989.

Statutory Rule under the Public Service Act 1974—PSD No. 6.

- 8 **MINISTERIAL STATEMENT—INFERTILITY (MEDICAL PROCEDURES) ACT 1984**—The Honourable C. J. Hogg made a Ministerial Statement in relation to the tabling of the report of the Standing Review and Advisory Committee on an Approved Experimental Procedure entitled “Chromosomal Normality of Cleavage Embryos derived from Oocytes which have delayed Pronuclear Formation” and the Opinion of the Solicitor-General thereon.

The Honourable M. A. Birrell moved, That the Statement, together with the report of the Standing Review and Advisory Committee, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable G. P. Connard) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **LOCAL GOVERNMENT BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 11 **BUILDING CONTROL (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Building Control Act 1981’ and the ‘Building Control (General Amendment) Act 1988’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 12 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 18 April 1989.

Debate ensued.

Question—put and resolved in the affirmative, the Honourable R. A. Mackenzie having requested that his dissent be recorded.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.53 p.m., adjourned until Tuesday, 18 April 1989.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulations 601 to 605 inclusive and Regulations 701 to 704 inclusive of the M.M.B.W. By-Law No. 239: River By-Law (S.R. No. 332/1988) be disallowed. [*Notice given 22 March 1989; 10 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That Regulations 5, 12 (2) and 12 (3) of the Forests (Donna Buang Tourist Road Scenic Reserves) Regulations 1988 (S.R. No. 390/1988) be disallowed. [*Notice given 22 March 1989; 10 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 SUPERANNUATION (PORTABILITY) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *2 BUILDING CONTROL (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading.
- 3 LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—Question to be put.
- 4 ENVIRONMENT PROTECTION (OZONE LAYER) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (Hon. R. Macey).
- 5 CANCER (CENTRAL REGISTERS) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate.* (Hon. M. A. Birrell).
- 6 HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (Hon. G. P. Connard).
- 7 TRANSFER OF LAND (COMPUTER REGISTER) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (Hon. K. M. Smith).
- 8 SALE OF LAND (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 9 STATE INSURANCE OFFICE (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (Hon. Rosemary Varty).
- 10 CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (Hon. Rosemary Varty).

* Indicates new entry.

- 11 **ABORIGINAL LAND (NORTHCOTE LAND) BILL**—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. R. Macey).
- 12 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 13 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL**—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. G. P. Connard).
- 14 **LICENSING AUTHORITIES (AMENDMENT) BILL**—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. G. P. Connard).
- 15 **FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988**—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. R. M. HALLAM**—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 2 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act* 1987, and believes that there is an urgent need for clarification, review and amendment.
- 3 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 4 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 5 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 6 **THE HON. M. A. BIRRELL**—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.
- 7 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.

- 8 **THE HON. R. A. MACKENZIE**—To move, That this House strongly supports the principle of Antarctica becoming a world heritage wilderness park and calls on the Victorian Government to express the opposition of the Victorian people to Australia becoming a signatory to the Antarctic mining convention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)
- 4 **ACID RAIN IN LATROBE VALLEY—MINISTERIAL STATEMENT**—To be considered.
- 5 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 6 **POLICE FORCE REPORT, 1987-88**—To be considered.
- 7 **GUIDE DOG OWNERS' AND FRIENDS' ASSOCIATION AND NORTHERN THANET PTY. LTD.—SPECIAL INVESTIGATION REPORT AND ATTORNEY-GENERAL'S STATEMENT**—To be considered.
- 8 **HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1987-88**—To be considered.
- 9 **SUBORDINATE LEGISLATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTEENTH REPORT**—To be considered.
- 10 **INTERPRETATION OF LEGISLATION ACT 1984—SECTION 32—LEGAL AND CONSTITUTIONAL COMMITTEE'S FOURTH REPORT**—To be considered.
- 11 **COMMUNITY VIOLENCE—SOCIAL DEVELOPMENT COMMITTEE'S SECOND REPORT**—To be considered.
- 12 **AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1987-88**—To be considered.
- 13 **ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1987-88**—To be considered.
- 14 **BUILDING SOCIETIES COUNCIL—MINISTER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER 1988 AND REASONS THEREFOR**—To be considered.
- 15 **BUILDING SOCIETIES COUNCIL REPORT, 1987-88**—To be considered.
- 16 **LAW REFORM COMMISSION REPORT, 1987-88**—To be considered.
- 17 **SEXUAL OFFENCES AGAINST CHILDREN—LAW REFORM COMMISSION'S REPORTS**—To be considered.
- 18 **SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVER'S REPORT, 1987**—To be considered.
- 19 **MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, DECEMBER 1988**—To be considered.

- 20 MENTAL HEALTH ACT 1986—COMMUNITY VISITORS REPORT, 1987-88—To be considered.
- 21 METROPOLITAN TRANSIT AUTHORITY REPORT, 1987-88—To be considered.
- 22 OPTOMETRISTS REGISTRATION BOARD REPORT, 1987-88—To be considered.
- 23 ALTERNATIVE MEDICINE AND THE HEALTH FOOD INDUSTRY—MINISTER'S RESPONSE TO SOCIAL DEVELOPMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—To be considered.
- 24 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1987-88—To be considered.
- 25 PRISON INDUSTRIES COMMISSION REPORT, 1987-88—To be considered.
- 26 ROAD CONSTRUCTION AUTHORITY REPORT, 1987-88—To be considered.
- 27 ROAD TRAFFIC AUTHORITY REPORT, 1987-88—To be considered.
- 28 STATE TRANSPORT AUTHORITY REPORT, 1987-88—To be considered.
- 29 VICTORIAN CONSERVATION TRUST REPORT, 1987-88—To be considered.
- 30 EXHIBITION TRUSTEES REPORT, 1987-88—To be considered.
- 31 CHILD PEDESTRIAN AND BICYCLE SAFETY—MINISTER'S RESPONSE TO SOCIAL DEVELOPMENT COMMITTEE'S RECOMMENDATIONS—To be considered.
- 32 COUNTY COURT JUDGES REPORT, 1987-88—To be considered.
- 33 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 28 FEBRUARY 1989—To be considered.
- 34 STATE CONSERVATION STRATEGY—To be considered.
- 35 ARTS CENTRE TRUST REPORT, 1987-88—To be considered.
- 36 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1987-88—To be considered.
- 37 DEAKIN UNIVERSITY COUNCIL REPORT, 1986—To be considered.
- 38 DENTAL BOARD REPORT, 1987-88—To be considered.
- 39 SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORT, 1987-88—To be considered.
- 40 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1987-88—To be considered.
- 41 FISHING INDUSTRY COUNCIL REPORT, 1986-87—To be considered.
- 42 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1987-88—To be considered.
- 43 GEELONG AND DISTRICT WATER BOARD ACCOUNTS, 1987-88—To be considered.
- 44 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1987-88—To be considered.
- 45 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1987-88—To be considered.
- 46 GRAIN ELEVATORS BOARD REPORT, 1987-88—To be considered.
- 47 GREYHOUND RACING CONTROL BOARD REPORT, 1987-88—To be considered.
- 48 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1987-88—To be considered.
- 49 HOSPITALS SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 50 LAW FOUNDATION REPORT, 1988—To be considered.

- 51 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1987-88—
To be considered.
- 52 MELBOURNE AND METROPOLITAN BOARD OF WORKS PROVIDENT FUND
REPORT, 1 JULY 1987 TO 31 AUGUST 1987—To be considered.
- 53 MELBOURNE AND METROPOLITAN BOARD OF WORKS SUPERANNUATION
SCHEME REPORT, 1987-88—To be considered.
- 54 MELBOURNE UNIVERSITY COUNCIL REPORT, 1987—To be considered.
- 55 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT,
1986-87—To be considered.
- 56 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT,
1987-88—To be considered.
- 57 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1987-88—
To be considered.
- 58 MUSEUM COUNCIL REPORT, 1986-87—To be considered.
- 59 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1987-88—To be
considered.
- 60 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1987-88—To be
considered.
- 61 PORT OF GEELONG AUTHORITY ACCOUNTS, 1987-88—To be considered.
- 62 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1987-88—To be considered.
- 63 POST-SECONDARY EDUCATION COMMISSION REPORT, 1987-88—To be
considered.
- 64 PUBLIC OFFICES CORPORATION REPORT, 1986-87—To be considered.
- 65 PSYCHOLOGICAL COUNCIL REPORT, 1987—To be considered.
- 66 RELIEF COMMITTEE REPORT, 1987-88—To be considered.
- 67 RURAL FINANCE ACT 1988—TREASURER'S DIRECTIONS OF 18 NOVEMBER
1988 AND 6 FEBRUARY 1989 TO RURAL FINANCE CORPORATION—To be
considered.
- 68 STATE FILM CENTRE COUNCIL REPORT, 1987-88—To be considered.
- 69 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1986-87—To
be considered.
- 70 ZOOLOGICAL BOARD REPORT, 1987-88—To be considered.
- 71 REPORT ON 'DAMIEN' CASE AND SECTION 104 OF THE COMMUNITY
WELFARE SERVICES ACT 1970—To be considered.
- 72 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1987-88—To be
considered.
- 73 PROCESS SERVERS AND COMMERCIAL AGENTS—LAW REFORM
COMMISSION'S REPORT—To be considered.
- 74 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1 MARCH 1988
TO 30 JUNE 1988—To be considered.
- 75 PRISON INDUSTRIES COMMISSION ACCOUNTS, 1987-88—To be considered.
- 76 STATE TRUSTEES REPORT, 1987-88—To be considered.
- 77 THE CONSTITUTION ACT AMENDMENT ACT 1958—STATEMENT OF
FUNCTIONS CONFERRED ON ELECTORAL COMMISSIONER, APRIL 1989—
To be considered.

***78 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—CHROMOSOMAL NORMALITY OF CLEAVAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JANUARY 1989, SOLICITOR-GENERAL'S OPINION THEREON AND RELATED MINISTERIAL STATEMENT—To be considered.**

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulations 601 to 605 inclusive and Regulations 701 to 704 inclusive of the M.M.B.W. By-Law No. 239: River By-Law (S.R. No. 332/1988) be disallowed. [*Notice given 22 March 1989; 9 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That Regulations 5, 12 (2) and 12 (3) of the Forests (Donna Buang Tourist Road Scenic Reserves) Regulations 1988 (S.R. No. 390/1988) be disallowed. [*Notice given 22 March 1989; 9 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. R. M. HALLAM—To move, That this House deplores the Cain Government's current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.
- 2 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act* 1987, and believes that there is an urgent need for clarification, review and amendment.
- 3 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 4 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 5 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 6 THE HON. M. A. BIRRELL—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.

- 7 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 8 **THE HON. R. A. MACKENZIE**—To move, That this House strongly supports the principle of Antarctica becoming a world heritage wilderness park and calls on the Victorian Government to express the opposition of the Victorian people to Australia becoming a signatory to the Antarctic mining convention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **COUNTY COURT JUDGES REPORT, 1987-88**—To be considered.
- 6 **BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 28 FEBRUARY 1989**—To be considered.
- 7 **STATE CONSERVATION STRATEGY**—To be considered.
- 8 **ARTS CENTRE TRUST REPORT, 1987-88**—To be considered.
- 9 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1987-88**—To be considered.
- 10 **DEAKIN UNIVERSITY COUNCIL REPORT, 1986**—To be considered.
- 11 **DENTAL BOARD REPORT, 1987-88**—To be considered.
- 12 **SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORT, 1987-88**—To be considered.
- 13 **ECONOMIC DEVELOPMENT CORPORATION REPORT, 1987-88**—To be considered.
- 14 **FISHING INDUSTRY COUNCIL REPORT, 1986-87**—To be considered.
- 15 **FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1987-88**—To be considered.
- 16 **GEELONG AND DISTRICT WATER BOARD ACCOUNTS, 1987-88**—To be considered.
- 17 **GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1987-88**—To be considered.
- 18 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1987-88**—To be considered.

- 19 GRAIN ELEVATORS BOARD REPORT, 1987-88—To be considered.
- 20 GREYHOUND RACING CONTROL BOARD REPORT, 1987-88—To be considered.
- 21 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1987-88—To be considered.
- 22 HOSPITALS SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 23 LAW FOUNDATION REPORT, 1988—To be considered.
- 24 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1987-88—To be considered.
- 25 MELBOURNE AND METROPOLITAN BOARD OF WORKS PROVIDENT FUND REPORT, 1 JULY 1987 TO 31 AUGUST 1987—To be considered.
- 26 MELBOURNE AND METROPOLITAN BOARD OF WORKS SUPERANNUATION SCHEME REPORT, 1987-88—To be considered.
- 27 MELBOURNE UNIVERSITY COUNCIL REPORT, 1987—To be considered.
- 28 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1986-87—To be considered.
- 29 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT, 1987-88—To be considered.
- 30 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1987-88—To be considered.
- 31 MUSEUM COUNCIL REPORT, 1986-87—To be considered.
- 32 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1987-88—To be considered.
- 33 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1987-88—To be considered.
- 34 PORT OF GEELONG AUTHORITY ACCOUNTS, 1987-88—To be considered.
- 35 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1987-88—To be considered.
- 36 POST-SECONDARY EDUCATION COMMISSION REPORT, 1987-88—To be considered.
- 37 PUBLIC OFFICES CORPORATION REPORT, 1986-87—To be considered.
- 38 PSYCHOLOGICAL COUNCIL REPORT, 1987—To be considered.
- 39 RELIEF COMMITTEE REPORT, 1987-88—To be considered.
- 40 RURAL FINANCE ACT 1988—TREASURER'S DIRECTIONS OF 18 NOVEMBER 1988 AND 6 FEBRUARY 1989 TO RURAL FINANCE CORPORATION—To be considered.
- 41 STATE FILM CENTRE COUNCIL REPORT, 1987-88—To be considered.
- 42 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1986-87—To be considered.
- 43 ZOOLOGICAL BOARD REPORT, 1987-88—To be considered.
- 44 REPORT ON 'DAMIEN' CASE AND SECTION 104 OF THE COMMUNITY WELFARE SERVICES ACT 1970—To be considered.
- 45 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1987-88—To be considered.
- 46 PROCESS SERVERS AND COMMERCIAL AGENTS—LAW REFORM COMMISSION'S REPORT—To be considered.

- 47 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1 MARCH 1988 TO 30 JUNE 1988—To be considered.
- 48 PRISON INDUSTRIES COMMISSION ACCOUNTS, 1987-88—To be considered.
- 49 STATE TRUSTEES REPORT, 1987-88—To be considered.
- 50 THE CONSTITUTION ACT AMENDMENT ACT 1958—STATEMENT OF FUNCTIONS CONFERRED ON ELECTORAL COMMISSIONER, APRIL 1989—To be considered.
- 51 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—CHROMOSOMAL NORMALITY OF CLEAVAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JANUARY 1989, SOLICITOR-GENERAL'S OPINION THEREON AND RELATED MINISTERIAL STATEMENT—To be considered.
- *52 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND TRUSTEES REPORT, 1987-88—To be considered.
- *53 COAL MINERS' ACCIDENTS RELIEF BOARD REPORT, 1987—To be considered.
- *54 CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1987-88 AND RELATED MINISTERIAL STATEMENT—To be considered.
- *55 COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1987-88—To be considered.
- *56 FISHING INDUSTRY COUNCIL REPORT, 1987-88—To be considered.
- *57 GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- *58 OBSOLETE LEGISLATION—LAW REFORM COMMISSION'S SECOND REPORT—To be considered.
- *59 SHEEP OWNERS PROTECTION ACT—LAW REFORM COMMISSION'S REPORT—To be considered.
- *60 NATIONAL CRIME AUTHORITY REPORT, 1987-88—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 COUNTY COURT (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 WARRNAMBOOL LAND BILL—(from Assembly—Hon. B. T. Pullen)—Second reading.
- †3 CREDIT (ADMINISTRATION) (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. G. P. Connard).
- †4 LICENSING AUTHORITIES (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. G. P. Connard).
- 5 CANCER (CENTRAL REGISTERS) BILL—(Hon. C. J. Hogg)—To be committed.
- 6 TRANSFER OF LAND (COMPUTER REGISTER) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- 7 STATE INSURANCE OFFICE (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).

* Indicates new entry.

† Cognate Bills—To be debated concurrently pursuant to an Order of the Council on 11 April 1989.

Wednesday, 19 April 1989

5

- 8 CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- 9 ABORIGINAL LAND (NORTHCOTE LAND) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Macey).
- 10 STATE CASUAL EMPLOYEES SUPERANNUATION BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 11 SUPERANNUATION (PORTABILITY) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- 12 BUILDING CONTROL (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Macey).
- *13 AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 14 SALE OF LAND (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 15 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 17 and 18

No. 17—Tuesday, 18 April 1989

- 1 The President took the Chair and read the Prayer.
- 2 **AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make certain amendments to the ‘Animal Preparations Act 1987’, the ‘Dairy Industry Act 1984’, the ‘Dried Fruits Act 1958’, the ‘Fruit and Vegetables Act 1958’, the ‘Seeds Act 1982’, the ‘Vegetation and Vine Diseases Act 1958’ and certain other Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **PETITION—PRICE-MARKING OF GOODS**—The Honourable R. S. de Fegely presented a Petition from certain citizens of Victoria praying for the retention of individual price-marking of goods in shops.

Ordered to lie on the Table.

4 **PAPERS**—

PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Trustees of the Parliamentary Contributory Superannuation Fund for the year 1987–88.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

COAL MINERS’ ACCIDENTS RELIEF BOARD—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Victorian Coal Miners’ Accidents Relief Board for the period 1 July 1987 to 23 December 1987.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

City of Melbourne Superannuation Fund Trustees—Report and financial statements for the year 1987–88.

Coal Mine Workers' Pensions Tribunal (Victoria)—Statement of accounts for the year 1987–88.

Fishing Industry Council—Report and statement of accounts for the year 1987–88.

Gas and Fuel Corporation Superannuation Board—Report and financial statements for the year 1987–88.

Law Reform Commission—

Second Report on Obsolete Legislation.

Report on Sheep Owners Protection Act: Occupational Regulation Report No. 3.

National Crime Authority—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Ararat (City) Planning Scheme—Amendment L4.

Berwick Planning Scheme—Amendment L4.

Flinders Planning Scheme—Amendment L37.

Marong Planning Scheme—Amendment L7.

McIvor Planning Scheme—Amendment L2.

Melbourne Planning Scheme—Amendment L13.

Metropolitan Region Planning Schemes—Amendments R38 and R43.

Port Melbourne Planning Scheme—Amendment L2.

Sandringham Planning Scheme—Amendment L1.

Stawell (Town) Planning Scheme—Amendment L6.

Statutory Rules under the following Acts of Parliament:

Credit (Administration) Act 1984—No. 47.

Weights and Measures Act 1958—No. 48.

The Honourable Haddon Storey moved, That the Reports and accounts tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 **MINISTERIAL STATEMENT—CITY OF MELBOURNE SUPERANNUATION FUND**—The Honourable M. A. Lyster made a Ministerial Statement in relation to the Report of the City of Melbourne Superannuation Fund Trustees for the year 1987–88.

The Honourable B. A. Chamberlain moved, That the Statement be taken into consideration on the next day of meeting cognately with that Report.

Question—put and resolved in the affirmative.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

- 7 **SUPERANNUATION (PORTABILITY) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 8 **BUILDING CONTROL (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable R. Macey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 9 **AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—The Order of the Day having been read for the resolution of the question, That this Bill be now read a second time—

Question—put and resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

- 12 **CANCER (CENTRAL REGISTERS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 13 **ENVIRONMENT PROTECTION (OZONE LAYER) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 14 **BUSINESS OF THE HOUSE**—The Honourable Evan Walker moved, That so much of the Sessional Orders be suspended as would prevent the consideration of the House Contracts Guarantee (Amendment) Bill being taken after 10.00 p.m. during the sitting of the Council this day.

Question—put and resolved in the affirmative.

- 15 **ENVIRONMENT PROTECTION (OZONE LAYER) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered

the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

16 **LOCAL GOVERNMENT BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.

17 **COUNTY COURT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'County Court Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

18 **WARRNAMBOOL LAND BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to revoke the permanent reservation of certain land and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

19 **HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

The Honourable M. A. Lyster moved, by leave, That it be an instruction to the Committee that they have power to consider a new clause providing for the approved guarantor to prepare an annual report in relation to its operations, for that report to be laid before Parliament, and for the steps to be taken if the report is not tabled within the prescribed time.

Question—put and resolved in the affirmative.

The Honourable G. P. Connard moved, by leave, That it be an instruction to the Committee that they have power to consider a new clause providing for the disallowance of regulations made under the Principal Act.

Question—put and resolved in the affirmative.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

20 **ADJOURNMENT**—The Honourable M. A. Lyster moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.35 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 18—Wednesday, 19 April 1989

- 1 The President took the Chair and read the Prayer.
- 2 **VALUATION OF LAND (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to transfer the valuation provisions of the ‘Local Government Act 1958’ to the ‘Valuation of Land Act 1960’, to amend the ‘Local Government Act 1958’, the ‘Valuation of Land Act 1960’ and for other purposes*”, and desiring the concurrence of the Council therein.
On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PAPERS—

LEGAL AND CONSTITUTIONAL COMMITTEE—PUBLIC LIABILITY OF VOLUNTARY ORGANIZATIONS—The Honourable D. M. Evans presented a Report from the Legal and Constitutional Committee upon the Public Liability of Voluntary Organisations together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Annual Reporting Act 1983—Treasurer’s advice of 18 April 1989 of extensions of time granted to submit annual reports and exemptions approved as to content of annual reports and financial statements of various administrative units and public bodies for the year 1987–88 and the reasons therefor.

Statutory Rules under the following Acts of Parliament:

Fertilizers Act 1974—No. 55.

Margarine Act 1975—No. 56.

Metropolitan Fire Brigades Superannuation Act 1976—No. 80.

- 4 **PINE PLANTING**—The Honourable R. M. Hallam moved, That this House deplors the Cain Government’s current policy of purchasing freehold grazing land to meet its commitment for the commercial planting of pines, when adequate areas of public land are available and suitable for that purpose, and condemns its unwillingness to include the issue of planting pines on public land in the terms of reference of its current inquiry.

Debate ensued.

Question—put.

The Council divided.

AYES, 22

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 D. M. Evans (*Teller*)
 J. V. C. Guest (*Teller*)
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

NOES, 17

The Hon. Joan Coxsedg
 G. R. Crawford
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro (*Teller*)
 T. C. Theophanous
 C. F. Van Buren (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 5 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Notices of Motion and Orders of the Day, General Business, be postponed until later this day.
- 6 **LOCAL GOVERNMENT BILL**—The President announced the receipt of a Message from the Assembly transmitting a communication from the Clerk of the Parliaments (pursuant to Joint Standing Order No. 21), calling attention to a clerical error in this Bill and acquainting the Council that they have agreed that such error be corrected by omitting the expression “Local Government (Consequential Provisions) Act 1988” in Clause 163, page 68, line 38, and inserting the expression “Local Government (Consequential Provisions) Act 1989” in its stead, and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

On the motion of the Honourable M. A. Lyster, the Council concurred with the Assembly in the correction of the clerical error discovered in this Bill and ordered that a Message be sent to the Assembly acquainting them therewith.

- 7 **LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a communication from the Clerk of the Parliaments (pursuant to Joint Standing Order No. 21), calling attention to certain clerical errors in this Bill and acquainting the Council that they have agreed that such errors be corrected by omitting the expression “Local Government Act 1988” and inserting the expression “Local Government Act 1989” wherever occurring as follows:

In the Long Title;

In Clauses 1, 3, 5, 6, 7, 8, 9, 10, 11; and

In the following items in Schedule Two:

1.1	23.28	42.13	57.49	80.4	107.2	120.46	130.126
4.6	23.29	42.22	58.1	80.7	107.18	122.16	131.1

4.8	23.32	47.1	59.6	80.8	107.23	122.17	131.10
4.10	23.34	47.2	61.10	80.11	107.26	122.20	131.11
5.1	23.39	47.3	66.1	80.12	107.28	122.22	131.12
5.3	23.41	47.4	66.2	80.13	107.29	122.23	131.26
9.5	23.46	47.5	66.4	80.14	107.30	122.25	131.32
9.18	23.48	47.6	68.22	82.8	107.45	125.1	131.35
9.26	23.51	47.10	68.24	82.11	112.1	127.2	131.38
9.39	23.55	49.3	69.7	83.1	112.4	130.7	131.43
10.2	28.3	49.4	69.13	94.8	112.21	130.8	131.44
10.3	28.6	49.5	73.1	94.9	112.23	130.57	131.45
12.2	28.8	51.4	76.1	95.1	112.27	130.73	131.46
12.6	28.10	51.5	76.2	96.1	115.4	130.95	131.54
19.1	29.1	51.6	77.3	96.2	115.8	130.97	131.60
21.3	29.10	51.7	77.22	96.3	118.1	130.98	131.62
21.6	32.2	52.20	77.46	98.1	120.5	130.102	132.3
21.8	33.2	52.21	77.51	102.2	120.9	130.108	132.9
21.10	33.11	52.23	77.57	103.3	120.32	130.111	132.11
22.10	33.13	56.2	77.83	104.22	120.33	130.112	132.13
22.13	37.1	57.1	78.1	104.25	120.34	130.113	135.35
23.4	37.8	57.2	80.1	105.1	120.37	130.116	
23.20	42.1	57.10	80.2	105.10	120.45	130.118	

and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

On the motion of the Honourable M. A. Lyster, the Council concurred with the Assembly in the correction of the clerical errors discovered in this Bill and ordered that a Message be sent to the Assembly acquainting them therewith.

- 8 COUNTY COURT (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 WARRNAMBOOL LAND BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 VALUATION OF LAND (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable K. M. Smith) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.
- 12 **CANCER (CENTRAL REGISTERS) BILL**—This Bill was, according to Order, committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 13 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [The Licensing Authorities (Amendment) Bill having been authorized to be debated concurrently on that question pursuant to an Order of the Council on 11 April 1989]—
Debate resumed.
Question—put and resolved in the affirmative.
Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 14 **LICENSING AUTHORITIES (AMENDMENT) BILL**—The concurrent debate on the question, That this Bill be now read a second time having concluded, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, later this day, again resolve itself into the said Committee.
- 15 **BUSINESS OF THE HOUSE**—The Honourable Evan Walker moved, That so much of the Sessional Orders be suspended as would prevent the consideration of the Licensing Authorities (Amendment) Bill and any new business transmitted from the Assembly being taken after 10.00 p.m. during the sitting of the Council this day.
Question—put and resolved in the affirmative.
- 16 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 9 inclusive, be postponed until later this day.
- 17 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 18 **LICENSING AUTHORITIES (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 19 **HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.

- 20 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 2 May 1989.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.02 p.m., adjourned until Tuesday, 2 May 1989.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 STATE CASUAL EMPLOYEES SUPERANNUATION BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 2 SALE OF LAND (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 3 AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 4 ABORIGINAL LAND (NORTHCOTE LAND) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Macey).
- 5 TRANSFER OF LAND (COMPUTER REGISTER) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- 6 BUILDING CONTROL (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Macey).
- 7 SUPERANNUATION (PORTABILITY) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- 8 STATE INSURANCE OFFICE (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- 9 CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- *10 VALUATION OF LAND (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- 11 COUNTY COURT (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 12 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.

* Indicates new entry.

- 2 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 3 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 5 **THE HON. M. A. BIRRELL**—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.
- 6 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 7 **THE HON. R. A. MACKENZIE**—To move, That this House strongly supports the principle of Antarctica becoming a world heritage wilderness park and calls on the Victorian Government to express the opposition of the Victorian people to Australia becoming a signatory to the Antarctic mining convention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—Second reading—*Resumption of debate.* (*Hon. D. R. White*).
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **COUNTY COURT JUDGES REPORT, 1987-88**—To be considered.
- 6 **BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 28 FEBRUARY 1989**—To be considered.
- 7 **STATE CONSERVATION STRATEGY**—To be considered.
- 8 **ARTS CENTRE TRUST REPORT, 1987-88**—To be considered.

Tuesday, 2 May 1989

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- 9 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1987-88—
To be considered.
- 10 DEAKIN UNIVERSITY COUNCIL REPORT, 1986—To be considered.
- 11 DENTAL BOARD REPORT, 1987-88—To be considered.
- 12 SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORT,
1987-88—To be considered.
- 13 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1987-88—To be
considered.
- 14 FISHING INDUSTRY COUNCIL REPORT, 1986-87—To be considered.
- 15 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1987-88—To be considered.
- 16 GEELONG AND DISTRICT WATER BOARD ACCOUNTS, 1987-88—To be
considered.
- 17 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1987-88—To be
considered.
- 18 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1987-88—To be
considered.
- 19 GRAIN ELEVATORS BOARD REPORT, 1987-88—To be considered.
- 20 GREYHOUND RACING CONTROL BOARD REPORT, 1987-88—To be considered.
- 21 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1987-88—To be
considered.
- 22 HOSPITALS SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 23 LAW FOUNDATION REPORT, 1988—To be considered.
- 24 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1987-88—
To be considered.
- 25 MELBOURNE AND METROPOLITAN BOARD OF WORKS PROVIDENT FUND
REPORT, 1 JULY 1987 TO 31 AUGUST 1987—To be considered.
- 26 MELBOURNE AND METROPOLITAN BOARD OF WORKS SUPERANNUATION
SCHEME REPORT, 1987-88—To be considered.
- 27 MELBOURNE UNIVERSITY COUNCIL REPORT, 1987—To be considered.
- 28 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT,
1986-87—To be considered.
- 29 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT,
1987-88—To be considered.
- 30 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1987-88—
To be considered.
- 31 MUSEUM COUNCIL REPORT, 1986-87—To be considered.
- 32 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1987-88—To be
considered.
- 33 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1987-88—To be
considered.
- 34 PORT OF GEELONG AUTHORITY ACCOUNTS, 1987-88—To be considered.
- 35 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1987-88—To be considered.
- 36 POST-SECONDARY EDUCATION COMMISSION REPORT, 1987-88—To be
considered.
- 37 PUBLIC OFFICES CORPORATION REPORT, 1986-87—To be considered.

- 38 PSYCHOLOGICAL COUNCIL REPORT, 1987—To be considered.
- 39 RELIEF COMMITTEE REPORT, 1987-88—To be considered.
- 40 RURAL FINANCE ACT 1988—TREASURER'S DIRECTIONS OF 18 NOVEMBER 1988 AND 6 FEBRUARY 1989 TO RURAL FINANCE CORPORATION—To be considered.
- 41 STATE FILM CENTRE COUNCIL REPORT, 1987-88—To be considered.
- 42 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1986-87—To be considered.
- 43 ZOOLOGICAL BOARD REPORT, 1987-88—To be considered.
- 44 REPORT ON 'DAMIEN' CASE AND SECTION 104 OF THE COMMUNITY WELFARE SERVICES ACT 1970—To be considered.
- 45 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1987-88—To be considered.
- 46 PROCESS SERVERS AND COMMERCIAL AGENTS—LAW REFORM COMMISSION'S REPORT—To be considered.
- 47 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1 MARCH 1988 TO 30 JUNE 1988—To be considered.
- 48 PRISON INDUSTRIES COMMISSION ACCOUNTS, 1987-88—To be considered.
- 49 STATE TRUSTEES REPORT, 1987-88—To be considered.
- 50 THE CONSTITUTION ACT AMENDMENT ACT 1958—STATEMENT OF FUNCTIONS CONFERRED ON ELECTORAL COMMISSIONER, APRIL 1989—To be considered.
- 51 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—CHROMOSOMAL NORMALITY OF CLEAVAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JANUARY 1989, SOLICITOR-GENERAL'S OPINION THEREON AND RELATED MINISTERIAL STATEMENT—To be considered.
- 52 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND TRUSTEES REPORT, 1987-88—To be considered.
- 53 COAL MINERS' ACCIDENTS RELIEF BOARD REPORT, 1987—To be considered.
- 54 CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1987-88 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 55 COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1987-88—To be considered.
- 56 FISHING INDUSTRY COUNCIL REPORT, 1987-88—To be considered.
- 57 GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 58 OBSOLETE LEGISLATION—LAW REFORM COMMISSION'S SECOND REPORT—To be considered.
- 59 SHEEP OWNERS PROTECTION ACT—LAW REFORM COMMISSION'S REPORT—To be considered.

Tuesday, 2 May 1989

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- 60 NATIONAL CRIME AUTHORITY REPORT, 1987-88—To be considered.
*61 PUBLIC LIABILITY OF VOLUNTARY ORGANISATIONS—LEGAL AND
CONSTITUTIONAL COMMITTEE'S REPORT—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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Tuesday, 2 May 1989

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 19 and 20

No. 19—Tuesday, 2 May 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
 - On 26 April 1989—
Warrnambool Land Act.
 - On 2 May 1989—
Credit (Administration) (Amendment) Act.
House Contracts Guarantee (Amendment) Act.
Licensing Authorities (Amendment) Act.
- 3 **SUPPLY (1989-90, No. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make interim provision for the appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1989-90*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make ancillary provisions for certain works and purposes for the financial year 1989-90*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **POLICE REGULATION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Police Regulation Act 1958', the 'Ombudsman Act 1973', the 'Corrections Act 1986', the 'Pensions Supplementation Act 1966' and the 'Community Services Act 1970' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:
 - Credit (Administration) (Amendment) Bill.
 - Licensing Authorities (Amendment) Bill.

- 7 **PRINTING COMMITTEE**—The Honourable W. A. Landeryou moved, by leave, That the Printing Committee be empowered to meet during the suspension of the sitting of the Council for dinner this day.

Question—put and resolved in the affirmative.

- 8 **PETITION—WATER STORAGE DAM, GRAMPPIANS NATIONAL PARK**—The Honourable R. M. Hallam presented a Petition from certain citizens of Victoria praying that the Government reverse its decision not to allow the construction of a storage dam in the Grampians National Park to augment the water supply to the township of Dunkeld.

Ordered to lie on the Table.

- 9 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Medical Treatment Act 1988* and Part XI of the *Instruments Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

10 **PAPERS**—

VICTORIAN PARLIAMENTARY DEBATES—The Honourable G. A. Sgro moved, by leave, That there be laid before this House a copy of the Report of the Chief Reporter on the Operations of the Department of Victorian Parliamentary Debates for the year 1987–88.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable G. A. Sgro and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Law Reform Commission—Report on Priorities, No. 22.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Bungaree Planning Scheme—Amendment L2.

Footscray Planning Scheme—Amendment L3.

Geelong Regional Planning Scheme—Amendment R21.

Horsham Planning Scheme—Amendment L7.

Huntly Planning Scheme—Amendment L13.

Lillydale Planning Scheme—Amendments L14 and L35.

Maffra Planning Scheme—Amendment L17.

Marong Planning Scheme—Amendment L3.

Metropolitan Region Planning Schemes—Amendments R34, R45, RL68, RL69 Part 1 and RL 73 Part 1.

Mildura (City) Planning Scheme—Amendment L6.

Mildura (Shire) Planning Scheme—Amendment L5.

Morwell Planning Scheme—Amendments L5, L10 and L17.

Orbost Planning Scheme—Amendment L8.

Romsey Planning Scheme—Amendment L3.

St. Kilda Planning Scheme—Amendment L1.

Stawell (Shire) Planning Scheme—Amendment L5.

Talbot and Clunes Planning Scheme—Amendment L3.

Planning and Environment Act 1987—*continued*

Tambo Planning Scheme—Amendment L21.

Whittlesea Planning Scheme—Amendment L4.

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—No. 50.

Aerial Spraying Control Act 1966—No. 51.

Alpine Resorts Act 1983—No. 79.

Animal Preparations Act 1987—No. 52.

Chiropodists Act 1968—No. 66.

Chiropractors and Osteopaths Act 1978—No. 67.

County Court Act 1958—No. 49, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Section 78AA of the Commonwealth Judiciary Act 1983.

Part VI, Division 2 of the Commonwealth Income Tax Assessment Act 1936.

Group III, Part 4 and Table 5 of the Public Service Determinations 1985.

Dairy Industry Act 1984—No. 53.

Dental Technicians Act 1972—Nos. 65 and 68.

Dentists Act 1972—No. 69.

Environment Protection Act 1970—No. 77.

Farm Produce Merchants and Commission Agents Act 1965—No. 54.

Forests Act 1958—No. 61.

Health Act 1958—Nos. 70 and 76.

Lotteries Gaming and Betting Act 1966—No. 88.

Medical Practitioners Act 1970—No. 71.

Nurses Act 1958—No. 72.

Pharmacists Act 1974—No. 74.

Physiotherapists Act 1978—No. 75.

Post-Secondary Education Act 1978—Nos. 63 and 64.

Poultry Processing Act 1968—No. 57.

Prevention of Cruelty to Animals Act 1986—No. 58.

Public Service Act 1974—No. 78.

Racing Act 1958—Nos. 81 to 87.

Reference Areas Act 1978—No. 60.

Teaching Service Act 1981—No. 62.

Tomato Processing Industry Act 1976—No. 59.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, May 1989.

The Honourable Haddon Storey moved, That the Report and Statement tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 11 **COGNATE BILLS**—The Honourable D. R. White moved, by leave, That this House authorizes and requires the Honourable the President to permit the motions for the second readings of the Supply (1989–90, No. 1) Bill and the Works and Services (Ancillary Provisions, 1989–90, No. 1) Bill to be moved and debated concurrently.

Question—put and resolved in the affirmative.

- 12 **SUPPLY (1989–90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989–90, No. 1) BILL**—The Orders of the Day having been read for the second reading of these Bills, the Honourable D. R. White moved, That these Bills be now read a second time.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **POLICE REGULATION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken in consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 6 inclusive, be postponed until later this day.

- 16 **SUPERANNUATION (PORTABILITY) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 **AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 **ABORIGINAL LAND (NORTHCOTE LAND) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time.

And the President having ruled the Bill to be a Private Bill—

The Honourable B. T. Pullen moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

Debate resumed.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 20 **CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 21 **TRANSFER OF LAND (COMPUTER REGISTER) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—
Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 22 **STATE INSURANCE OFFICE (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 23 **SALE OF LAND (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—
Bill read a second time.
Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.
- 24 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 10, be postponed until later this day.
- 25 **COUNTY COURT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—
Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.
- 26 **CONSTITUTION (SUPREME COURT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Part III of the 'Constitution Act 1975' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 27 **BUILDING CONTROL (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable R. Lawson (for the Honourable R. Macey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 28 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.53 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 20—Wednesday, 3 May 1989

- 1 The President took the Chair and read the Prayer.
- 2 **PAPER—PRINTING COMMITTEE**—The Honourable W. A. Landeryou presented a joint report from the Legislative Council and Legislative Assembly Printing Committees upon the Printing, Distribution and Binding of Parliamentary Documents, together with an Appendix.
Ordered to lie on the Table and to be printed.
- 3 **JOINT PRINTING COMMITTEE**—The Honourable W. A. Landeryou moved, by leave, That the Parliament take all steps necessary to form a Joint Select Committee on Printing.
Question—put and resolved in the affirmative.
Ordered—That a Message be sent to the Assembly acquainting them of the foregoing Resolution.
- 4 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 4 inclusive, be postponed until later this day.
- 5 **AIDS**—The Honourable M. A. Birrell moved, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.
Debate ensued.
Question—put and resolved in the affirmative.
- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 6 to 8 inclusive, be postponed until later this day.
- 7 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.

Question—put.

The Council divided.

AYES, 21

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 B. A. Chamberlain
 G. H. Cox
 G. R. Craige
 R. S. de Fegely (*Teller*)
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long
 R. Macey
 J. G. Miles
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

NOES, 16

The Hon. Joan Coxsedg
 B. E. Davidson
 D. E. Henshaw
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro (*Teller*)
 T. C. Theophanous (*Teller*)
 C. F. Van Buren
 D. R. White

And so it was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 8 **ANTARCTIC MINING CONVENTION**—The Honourable R. A. Mackenzie moved, That this House strongly supports the principle of Antarctica becoming a world heritage wilderness park and calls on the Victorian Government to express the opposition of the Victorian people to Australia becoming a signatory to the Antarctic mining convention.

Debate ensued.

Question—put and resolved in the affirmative.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, and Order of the Day, Government Business, No. 1, be postponed until later this day.

- 10 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable M. A. Birrell moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

- 12 **BUILDING CONTROL (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

13 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

14 **SUPPLY (1989-90, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question. That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1989-90, No. 1) Bill having been authorized to be debated concurrently on that question pursuant to an Order of the Council on 2 May 1989]—

Debate resumed.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

15 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.58 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 2 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 3 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 5 **THE HON. M. A. BIRRELL**—To move, That this House calls on the Minister for Health to establish a State Parliamentary Liaison Group on AIDS.
- 6 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 7 **THE HON. R. A. MACKENZIE**—To move, That this House strongly supports the principle of Antarctica becoming a world heritage wilderness park and calls on the Victorian Government to express the opposition of the Victorian people to Australia becoming a signatory to the Antarctic mining convention.
- *8 **THE HON. M. A. BIRRELL**—To move, That this House—
 - (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.

* Indicates new entry.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(Hon. B. A. Chamberlain)—Second reading—*Resumption of debate.* (Hon. D. R. White).
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(Hon. D. M. Evans)—*Resumption of debate.* (Hon. C. F. Van Buren).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(Hon. R. J. Long)—*Resumption of debate.* (Hon. B. E. Davidson)
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (Hon. Marie Tehan)—*Resumption of debate.* (Hon. D. M. Evans).
- 5 **REPORT ON 'DAMIEN' CASE AND SECTION 104 OF THE COMMUNITY WELFARE SERVICES ACT 1970**—To be considered.
- 6 **ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1987-88**—To be considered.
- 7 **PROCESS SERVERS AND COMMERCIAL AGENTS—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 8 **LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1 MARCH 1988 TO 30 JUNE 1988**—To be considered.
- 9 **PRISON INDUSTRIES COMMISSION ACCOUNTS, 1987-88**—To be considered.
- 10 **STATE TRUSTEES REPORT, 1987-88**—To be considered.
- 11 **ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, APRIL 1989**—To be considered.
- 12 **INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—CHROMOSOMAL NORMALITY OF CLEAVAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JANUARY 1989, SOLICITOR-GENERAL'S OPINION THEREON AND RELATED MINISTERIAL STATEMENT**—To be considered.
- 13 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND TRUSTEES REPORT, 1987-88**—To be considered.
- 14 **COAL MINERS' ACCIDENTS RELIEF BOARD REPORT, 1987**—To be considered.
- 15 **CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1987-88 AND RELATED MINISTERIAL STATEMENT**—To be considered.
- 16 **COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1987-88**—To be considered.
- 17 **FISHING INDUSTRY COUNCIL REPORT, 1987-88**—To be considered.
- 18 **GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1987-88**—To be considered.
- 19 **OBSOLETE LEGISLATION—LAW REFORM COMMISSION'S SECOND REPORT**—To be considered.
- 20 **SHEEP OWNERS PROTECTION ACT—LAW REFORM COMMISSION'S REPORT**—To be considered.

- 21 NATIONAL CRIME AUTHORITY REPORT, 1987-88—To be considered.
- 22 PUBLIC LIABILITY OF VOLUNTARY ORGANISATIONS—LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—To be considered.
- *23 HANSARD DEPARTMENT REPORT, 1987-88—To be considered.
- *24 PRIORITIES—LAW REFORM COMMISSION'S REPORT—To be considered.
- *25 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, MAY 1989—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 CONSTITUTION (SUPREME COURT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading.
- 3 SALE OF LAND (AMENDMENT) BILL—(Hon. Evan Walker)—To be committed.
- 4 BUILDING CONTROL (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Macey).
- 5 VALUATION OF LAND (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- †*6 SUPPLY (1989-90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- †*7 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Rosemary Varty).
- *8 POLICE REGULATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 9 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Thephanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CONSTITUTION (SUPREME COURT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 2 SALE OF LAND (AMENDMENT) BILL—(Hon. Evan Walker)—To be committed.
- 3 VALUATION OF LAND (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- †4 SUPPLY (1989-90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- †5 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 6 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 7 POLICE REGULATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 8 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.
- 2 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 3 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of

† Cognate Bills—To be debated concurrently pursuant to Order of the Council on 2 May 1989.

the Victorian road network in general, and the local roads category in particular.

- 5 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 6 THE HON. M. A. BIRRELL—To move, That this House—
- (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—To be committed.
- 2 MALLEE NATIONAL PARKS—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 INFERTILITY (MEDICAL PROCEDURES) ACT 1984—STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE—CHROMOSOMAL NORMALITY OF CLEAVAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JANUARY 1989, SOLICITOR-GENERAL'S OPINION THEREON AND RELATED MINISTERIAL STATEMENT—To be considered.
- 6 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND TRUSTEES REPORT, 1987-88—To be considered.
- 7 COAL MINERS' ACCIDENTS RELIEF BOARD REPORT, 1987—To be considered.
- 8 CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1987-88 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 9 COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1987-88—To be considered.
- 10 FISHING INDUSTRY COUNCIL REPORT, 1987-88—To be considered.
- 11 GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 12 OBSOLETE LEGISLATION—LAW REFORM COMMISSION'S SECOND REPORT—To be considered.

Tuesday, 9 May 1989

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- 13 SHEEP OWNERS PROTECTION ACT—LAW REFORM COMMISSION'S REPORT—
To be considered.
 - 14 NATIONAL CRIME AUTHORITY REPORT, 1987-88—To be considered.
 - 15 PUBLIC LIABILITY OF VOLUNTARY ORGANISATIONS—LEGAL AND
CONSTITUTIONAL COMMITTEE'S REPORT—To be considered.
 - 16 HANSARD DEPARTMENT REPORT, 1987-88—To be considered.
 - 17 PRIORITIES—LAW REFORM COMMISSION'S REPORT—To be considered.
 - 18 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED,
MAY 1989—To be considered.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

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STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House expresses its concern at the operation of the *Liquor Control Act* 1987, and believes that there is an urgent need for clarification, review and amendment.
- 2 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 3 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
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- 5 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 6 **THE HON. M. A. BIRRELL**—To move, That this House—
 - (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- *7 **THE HON. M. A. BIRRELL**—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- *8 **THE HON. HADDON STOREY**—To move, That this House calls on the Minister responsible for Post-Secondary Education to stand up to the Federal Minister for Employment, Education and Training, the Hon. J. S. Dawkins, and ensure that any amalgamations of higher educational institutions in Victoria

* Indicates new entry.

are not dictated by arbitrary levels of student numbers but are based on—
 (i) demonstrated educational benefits; (ii) recognition of the benefits of diversity and specialization; (iii) the wishes of the institutions involved; and (iv) demonstrated cost-benefit analyses.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be committed.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*)
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND TRUSTEES REPORT, 1987-88**—To be considered.
- 6 **COAL MINERS' ACCIDENTS RELIEF BOARD REPORT, 1987**—To be considered.
- 7 **CITY OF MELBOURNE SUPERANNUATION FUND TRUSTEES REPORT, 1987-88 AND RELATED MINISTERIAL STATEMENT**—To be considered.
- 8 **COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1987-88**—To be considered.
- 9 **FISHING INDUSTRY COUNCIL REPORT, 1987-88**—To be considered.
- 10 **GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1987-88**—To be considered.
- 11 **OBSOLETE LEGISLATION—LAW REFORM COMMISSION'S SECOND REPORT**—To be considered.
- 12 **SHEEP OWNERS PROTECTION ACT—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 13 **NATIONAL CRIME AUTHORITY REPORT, 1987-88**—To be considered.
- 14 **PUBLIC LIABILITY OF VOLUNTARY ORGANISATIONS—LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT**—To be considered.
- 15 **HANSARD DEPARTMENT REPORT, 1987-88**—To be considered.
- 16 **PRIORITIES—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 17 **ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, MAY 1989**—To be considered.
- *18 **MONASH UNIVERSITY COUNCIL REPORT, 1987**—To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

*1 THE HON. EVAN WALKER—To move, That so much of the Sessional Orders as requires that no new business be taken after 10.00 p.m. and that General business shall take precedence of Government business on Wednesdays be suspended until the end of May 1989 and that until the end of May 1989, unless otherwise ordered by the House, new business may be taken at any hour and Government business shall take precedence of General business.

ORDERS OF THE DAY

- *1 ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading.
- 2 SALE OF LAND (AMENDMENT) BILL—(Hon. Evan Walker)—To be committed.
- 3 VALUATION OF LAND (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- †4 SUPPLY (1989–90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Marie Tehan).
- †5 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989–90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Marie Tehan).
- 6 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 7 POLICE REGULATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 8 CONSTITUTION (SUPREME COURT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 9 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

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TUESDAY, 16 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

*1 NATIONAL PARKS (ALPINE NATIONAL PARK) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading. Resumption of debate. (Hon. Marie Tehan).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

† Cognate Bills—To be debated concurrently pursuant to Order of the Council on 2 May 1989.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

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NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

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SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 TRANSPORT (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading.
- 2 SALE OF LAND (AMENDMENT) BILL—(Hon. Evan Walker)—To be committed.
- 3 ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—*Resumption of debate.* (Hon. R. Lawson).
- †4 SUPPLY (1989-90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. R. S. de Fegely).
- †5 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. R. S. de Fegely).
- 6 VALUATION OF LAND (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—*Resumption of debate.* (Hon. K. M. Smith).
- 7 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading—*Resumption of debate.* (Hon. M. A. Birrell).
- 8 CONSTITUTION (SUPREME COURT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *9 SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL—(from Assembly)—Hon. M. A. Lyster)—Second reading—*Resumption of debate.*—(Hon. G. R. Craige).
- 10 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—*Resumption of debate.* (Hon. Marie Tehan).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
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* Indicates new entry.

† Cognate Bills—To be debated concurrently pursuant to Order of the Council on 2 May 1989.

- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
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ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **PUBLIC LIABILITY OF VOLUNTARY ORGANISATIONS—LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT**—To be considered.
- 6 **HANSARD DEPARTMENT REPORT, 1987-88**—To be considered.
- 7 **PRIORITIES—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 8 **ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, MAY 1989**—To be considered.
- 9 **MONASH UNIVERSITY COUNCIL REPORT, 1987**—To be considered.
- *10 **STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1987-88**—To be considered.

*11 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(Hon. D. M. Evans)—Resumption of debate. (Hon. W. A. Landeryou).

* * * *

TUESDAY, 16 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

1 NATIONAL PARKS (ALPINE NATIONAL PARK) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate.—(Hon. Marie Tehan).

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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Thursday, 11 May 1989

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

πWednesday—General business.

πNo new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 21, 22 and 23

No. 21—Tuesday, 9 May 1989

- 1 The President took the Chair and read the Prayer.
- 2 **THE LATE HONOURABLE RANDOLPH JOHN EDDY**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 5 May 1989, of the Honourable Randolph John Eddy and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Dousta Galla Province from 1970 to 1976 and the Thomastown Province from 1976 to 1982.

And other Honourable members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 3 **ADJOURNMENT**—The Honourable Evan Walker moved, That as a further mark of respect to the memory of the late Honourable Randolph John Eddy, the House do now adjourn until this day at 8.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 3.53 p.m., adjourned until this day at 8.00 p.m.

- 1 The President took the Chair.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented a Message from the Lieutenant-Governor as Deputy for His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Aboriginal Land (Northcote Land) Act.
Agricultural Acts (Miscellaneous Amendments) Act.
Building Control (Amendment) Act.
Co-operative Housing Societies (Amendment) Act.
Local Government Act.
Local Government (Consequential Provisions) Act.
State Insurance Office (Amendment) Act.
Superannuation (Portability) Act.

- 3 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘National Parks Act 1975’ to provide for an Alpine National Park and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make miscellaneous amendments to the ‘Road Safety Act 1986’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Building Control (Amendment) Bill.
County Court (Amendment) Bill.
State Casual Employees Superannuation Bill.

- 6 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Monash University—Report of the Council, together with a Statute approved by the Governor in Council for the year 1987 (two papers).

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Bairnsdale (Shire) Planning Scheme—Amendment L7.
Bairnsdale (Town) Planning Scheme—Amendments L10 and L15.
Broadford Planning Scheme—Amendment L1.
Buninyong Planning Scheme—Amendments L2 and L13.
Flinders Planning Scheme—Amendment L38.
Hawthorn Planning Scheme—Amendment L1.
Huntly Planning Scheme—Amendment L10.
Metropolitan Region Planning Schemes—Amendments RL20, RL41 Part 3, RL53, RL66 and RL89.
Oxley Planning Scheme—Amendment L1.
Seymour Planning Scheme—Amendment L13.
Stawell (Shire) Planning Scheme—Amendment L6.
Traralgon (Shire) Planning Scheme—Amendment L19.

Statutory Rules under the following Acts of Parliament:

Finance Brokers Act 1969—No. 94.
Financial Institutions Duty Act 1982—No. 96.
Health Services Act 1988—No. 95, together with a copy of the Rules for conducting elections by the quota-preferential method, Proportional Representation Society of Australia, Third Edition which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.
Public Service Act 1974—PSD Nos. 13 to 15.
Road Safety Act 1986—No. 89.
Water Act 1958—No. 97.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 7 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

- 9 **SUPPLY (1989-90, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1989-90, No. 1) Bill having been authorized to be debated concurrently on that question pursuant to an Order of the Council on 2 May 1989]—

Debate resumed.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **ADJOURNMENT**—The Honourable B. T. Pullen moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.39 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 22—Wednesday, 10 May 1989

- 1 The President took the Chair and read the Prayer.
- 2 **TRANSPORT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Transport Act 1983’ and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **PETITION—NORTH FITZROY HOUSING ESTATE**—The Honourable R. S. de Fegely presented a Petition from certain citizens of Victoria praying—(i) for the provision of a Community Centre and Centre Worker in Salisbury Crescent, North Fitzroy, and the preservation of adjacent open space; (ii) for the provision of a Tenant Worker for North Fitzroy Housing Estates; (iii) for the immediate provision of resources for maintenance of residences and environs; and (iv) that assistance be sought from other Ministries to solve problems of drugs, thefts and physical violence.
- Ordered to lie on the Table.
- 4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Publications—Report of the State Classification of Publications Board for the year 1987-88.
- Statutory Rules under the following Acts of Parliament:
- Hospitals and Charities Act 1958—No. 99.
- Port of Melbourne Authority Act 1958—No. 90.
- The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.
- Question—put and resolved in the affirmative.

- 5 **LIQUOR CONTROL ACT 1987**—The Honourable D. M. Evans moved, That this House expresses its concern at the operation of the *Liquor Control Act 1987*, and believes that there is an urgent need for clarification, review and amendment.

The Honourable W. A. Landeryou moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 2 to 7 inclusive, be postponed until the next day of meeting.

- 7 **HIGHER EDUCATIONAL INSTITUTIONS**—The Honourable Haddon Storey moved, That this House calls on the Minister responsible for Post-Secondary Education to stand up to the Federal Minister for Employment, Education and Training, the Honourable J. S. Dawkins, and ensure that any amalgamations of higher educational institutions in Victoria are not dictated by arbitrary levels of student numbers but are based on—(i) demonstrated educational benefits; (ii) recognition of the benefits of diversity and specialization; (iii) the wishes of the institutions involved; and (iv) demonstrated cost-benefit analyses.

Debate ensued.

Question—put and resolved in the affirmative.

- 8 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until the next day of meeting.
- 10 **BUSINESS OF THE HOUSE**—The Honourable Evan Walker moved, That so much of the Sessional Orders as requires that no new business be taken after 10.00 p.m. and that General business shall take precedence of Government business on Wednesdays be suspended until the end of May 1989 and that until the end of May 1989, unless otherwise ordered by the House, new business may be taken at any hour and Government business shall take precedence of General business.

Question—put and resolved in the affirmative.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 6 inclusive, be postponed until later this day.

- 12 **POLICE REGULATION (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. Lawson moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 **SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Small Claims Tribunals Act 1973’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen (for the Honourable M. A. Lyster), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable B. T. Pullen (for the Honourable M. A. Lyster) moved, That this Bill be now read a second time.

The Honourable G. R. Craige moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 **SUPPLY (1989-90, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1989-90, No. 1) Bill having been authorized to be debated concurrently on that question pursuant to an Order of the Council on 2 May 1989]—

Debate resumed.

The Honourable R. S. de Fegely moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.49 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 23—Thursday, 11 May 1989

- 1 The President took the Chair and read the Prayer.
- 2 **DANGEROUS GOODS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Dangerous Goods Act 1985’ and the ‘Magistrates’ Courts Act 1971’ and the ‘Magistrates’ Court Act 1989’*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Occupational Health and Safety Act 1985’ to apply to lifts, cranes, boilers, pressure vessels, scaffolding and amusement structures at workplaces and elsewhere; and to amend the ‘Limitation of Actions Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Occupational Health and Safety Act 1985’ and the ‘Magistrates’ Courts Act 1971’ and the ‘Magistrates’ Court Act 1989’ with respect to penalties for occupational health and safety offences and to require employers to nominate health and safety co-ordinators*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

5 **PAPERS—**

SOCIAL DEVELOPMENT COMMITTEE—COMPANION ANIMALS—The Honourable G. R. Craige presented a Report from the Social Development Committee upon the Role and Welfare of Companion Animals in Society, together with Appendices, Extracts from the Proceedings and Minority Reports.

Ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPER PURSUANT TO STATUTE—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Accounting Standards Review Board—Report for the year 1987–88.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 **TRANSPORT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. Lawson moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 7 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable G. R. Craige moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 **SALE OF LAND (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
- 10 **SUPPLY (1989-90, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1989-90, No. 1) Bill having been authorized to be debated concurrently on that question pursuant to an Order of the Council on 2 May 1989]—

Debate resumed.

The Honourable B. A. E. Skeggs moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **SALE OF LAND (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 **SUPPLY (1989-90, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1989-90, No. 1) Bill having been authorized to be debated concurrently on that question pursuant to an Order of the Council on 2 May 1989]—

Debate resumed.

Question—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 1) BILL**—The concurrent debate on the question, That this Bill be now read a second time having concluded—

Question—put and resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday, 23 May 1989.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.55 p.m., adjourned until Tuesday, 23 May 1989.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 DANGEROUS GOODS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *2 OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 3 ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Lawson).
- *4 OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. G. R. Craige).
- 5 NATIONAL PARKS (ALPINE NATIONAL PARK) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. Marie Tehan).
- 6 TRANSPORT (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Lawson).
- 7 VALUATION OF LAND (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- 8 SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. G. R. Craige).
- 9 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 10 CONSTITUTION (SUPREME COURT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 11 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.

* Indicates new entry.

- 2 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 **THE HON. M. A. BIRRELL**—To move, That this House—
- (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- 6 **THE HON. M. A. BIRRELL**—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- *7 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).

Tuesday, 23 May 1989

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- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate. (Hon. D. M. Evans).*
 - 5 HANSARD DEPARTMENT REPORT, 1987-88—To be considered.
 - 6 PRIORITIES—LAW REFORM COMMISSION'S REPORT—To be considered.
 - 7 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, MAY 1989—To be considered.
 - 8 MONASH UNIVERSITY COUNCIL REPORT, 1987—To be considered.
 - 9 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1987-88—To be considered.
 - 10 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. W. A. Landeryou).*
 - *11 COMPANION ANIMALS—SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
 - *12 ACCOUNTING STANDARDS REVIEW BOARD REPORT, 1987-88—To be considered.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

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PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

* * * *

SESSIONAL ORDERS

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LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- *1 THE HON. D. M. EVANS—To move, That Regulations 200 (3), 200 (4) and 200 (5) of the Marine (Vessels) Regulations 1988 (S.R. No. 490/1988) be disallowed. [*Notice given 23 May 1989; 12 sitting days remain for resolving***]
- *2 THE HON. D. M. EVANS—To move, That Regulation 5 (a) (ix) of the Public Service (Amendment) Regulations (No. 8) 1988 (S.R. No. 455/1988) be disallowed. [*Notice given 23 May 1989; 12 sitting days remain for resolving***]

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GOVERNMENT BUSINESS

NOTICE OF MOTION

- * THE HON. M. A. LYSTER—To move, That she have leave to bring in a Bill to amend the *Cultural and Recreational Lands Act 1963* to include certain land as recreational lands and for other purposes.

ORDERS OF THE DAY

- *1 RACING (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading.
- 2 DANGEROUS GOODS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. G. R. Craige).
- 3 OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. G. R. Craige).
- 4 OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be committed.
- 5 SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—*Resumption of debate.* (Hon. G. R. Craige).
- 6 TRANSPORT (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—To be committed.
- 7 NATIONAL PARKS (ALPINE NATIONAL PARK) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—*Resumption of debate.* (Hon. Marie Tehan).
- *8 NATIONAL PARKS (AMENDMENT) BILL—(from Assembly—Hon. B. T. Pullen)—Second reading—*Resumption of debate.* (Hon. Marie Tehan).
- *9 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Marie Tehan).
- 10 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading—*Resumption of debate.* (Hon. M. A. Birrell).

* Indicates new entry.

- 11 CONSTITUTION (SUPREME COURT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 12 FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 THE HON. M. A. BIRRELL—To move, That this House—
 - (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
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- 6 THE HON. M. A. BIRRELL—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
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Wednesday, 24 May 1989

3

- *8 **THE HON. HADDON STOREY**—To move, That this House expresses concern about the future of the State Library and calls upon the Minister to fully consult with the public on proposals for the redevelopment of the Library building and to take note of its views.
- *9 **THE HON. B. A. CHAMBERLAIN**—To move, That this House requests the Attorney-General to refer to the Legal and Constitutional Committee for investigation and report the law relating to the return of stolen goods with special emphasis on livestock with a view to reinforcing the right of owners of stolen property to the speedy return of that property.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **MONASH UNIVERSITY COUNCIL REPORT, 1987**—To be considered.
- 6 **STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1987-88**—To be considered.
- 7 **LIQUOR CONTROL ACT**—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 8 **COMPANION ANIMALS—SOCIAL DEVELOPMENT COMMITTEE'S REPORT**—To be considered.
- 9 **ACCOUNTING STANDARDS REVIEW BOARD REPORT, 1987-88**—To be considered.
- *10 **BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88**—To be considered.
- *11 **FILM VICTORIA REPORT, 1987-88**—To be considered.
- *12 **STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1987-88**—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

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LEGISLATIVE COUNCIL OF VICTORIA

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NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulations 200 (3), 200 (4) and 200 (5) of the Marine (Vessels) Regulations 1988 (S.R. No. 490/1988) be disallowed. [*Notice given 23 May 1989; 11 sitting days remain for resolving***]
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GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading.
- *2 FIRE AUTHORITIES BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *3 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *4 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading.
- *5 SECOND-HAND DEALERS AND PAWNBROKERS BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *6 PRESCRIBED WEAPONS BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- *7 LAND (MISCELLANEOUS MATTERS) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. Marie Tehan).*
- 8 NATIONAL PARKS (ALPINE NATIONAL PARK) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. Marie Tehan).*
- 9 SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. G. R. Craige).*
- 10 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- *11 JOINT PRINTING COMMITTEE—MESSAGE FROM THE ASSEMBLY—To be considered.
- 12 CONSTITUTION (SUPREME COURT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.

* Indicates new entry.

- 13 **FOREST PRACTICES FOR TIMBER PRODUCTION—INSTRUMENT OF APPROVAL AND CODE OF PRACTICE, NOVEMBER 1988—Motion to ratify Instrument of Approval—(Hon. B. T. Pullen)—Resumption of debate. (Hon. Marie Tehan).**

GENERAL BUSINESS

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- 1 **THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.**
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Thursday, 25 May 1989

3

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(Hon. B. A. Chamberlain)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(Hon. D. M. Evans)—*Resumption of debate.* (Hon. C. F. Van Buren).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(Hon. R. J. Long)—*Resumption of debate.* (Hon. B. E. Davidson).
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- *13 **COMMUNITY VIOLENCE—SOCIAL DEVELOPMENT COMMITTEE'S FINAL REPORT**—To be considered.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

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* * * *

Thursday, 25 May 1989

5

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- *3 EGG INDUSTRY BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- *4 TRUSTEE (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Rosemary Varty*).
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Friday, 26 May 1989

3

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
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- 7 **COMPANION ANIMALS—SOCIAL DEVELOPMENT COMMITTEE'S REPORT**—To be considered.
- 8 **ACCOUNTING STANDARDS REVIEW BOARD REPORT, 1987-88**—To be considered.
- 9 **BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88**—To be considered.
- 10 **FILM VICTORIA REPORT, 1987-88**—To be considered.
- 11 **STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1987-88**—To be considered.
- 12 **COMMUNITY VIOLENCE—SOCIAL DEVELOPMENT COMMITTEE'S FINAL REPORT**—To be considered.
- *13 **MAGISTRATES' COURT REPORT, 1987-88**—To be considered.
- *14 **BORDER GROUNDWATERS AGREEMENT REVIEW COMMITTEE REPORT, 1987-88**—To be considered.
- *15 **BUILDING SOCIETIES—REGISTRAR'S REPORT, 1987-88**—To be considered.
- *16 **CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1987-88**—To be considered.
- *17 **CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1987-88**—To be considered.
- *18 **DANDENONG VALLEY AUTHORITY REPORT, 1987-88**—To be considered.
- *19 **FREEDOM OF INFORMATION ACT 1982—REPORTS ON OPERATION, 1987-88 AND ADMINISTRATION, 1986-87 AND 1987-88**—To be considered.

THURSDAY, 1 JUNE
GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 **CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL**—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

πWednesday—General business.

πNo new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 24, 25, 26 and 27

No. 24—Tuesday, 23 May 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 16 May 1989, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

*Police Regulation (Amendment) Act.**Supply (1989-90, No. 1) Act.**Works and Services (Ancillary Provisions, 1989-90 No. 1) Act.**Transfer of Land (Computer Register) Act.**County Court (Amendment) Act.**State Casual Employees Superannuation Act.*

- 3 **NATIONAL PARKS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make amendments to the ‘National Parks Act 1975’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **PETITION—ONCOLOGY TREATMENT UNIT, GEELONG**—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that an Oncology Treatment Unit at Geelong be commenced in 1989 and finished by 1990. Ordered to lie on the Table.

- 5 **PAPERS**—

LEGAL AND CONSTITUTIONAL COMMITTEE—CHARITABLE TRUSTS—The Honourable Joan Coxedge presented a Report from the Legal and Constitutional Committee upon the Law Relating to Charitable Trusts, together with Appendices, Extracts from the Proceedings of the Committee and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices and Extracts from the Proceedings to be printed.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Benefit Associations—Report of the Registrar of Friendly Societies for the year 1987-88.

Film Victoria—Report and statement of accounts for the year 1987-88.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Eltham Planning Scheme—Amendments L2 Part 1 and L3.

Keilor Planning Scheme—Amendment L10.

Planning and Environment Act 1987—continued

Metropolitan Region Planning Schemes—Amendments R26, R51, R54 and RL34.

Preston Planning Scheme—Amendment L7.

Richmond Planning Scheme—Amendment L2.

Romsey Planning Scheme—Amendment L7.

South Melbourne Planning Scheme—Amendments L4 and L8.

Sunshine Planning Scheme—Amendment L1 Part 2.

Tambo Planning Scheme—Amendment L22.

Victoria—State Section Planning Schemes—Amendment S1.

State Employees Retirement Benefits Board—Report and financial statements for the year 1987–88.

Statutory Rules under the following Acts of Parliament:

Associations Incorporation Act 1981—No. 102.

Fisheries Act 1968—No. 103.

Hospitals and Charities Act 1958—No. 98, together with a copy of the Commonwealth Health Insurance (Variation of Fees and Medical Services) Regulations which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.

Optometrists Registration Act 1958—No. 73.

Professional Boxing Control Act 1985—No. 105.

Public Service Act 1974—PSD Nos. 16 to 18.

Sport and Recreation Act 1972—No. 106.

Supreme Court Act 1986—Nos. 100 and 101.

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PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Agricultural Acts (Amendment) Act 1988—Section 14—22 March 1989 (*Gazette* No. G.11, 15 March 1989).

Borrowing and Investment Powers (Amendment) Act 1988—27 April 1989 (*Gazette* No. S.21, 27 April 1989).

Building Control Act 1981—Items 54, 55, 56 and 70 of Schedule—4 April 1989 (*Gazette* No. G.12, 22 March 1989).

Community Services Act 1987—Items 1 to 13 of Schedule 2—15 March 1989 (*Gazette* No. G.11, 15 March 1989).

Crimes (Custody and Investigation) Act 1988—15 March 1989 (*Gazette* No. G.11, 15 March 1989).

Health (Amendment) Act 1987—Section 9—1 October 1989 (*Gazette* No. G.19, 17 May 1989).

Health (General Amendment) Act 1988—Section 7—1 July 1989; section 17—31 December 1989; section 45—1 October 1989 (*Gazette* No. G.19, 17 May 1989).

Health Services Act 1988—Sections 18 to 69 (except section 27), 135 to 138, 140 to 142, 144 to 154, 156 to 159, 166 to 176, 177 (1) (except paragraphs (b) and (c)), 178, 180 and 182 to 192—14 May 1989; section 27—1 July 1989 (*Gazette* No. G.17, 3 May 1989).

National Parks (Amendment) Act 1981—Section 3 (5)—19 April 1989 (*Gazette* No. G.15, 19 April 1989).

Sale of Goods (Vienna Convention) Act 1987—Part 2—1 April 1989 (*Gazette* No. G.12, 22 March 1989).

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 **DANGEROUS GOODS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable G. R. Craige moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 7 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable G. R. Craige moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 8 **NATIONAL PARKS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 12 **TRANSPORT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 13 **VALUATION OF LAND (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the

Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 14 **RACING (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Racing Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 **EXTRACTIVE INDUSTRIES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Extractive Industries Act 1966’, to make minor amendments to the ‘Extractive Industries (Amendment) Act 1980’, the ‘Extractive Industries (Amendment) Act 1984’ and the ‘Planning and Environment Act 1987’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 11.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.38 p.m., adjourned until tomorrow at 11.00 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 25—Wednesday, 24 May 1989

- 1 The President took the Chair and read the Prayer.

- 2 **LAND (MISCELLANEOUS MATTERS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to revoke the permanent reservations, Crown Grants and Certificate of Title of certain lands, to add certain lands to lands permanently reserved, to amend the ‘Kew and Heidelberg Lands Act 1933’, the ‘Kew and Heidelberg Lands Act 1958’ and the ‘Melbourne Lands Act 1987’, to repeal the ‘Moolap Salt Works Act 1896’ and the ‘Wangaratta Lands Act 1933’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **FRANKSTON LANDS BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to revoke the permanent reservation of certain lands at Frankston and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **SECOND-HAND DEALERS AND PAWNBROKERS BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the licensing and regulation of second-hand dealers and pawnbrokers and to facilitate and expedite the recovery of stolen goods from second-hand dealers and pawnbrokers; to repeal the ‘Second-hand Dealers Act 1958’, the ‘Pawnbrokers Act 1958’ and the ‘Marine Stores and Old Metals Act 1958’; to amend the ‘Goods Act 1958’; to make other consequential amendments and repeals; and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **PETITION—BEACHFRONT TRAFFIC**—The Honourable R. Macey presented a Petition from certain citizens of Victoria praying that the Hamer Government’s plan to protect the Beachfront road system from heavy traffic be revived.

Ordered to lie on the Table.

- 6 **PAPERS**—

SOCIAL DEVELOPMENT COMMITTEE—COMMUNITY VIOLENCE—The Honourable L. Kokocinski presented the Final Report from the Social Development Committee upon Strategies to Deal with the Issue of Community Violence, together with Appendices and Extracts from the Proceedings of the Committee.

Ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Drugs, Poisons and Controlled Substances Act 1981—No. 104.

Martial Arts Control Act 1986—No. 107.

Supreme Court Act 1986—No. 108.

- 7 **BUSINESS POSTPONED**—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion and the Orders of the Day, Government Business and the Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

- 8 **STATE LIBRARY**—The Honourable Haddon Storey moved, That this House expresses concern about the future of the State Library and calls upon the Minister for the Arts and Major Projects to fully consult with the public on proposals for the redevelopment of the Library building and to take note of its views.

Debate ensued.

Question—put and resolved in the affirmative.

- 9 **STOLEN GOODS**—The Honourable B. A. Chamberlain moved, That this House requests the Attorney-General to refer to the Legal and Constitutional Committee for investigation and report the law relating to the return of stolen goods with special emphasis on livestock with a view to reinforcing the right of owners of stolen property to the speedy return of that property.

Debate ensued.

Question—put and resolved in the affirmative.

- 10 **BUSINESS POSTPONED**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until later this day.

- 11 **JOINT PRINTING COMMITTEE**—The President announced the receipt of a Message from the Assembly acquainting the Council that they had agreed to a Resolution concerning the appointment of a Joint Select Committee on Printing and desiring the concurrence of the Council therein.

Ordered—That the Message be taken into consideration later this day.

- 12 **PORT OF MELBOURNE AUTHORITY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Port of Melbourne Authority Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **SUBDIVISION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Subdivision Act 1988’ and various related Acts, to amend the ‘Building Control Act 1981’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

Debate ensued.

The Honourable R. A. Mackenzie moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 14 **CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL**—On the motion of the Honourable M. A. Lyster leave was given to bring in a Bill to amend the *Cultural and Recreational Lands Act 1963* to include certain land as recreational lands and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 **RACING (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable J. G. Miles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 16 **FRANKSTON LANDS BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

And the President having ruled the Bill to be a Private Bill—

The Honourable B. T. Pullen moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

Debate ensued.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 17 **PORT OF MELBOURNE AUTHORITY (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 **FRANKSTON LANDS BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **EXTRACTIVE INDUSTRIES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 20 **TRANSPORT (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 21 **CORRECTIONS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Corrections Act 1986’, the ‘Penalties and Sentences Act 1985’ and the ‘Crimes Act 1958’, to make consequential amendments to other Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 22 **RACING (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 23 **DANGEROUS GOODS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 24 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 25 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows: “*An Act to amend the Limitation of Actions Act 1958*”, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 26 **SUBDIVISION (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. Sgro having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 27 **DANGEROUS GOODS (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 28 **SECOND-HAND DEALERS AND PAWNBROKERS BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 29 **LAND (MISCELLANEOUS MATTERS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Marie Tehan) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 30 **FIRE AUTHORITIES BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make miscellaneous amendments to the 'Country Fire Authority Act 1958', the 'Emergency Management Act 1986', the 'Metropolitan Fire Brigades Act 1958', the 'Summary Offences Act 1966', the 'Transport Accident Act 1986' and the 'Victoria State Emergency Service Act 1987' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 31 **PRESCRIBED WEAPONS BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Firearms Act 1958' to prohibit prescribed weapons, to change the short title of the 'Firearms Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 32 **TRANSPORT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.

- 33 **NATIONAL PARKS (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 25 MAY 1989

Debate continued.

Question—put and resolved in the affirmative.

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

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 34 **ENVIRONMENT PROTECTION (OZONE LAYER) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.

- 35 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Melbourne and Metropolitan Board of Works Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen (for the Honourable M. A. Lyster), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at 12.55 a.m. adjourned until this day at 11.00 a.m.

A. V. BRAY

Clerk of the Legislative Council

No. 26—Thursday, 25 May 1989

- 1 The President took the Chair and read the Prayer.

- 2 **ESTATE AGENTS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make miscellaneous amendments to the 'Estate Agents Act 1980' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Crimes Act 1958’, the ‘National Crime Authority (State Provisions) Act 1984’, the ‘Penalties and Sentences Act 1985’, the ‘Alcoholics and Drug-dependent Persons Act 1968’, the ‘Magistrates (Summary Proceedings) Act 1975’, the ‘Wrongs Act 1958’ and the ‘Transport Act 1983’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later, this day.

4 **PAPERS**—

MAGISTRATES’ COURT—The Honourable Evan Walker presented, by command of His Excellency the Governor, the Report of the Magistrates’ Court for the year ended 31 July 1988.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, by leave, That the Report be taken into consideration later this day.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Border Groundwaters Agreement Review Committee—Report for the year 1987–88.

Building Societies—Report of the Registrar for the year 1987–88.

Co-operative Housing Societies—Report of the Registrar for the year 1987–88.

Co-operative Societies—Report of the Registrar for the year 1987–88.

Dandenong Valley Authority—Report and statement of accounts for the year 1987–88.

Freedom of Information Act 1982—

Report on operation for the year 1987–88.

Public Service Board reports to the Attorney-General on administration for the years 1986–87 and 1987–88 (two papers).

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Bacchus Marsh Planning Scheme—Amendment L4 Part 2.

Caulfield Planning Scheme—Amendment L6.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

- 6 **ESTATE AGENTS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 7 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

- 8 **CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Thursday next.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 7 inclusive, be postponed until later this day.

- 10 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 11 **DAIRY INDUSTRY (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Dairy Industry Act 1984’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 **EGG INDUSTRY BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to re-enact with amendments provisions applicable to the egg industry, to repeal the ‘Egg Industry Stabilization Act 1983’ and the ‘Poultry Levy (Collection Arrangement) Act 1965’, to amend the ‘Marketing of Primary Products Act 1958’ and the ‘Borrowing and Investment Powers Act 1987’, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **TRUSTEE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to authorise trustee investment in the Australian Telecommunications Corporation and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 **FIRE AUTHORITIES BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 15 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.
The Honourable R. I. Knowles (for the Honourable K. M. Smith) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 16 **EGG INDUSTRY BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
The Honourable R. I. Knowles moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 17 **DAIRY INDUSTRY (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
The Honourable R. I. Knowles moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 18 **CORRECTIONS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable B. A. Chamberlain moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 19 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 20 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—This Bill was, according to Order, committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 21 **DAIRY INDUSTRY (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 23 **PRESCRIBED WEAPONS BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 24 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 **SECOND-HAND DEALERS AND PAWNBROKERS BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 26 **TRUSTEE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 27 **ESTATE AGENTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

And having continued to sit until after 12 midnight—

FRIDAY, 26 MAY 1989

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

28 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until this day at 11.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.59 a.m., adjourned until this day at 11.00 a.m.

A. V. BRAY

Clerk of the Legislative Council

No. 27—Friday, 26 May 1989

1 The President took the Chair and read the Prayer.

2 PAPERS—

ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House copies of Administrative Arrangements Orders Nos. 66 to 71 made pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said Orders were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Orders be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

ESTIMATES COMMITTEE—The Honourable J. V. C. Guest presented a Report from the Estimates Committee upon the 1988–89 Estimates of Receipts and Payments, together with Appendices, Extracts from the Proceedings of the Committee, a Minority Report and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Report to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Capital Works Authority—Report and financial statements for the year 1987–88.
 Chiropodists Registration Board—Report and financial statement for the year 1987.

Dental Technicians Licensing Committee—Report and accounts for the year 1987–88.

Dietitians Board—Report for the year 1987–88.

Members of Parliament (Register of Interests) Act 1978—Summary of variations notified to 30 April 1989.

The Honourable Haddon Storey moved, That the Papers be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

3 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

4 **CORRECTIONS (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

5 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

6 **EGG INDUSTRY BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

7 **CHILDREN AND YOUNG PERSONS BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish The Children's Court of Victoria, to provide for the constitution, jurisdiction and proceedings of that Court, to make fresh provision in relation to the protection of children and in relation to children who have been charged with, or who have been found guilty of, offences, to repeal the 'Children's Court Act 1973', to amend the 'Community Welfare Services Act 1970' and various other Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable C. J. Hogg), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8 **MAGISTRATES' COURT BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish the Magistrates' Court of Victoria, to provide for the constitution, jurisdiction and proceedings of that Court, to repeal the 'Magistrates' Courts Act 1971' and the 'Magistrates (Summary*

Proceedings) Act 1975', to amend the 'Bail Act 1977', the 'Crimes Act 1958', the 'Evidence Act 1958', the 'Interpretation of Legislation Act 1984' and certain other Acts and for other purposes'' and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 9 **MAGISTRATES' COURT (CONSEQUENTIAL AMENDMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend certain Acts consequent on the enactment of the 'Magistrates' Court Act 1989' and the 'Supreme Court Act 1986', to amend the 'Bail Act 1977' and the 'Corrections Act 1986' and for other purposes''* and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **COGNATE BILLS**—The Honourable Evan Walker moved, by leave, That this House authorises and requires the Honourable the President to permit the second reading debate on the Magistrates' Court Bill and the Magistrates' Court (Consequential Amendments) Bill to be taken concurrently.

Question—put and resolved in the affirmative.

- 11 **PUBLIC SERVICE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Part V of the 'Public Service Act 1974' and for other purposes''* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 **FIRE AUTHORITIES BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 13 **WHEAT MARKETING BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act relating to the marketing of wheat, to repeal the 'Wheat Marketing Act 1984' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 **CREDIT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Credit Act 1984' and the 'Credit (Administration) Act 1984' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable M. A. Lyster), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.

- 16 **CONSTITUTION (SUPREME COURT) BILL**—This Bill was, according to Order and after debate, read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 17 **TRUSTEE (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 **EDUCATION (WORK EXPERIENCE) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Education Act 1958' with respect to work experience, and to make statute law revision amendments to that Act and the 'Education Acts (Amendment) Act 1987'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was, after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **EDUCATION ACTS (OVERSEAS STUDENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Education Act 1958’ and the ‘Post-Secondary Education Act 1978’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 20 **CREDIT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 21 **CHILDREN AND YOUNG PERSONS BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable G. B. Ashman) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 22 **PUBLIC SERVICE (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 23 **SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright, having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 24 **EDUCATION ACTS (OVERSEAS STUDENTS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 **CREDIT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 26 **CODE OF FOREST PRACTICES FOR TIMBER PRODUCTION**—The President announced the receipt of a Message from the Assembly transmitting the Instrument of Approval together with the Code of Forest Practices for Timber Production, Revision No. 1, May 1989, and acquainting the Council that they had agreed to a Resolution ratifying the Instrument and desiring the concurrence of the Legislative Council.

Ordered—That the Message be taken into consideration later this day.

- 27 **LEGAL PROFESSION PRACTICE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Legal Profession Practice Act 1958', the 'Ombudsman Act 1973' and the 'Supreme Court Act 1986' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 28 **WHEAT MARKETING BILL**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 29 **LEGAL PROFESSION PRACTICE (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 30 **LAND (MISCELLANEOUS MATTERS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 31 **MAGISTRATES' COURT BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Magistrates' Court (Consequential Provisions) Bill having been authorised to be debated concurrently on that question pursuant to an Order of the Council this day]—

Debate resumed.

And the Council having continued to sit until after 12 midnight—

SATURDAY, 27 MAY 1989

Debate continued.

Question—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 32 **MAGISTRATES' COURT (CONSEQUENTIAL PROVISIONS) BILL**—The concurrent debate on the question, That this Bill be now read a second time having concluded, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 33 **EGG INDUSTRY BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to some of the amendments made by the Council in this Bill, and have disagreed with the remaining amendment.

Ordered—That the Message be taken into consideration forthwith.

And the said amendment disagreed with by the Assembly was read and is as follows:

No. 4 Clause 28, line 30, after "in" insert "the".

The Honourable Evan Walker moved, That the Council do not insist on amendment No. 4 with which the Assembly have disagreed.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 34 **GUARDIANSHIP AND ADMINISTRATION BOARD (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Guardianship and Administration Board Act 1986' and the 'Mental Health Act 1986'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 35 **CHILDREN AND YOUNG PERSONS BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 36 **GUARDIANSHIP AND ADMINISTRATION BOARD (AMENDMENT) BILL**—This Bill was, according to Order, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 37 **CODE OF FOREST PRACTICES, MAY 1989**—The Order of the Day having been read for the consideration of the Message from the Assembly concerning the Code of Forest Practices for Timber Production, the Resolution of the Assembly was read and is as follows:

That the Instrument of Approval of the Code of Forest Practices for Timber Production, Revision No. 1, May 1989, approved by the Minister for Conservation, Forests and Lands on 3 May 1989, be ratified.

The Honourable B. T. Pullen moved, That the Instrument of Approval of the Code of Forest Practices for Timber Production, Revision No. 1, May 1989, approved by the Minister for Conservation, Forests and Lands on 3 May 1989, be ratified.

The debate having been interrupted in accordance with a Resolution of the Council on 15 November 1988—

The Honourable B. T. Pullen moved, That this Council do now resolve itself into a Committee of the whole Council to consider the Code of Forest Practices for Timber Production.

The Honourable R. A. Mackenzie moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and negatived.

Original question—put and resolved in the affirmative.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had gone through the Code of Practice and had agreed to certain amendments to that Code, the Report was adopted and the Council agreed to the amendments made by the Committee.

The Honourable B. T. Pullen moved, as an amendment to the motion for ratification, That the following words and expressions be added to the motion: “, and that the Code of Practice be amended as set forth in the schedule attached to that Code”.

Question—put and resolved in the affirmative.

Question—That the Instrument of Approval of the Code of Forest Practices for Timber Production, Revision No. 1, May 1989, approved by the Minister for Conservation, Forests and Lands on 3 May 1989, be ratified, and that the Code of Practice be amended as set forth in the Schedule attached to that Code—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have concurred with the Assembly and have ratified the Instrument of Approval and have made amendments to the Code and desiring their concurrence therein.

38 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have agreed to the following Bills without amendment:

Sale of Land (Amendment) Bill.
Cancer (Central Registers) Bill.

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Extractive Industries (Amendment) Bill.
Occupational Health and Safety (Amendment) Bill.
Dangerous Goods (Amendment) Bill.
Valuation of Land (Amendment) Bill.
Subdivision (Amendment) Bill.
National Parks (Amendment) Bill.
National Parks (Alpine National Park) Bill.
Prescribed Weapons Bill.
Second-hand Dealers and Pawnbrokers Bill.
Estate Agents (Amendment) Bill.
Constitution (Supreme Court) Bill.
Fire Authorities Bill.
Small Claims Tribunals (Amendment) Bill.
Credit (Amendment) Bill.
Wheat Marketing Bill.

39 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Police Regulation Act 1958—No. 109.
Public Account Act 1958—No. 110.

Superannuation Board—Report and financial statements for the year 1987–88.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

40 **LAND (MISCELLANEOUS MATTERS) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the

amendments made by the Council in this Bill and have made consequential amendments in the Bill, and desiring their concurrence therein.

Ordered—That the Message be taken into consideration forthwith.

And the said consequential amendments were read and are as follows:

1. Clause 1, lines 5 and 6, omit “Crown grants and Certificate of Title” and insert “and Crown grants”.
2. Clause 2, line 2, omit “24” and insert “22”.
3. Clause 2, line 4, omit “8” and insert “7”.
4. Clause 2, line 5, omit “18 to 21” and insert “16 to 19”.
5. Heading preceding clause 3, line 8, omit “PART 2—RICHMOND LANDS”.
6. Clause 5, lines 19 and 20, omit “3 and 4” and insert “1 and 2”.
7. Clause 6, line 23, omit “3 and 4” and insert “1 and 2”.
8. Clause 18, line 31, omit “17” and insert “15”.
9. Clause 18, page 6, line 9, omit “17” and insert “15”.
10. Clause 19, line 21, omit “17” and insert “15”.
11. Clause 19, line 23, omit “17” and insert “15”.
12. Clause 20, line 33, omit “17” and insert “15”.
13. Clause 21, line 4, omit “17” and insert “15”.
14. Clause 21, line 9, omit “17” and insert “15”.
15. Clause 22, line 14, omit “8” and insert “7”.
16. Schedule 1, in the heading omit “CROWN GRANTS AND CERTIFICATE OF TITLE” and insert “AND CROWN GRANTS”.
17. Schedule 1, omit “or Certificate of Title”.
18. Long title, omit “Crown Grants and Certificate of Title” and insert “and Crown Grants”.

The Honourable B. T. Pullen moved, That the Council concur with the Assembly and agree to the consequential amendments.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

41 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until the next day of meeting.

42 **JOINT PRINTING COMMITTEE**—The Order of the Day having been read for the consideration of the Message from the Assembly transmitting a Resolution concerning the appointment of a Joint Select Committee on Printing, the said Resolution was read and is as follows:

1. That a Joint Select Committee be appointed to assist the Presiding Officers in all matters which relate to printing to be executed by order of the Legislative Council or Legislative Assembly, and for the purposes of selecting and arranging for printing returns and papers presented in pursuance of motions made by Members of the Legislative Council or the Legislative Assembly.
2. That the Committee consist of six members, comprising Mr President, Mr Speaker, two Members of the Legislative Council and two Members of the Legislative Assembly.
3. That three Members of the Committee constitute a quorum of the Committee but a quorum shall not consist exclusively of Members of the Legislative Council or Members of the Legislative Assembly.
4. That the Chairman shall be either Mr President or Mr Speaker.
5. That the Committee may sit and transact business during any adjournment or recess of the Houses in the period for which it holds office but the Committee shall not sit while either House of Parliament is actually sitting, except by leave of that House.
6. That the Committee may send for persons, papers and records and report the minutes of evidence from time to time.

7. That the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and practices of the Houses, shall have effect notwithstanding anything contained in the Standing Orders.

The Honourable Evan Walker moved, That the Council concur with the Assembly and agree to the said Resolution.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 43 **FOREST PRACTICES FOR TIMBER PRODUCTION—ORDER DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question, That this House ratifies the Instrument of Approval of the Code of Forest Practices for Timber Production, November 1988, the Honourable B. T. Pullen moved, That this Order of the Day be discharged.

Question—put and resolved in the affirmative.

- 44 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

Question—put and resolved in the affirmative.

And then the Council, at 5.37 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulations 200 (3), 200 (4) and 200 (5) of the Marine (Vessels) Regulations 1988 (S.R. No. 490/1988) be disallowed. [*Notice given 23 May 1989; 9 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That Regulation 5 (a) (ix) of the Public Service (Amendment) Regulations (No. 8) 1988 (S.R. No. 455/1988) be disallowed. [*Notice given 23 May 1989; 9 sitting days remain for resolving***]

****** *Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CORRECTIONS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 2 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading—*Resumption of debate.* (Hon. M. A. Birrell).
- 3 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(Hon. M. A. Lyster)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability

to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.

- 5 **THE HON. M. A. BIRRELL**—To move, That this House—
- (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- 6 **THE HON. M. A. BIRRELL**—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- 7 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **LIQUOR CONTROL ACT**—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 **COMPANION ANIMALS—SOCIAL DEVELOPMENT COMMITTEE'S REPORT**—To be considered.
- 7 **ACCOUNTING STANDARDS REVIEW BOARD REPORT, 1987-88**—To be considered.
- 8 **BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88**—To be considered.
- 9 **FILM VICTORIA REPORT, 1987-88**—To be considered.
- 10 **STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1987-88**—To be considered.

Tuesday, 15 August 1989

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- 11 COMMUNITY VIOLENCE—SOCIAL DEVELOPMENT COMMITTEE'S FINAL REPORT—To be considered.
 - 12 MAGISTRATES' COURT REPORT, 1987-88—To be considered.
 - 13 BORDER GROUNDWATERS AGREEMENT REVIEW COMMITTEE REPORT, 1987-88—To be considered.
 - 14 BUILDING SOCIETIES—REGISTRAR'S REPORT, 1987-88—To be considered.
 - 15 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1987-88—To be considered.
 - 16 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1987-88—To be considered.
 - 17 DANDENONG VALLEY AUTHORITY REPORT, 1987-88—To be considered.
 - 18 FREEDOM OF INFORMATION ACT 1982—REPORTS ON OPERATION, 1987-88 AND ADMINISTRATION, 1986-87 AND 1987-88—To be considered.
 - *19 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 66 to 71—To be considered.
 - *20 ESTIMATES, 1988-89—ESTIMATES COMMITTEE'S REPORT—To be considered.
 - *21 CAPITAL WORKS AUTHORITY REPORT, 1987-88—To be considered.
 - *22 CHIROPODISTS REGISTRATION BOARD REPORT, 1987—To be considered.
 - *23 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1987-88—To be considered.
 - *24 DIETITIANS BOARD REPORT, 1987-88—To be considered.
 - *25 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 30 APRIL 1989—To be considered.
 - *26 SUPERANNUATION BOARD REPORT, 1987-88—To be considered.

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A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

ESTIMATES (JOINT)—The Honourables J. V. C. Guest and R. M. Hallam.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

* * * *

Tuesday, 15 August 1989

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulations 200 (3), 200 (4) and 200 (5) of the Marine (Vessels) Regulations 1988 (S.R. No. 490/1988) be disallowed. [*Notice given 23 May 1989; 8 sitting days remain for resolving***]
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*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

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- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
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- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
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- 16 **FREEDOM OF INFORMATION ACT 1982—REPORTS ON OPERATION, 1987-88 AND ADMINISTRATION, 1986-87 AND 1987-88**—To be considered.
- 17 **ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 66 to 71**—To be considered.

Wednesday, 16 August 1989

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- 18 ESTIMATES, 1988-89—ESTIMATES COMMITTEE'S REPORT—To be considered.
- 19 CAPITAL WORKS AUTHORITY REPORT, 1987-88—To be considered.
- 20 CHIROPODISTS REGISTRATION BOARD REPORT, 1987—To be considered.
- 21 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1987-88—To be considered.
- 22 DIETITIANS BOARD REPORT, 1987-88—To be considered.
- 23 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 30 APRIL 1989—To be considered.
- 24 SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- *25 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 MAY 1989—To be considered.
- *26 BAYSIDE PROJECT ACT 1988—ORDER IN COUNCIL OF 8 AUGUST 1989 DECLARING CLOSURE OF CERTAIN ROADS—To be considered.
- *27 CITRUS FRUIT MARKETING BOARD REPORT, 1988—To be considered.
- *28 INDUSTRIAL RELATIONS ACT 1979—INDUSTRIAL RELATIONS COMMISSION PRESIDENT'S REPORT, 1987-88—To be considered.
- *29 PRODUCT LIABILITY—LAW REFORM COMMISSION'S REPORT—To be considered.
- *30 LIBRARY COUNCIL REPORT, 1987-88—To be considered.
- *31 MELBOURNE UNIVERSITY COUNCIL—FINANCIAL STATEMENTS, 1987—To be considered.
- *32 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1987-88—To be considered.
- *33 MUSEUM COUNCIL REPORT, 1987-88—To be considered.
- *34 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1988-89—To be considered.
- *35 POULTRY FARMER LICENSING COMMITTEE REPORT, 1987-88—To be considered.
- *36 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1987-88—To be considered.
- *37 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, AUGUST 1989—To be considered.
- *38 TOURISM COMMISSION REPORT, 1987-88—To be considered.
- *39 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88—To be considered.
- *40 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1987-88—To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- *1 THE HON. D. R. WHITE—To move, That the Honourables W. R. Baxter and W. A. Landeryou be members of the Joint Select Committee on Printing.

ORDERS OF THE DAY

- *1 BUDGET PAPERS, 1989-90—Motion to take note of papers—(Hon. D. R. White)—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

- *2 PENALTY INTEREST RATES (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *3 LEGAL AID COMMISSION (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 4 CORRECTIONS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 5 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 6 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

* * * *

TUESDAY, 22 AUGUST

GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 INTELLECTUALLY DISABLED PERSONS' SERVICES (AMENDMENT) BILL—(from Assembly—Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. G. R. Craige).

* * * *

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 28 and 29

No. 28—Tuesday, 15 August 1989

- 1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 3.00 p.m. as the time of meeting.
- 2 The President took the Chair and read the Prayer.
- 3 **THE LATE HONOURABLE SIR JOHN STOUGHTON BLOOMFIELD**—The Honourable D. R. White moved, That this House expresses its sincere sorrow at the death, on 30 June 1989, of the Honourable Sir John Stoughton Bloomfield and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Malvern from 1953 to 1970, and as Minister of Labour and Industry and of Electrical Undertakings from 1955 to 1956 and Minister of Education from 1956 to 1967.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 4 **ADJOURNMENT**—The Honourable D. R. White moved, That as a further mark of respect to the memory of the late Honourable Sir John Stoughton Bloomfield, the House do now adjourn until this day at 5.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 3.30 p.m., adjourned until this day at 5.00 p.m.

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- 1 The President took the Chair.
 - 2 **ASSENT TO ACTS**—The Honourable D. R. White presented Messages from the Administrator informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
 - On 30 May 1989—
 - Limitation of Actions (Amendment) Act.*
 - On 2 June 1989—
 - Constitution (Supreme Court) Act.*
 - On 6 June 1989—
 - Cancer (Central Registers) Act.*
 - Credit (Amendment) Act.*
 - Crimes Legislation (Miscellaneous Amendments) Act.*
 - Dairy Industry (Amendment) Act.*
 - Education Acts (Overseas Students) Act.*
 - Education (Work Experience) Act.*
 - Estate Agents (Amendment) Act.*
 - Environment Protection (Ozone Layer) Act.*
 - Extractive Industries (Amendment) Act.*
 - Frankston Lands Act.*

Guardianship and Administration Board (Amendment) Act.
Land (Miscellaneous Matters) Act.
Legal Profession Practice (Amendment) Act.
Melbourne and Metropolitan Board of Works (Amendment) Act.
National Parks (Alpine National Park) Act.
National Parks (Amendment) Act.
Prescribed Weapons Act.
Public Service (Amendment) Act.
Racing (Amendment) Act.
Sale of Land (Amendment) Act.
Small Claims Tribunals (Amendment) Act.
Transport (Amendment) Act.
Trustee (Amendment) Act.
Wheat Marketing Act.
Subdivision (Amendment) Act.

On 14 June 1989—

Dangerous Goods (Amendment) Act.
Egg Industry Act.
Fire Authorities Act.
Magistrates' Court Act.
Port of Melbourne Authority (Amendment) Act.
Road Safety (Miscellaneous Amendments) Act.
Second-Hand Dealers and Pawnbrokers Act.
Valuation of Land (Amendment) Act.
Children and Young Persons Act.
Magistrates' Court (Consequential Amendments) Act.

- 3 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Magistrates' Court Bill
 Magistrates' Court (Consequential Amendments) Bill
 Children and Young Persons Bill.

Acquainting the Council that they have agreed to the amendments made by the Council in the Code of Forest Practices for Timber Production, Revision No. 1, May 1989.

- 4 **INTELLECTUALLY DISABLED PERSONS' SERVICES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Intellectually Disabled Persons' Services Act 1986, the 'Penalties and Sentences Act 1985', the 'Alcoholics and Drug-dependent Persons Act 1968' and the 'Children's Court Act 1973' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **LEGAL AID COMMISSION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Legal Aid Commission Act 1978' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 **PENALTY INTEREST RATES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the*

'Penalty Interest Rates Act 1983' and the 'Conservation, Forests and Lands Act 1987' " and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

7 PETITIONS—

WOMEN PRISONERS—The Honourable G. A. Sgro presented a Petition from certain citizens of Victoria praying that—(i) the eleven women currently held in G Division be transferred immediately to Fairlea Prison; (ii) women convicted of Social Security fraud through poverty not be imprisoned; and (iii) free child care be provided at Community Care Centres for women placed on Community Based Orders.

Ordered to lie on the Table.

* * * *

NURSING STAFF—MILDURA—The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying for action to protect the positions of nursing staff who care for aged persons in the Mildura area.

Ordered to lie on the Table.

8 PAPERS—

CUSTODIAN'S REPORT—BLF—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of Report No. 7 dated 31 May 1989 given to Mr President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

BUDGET PAPERS, 1989-90—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the following 1989-90 Budget documents:

- (a) Budget Speech (Budget Paper No. 1);
- (b) Budget Strategy and Review (Budget Paper No. 2);
- (c) The Consolidated Fund (Budget Paper No. 3);
- (d) Budget Revenues (Budget Paper No. 4);
- (e) Program Budget Outlays (Budget Paper No. 5); and
- (f) Supplementary Budget Information (Budget Paper No. 6).

Question—put and resolved in the affirmative.

The said Papers were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable D. R. White moved, by leave, That the Papers tabled pursuant to the foregoing Order be taken into consideration forthwith.

Question—put and resolved in the affirmative.

Accordingly, the Honourable D. R. White moved, That the Council take note of the Budget Papers, 1989-90.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Bayside Project Act 1988—Order in Council dated 8 August 1989 declaring closure of certain roads.

Citrus Fruit Marketing Board—Report and financial statements for the year ended 31 December 1988.

Industrial Relations Act 1979—Report of the President of the Industrial Relations Commission on the operation of the Act for the year ended 31 October 1988.

Law Reform Commission—Report on Product Liability (jointly with the Australian Law Reform Commission).

Library Council—Report and statement of accounts for the year 1987–88.

Melbourne University—Report of the Council—Part 2—Financial Statements for the year 1987.

Melbourne Wholesale Fruit and Vegetable Market Trust—Report for the year 1987–88.

Museum Council—Report and statement of accounts for the year 1987–88.

Parliamentary Officers Act 1975—Statements of appointments, alterations of classifications and of persons temporarily employed in the Parliamentary departments for the year 1988–89 (nine papers).

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Alberton Planning Scheme—Amendment L2.

Ararat (City) Planning Scheme—Amendment L6.

Avon Planning Scheme—Amendments L1 and L2.

Bacchus Marsh Planning Scheme—Amendments L1 Part 2, L7 Part 2, L9 Part 1 and L11.

Bairnsdale (Shire) Planning Scheme—Amendment L8.

Bairnsdale (Town) Planning Scheme—Amendments L11 to L14.

Bass Planning Scheme—Amendments L6 and L8 Part 1.

Beechworth Planning Scheme—Amendment L1.

Benalla (City) Planning Scheme—Amendments L5, L7, L10 and L11.

Berwick Planning Scheme—Amendments L2, L5, L9 and L12.

Box Hill Planning Scheme—Amendment L4.

Bright Planning Scheme—Amendment L6.

Broadmeadows Planning Scheme—Amendments L4 and L5.

Bulla Planning Scheme—Amendment L3 Parts 1 and 2.

Caulfield Planning Scheme—Amendment L5 Part 1.

Chiltern Planning Scheme—Amendment L2.

Cobram Planning Scheme—Amendments L3 and L4.

Coburg Planning Scheme—Amendment L3.

Cranbourne Planning Scheme—Amendments L18 and L20.

Deakin Planning Scheme—Amendment L3.

Flinders Planning Scheme—Amendments L8, L10 and L26.

Footscray Planning Scheme—Amendment L1.

Frankston Planning Scheme—Amendment L1.

Geelong Regional Planning Scheme—Amendments R17, R18 Part 1, R22 Part 1, R23, R24 and R35.

Gisborne Planning Scheme—Amendments L3 and L5.

Hamilton Planning Scheme—Amendment L1.

Healesville Planning Scheme—Amendments L4, L8 and L19.

Heidelberg Planning Scheme—Amendment L4.

Planning and Environment Act 1987—*continued*

- Horsham Planning Scheme—Amendment L11.
- Kew Planning Scheme—Amendment L2.
- Kilmore Planning Scheme—Amendments L3 and L14.
- Knox Planning Scheme—Amendments L3 Part 3 and L10.
- Leigh Planning Scheme—Amendment L1.
- Lillydale Planning Scheme—Amendment L24.
- Maryborough Planning Scheme—Amendment L2.
- Melbourne Planning Scheme—Amendment L19.
- Metropolitan Region Planning Schemes—Amendments R21, R35, R56, R59, R61 to R64, RL29 Part 4, RL37 Part 1, RL44, RL56 Part 5, RL60, RL61, RL64, RL71, RL79, RL81 Part 1, RL84, RL96 and RL103.
- Mirboo Planning Scheme—Amendment L4.
- Moe Planning Scheme—Amendment L8.
- Mordialloc Planning Scheme—Amendment L1.
- Mornington Planning Scheme—Amendments L8, L11, L12, L14 and L16.
- Morwell Planning Scheme—Amendment L20.
- Myrtleford Planning Scheme—Amendment L6 Parts 1 and 2.
- Newham and Woodend Planning Scheme—Amendment L9 Part 1.
- Otway Planning Scheme—Amendment L4.
- Prahran Planning Scheme—Amendment L1.
- Preston Planning Scheme—Amendment L10.
- Ripon Planning Scheme—Amendments L3 and L4.
- Rochester Planning Scheme—Amendment L3.
- Rodney Planning Scheme—Amendments L3, L4 and L9 to L11.
- Sale Planning Scheme—Amendments L5, L6 and L8.
- Seymour Planning Scheme—Amendment L14.
- Shepparton (City) Planning Scheme—Amendments L11, L13 and L16.
- Shepparton (Shire) Planning Scheme—Amendments L7, L11 and L12.
- Sherbrooke Planning Scheme—Amendment L16.
- South Melbourne Planning Scheme—Amendment L5.
- Springvale Planning Scheme—Amendments L1 and L5.
- Stawell (Shire) Planning Scheme—Amendments L2 and L3.
- Sunshine Planning Scheme—Amendment L5.
- Talbot and Clunes Planning Scheme—Amendments L4 and L5.
- Tambo Planning Scheme—Amendments L13, L17 and L23.
- Traralgon (City) Planning Scheme—Amendment L24.
- Traralgon (Shire) Planning Scheme—Amendments L3, L8 and L16.
- Upper Yarra Planning Scheme—Amendment L6.
- Victoria—State Section Planning Schemes—Amendment S2.
- Wangaratta (City) Planning Scheme—Amendment L9.
- Warragul Planning Scheme—Amendment L8.
- Werribee Planning Scheme—Amendment L2.
- Whittlesea Planning Scheme—Amendments L5, L6, L8 and RL91.
- Williamstown Planning Scheme—Amendment L1.
- Wodonga Development Areas Planning Scheme—Amendment L2 Part 1.
- Wonthaggi Planning Scheme—Amendments L3 and L4.
- Woorayl Planning Scheme—Amendments L11, L13 and L14.

Police Service Board—

- Determinations Nos. 513 to 516.
- Determination No. 15 for Police Recruits.
- Determinations Nos. 12 to 14 for Protective Services Officers.

Poultry Farmer Licensing Committee—Report for the year 1987–88.

Poultry Farmer Licensing Review Committee—Report for the year 1987–88.

Statutory Rules under the following Acts of Parliament:

- Abattoir and Meat Inspection Act 1973—No. 140.

Statutory Rules—*continued*

Accident Compensation Act 1985—Nos. 161, 163 and 164.

Adoption Act 1984—No. 141.

Annual Reporting Act 1983—

No. 114, together with a copy of AAS 1, Profit and Loss Statements, Statement of Accounting Standards, Australian Society of Accountants and the Institute of Chartered Accountants in Australia which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table;

No. 159;

No. 160, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Australian Society of Accountants and the Institute of Chartered Accountants in Australia—Statement of Accounting Standards—

AAS 1 Profit and Loss Statements.

AAS 2 Valuation and Presentation of Inventories in the Context of the Historical Cost System.

AAS 3 Accounting for Company Income Tax (Tax-effect Accounting).

AAS 4 Depreciation of Non-Current Assets.

AAS 5 Materiality in Financial Statements.

AAS 6 Accounting Policies: Determination, Application and Disclosure.

AAS 7 Accounting for the Extractive Industries.

AAS 8 Events Occurring After Balance Date.

AAS 9 Expenditure Carried Forward to Subsequent Accounting Periods.

AAS 10 Accounting for the Revaluation of Non-Current Assets.

AAS 11 Accounting for Construction Contracts.

AAS 12 Statement of Sources and Applications of Funds.

AAS 13 Accounting for Research and Development Costs.

AAS 15 Disclosure of Operating Revenue.

AAS 16 Financial Reporting by Segments.

AAS 17 Accounting for Leases.

AAS 18 Accounting for Goodwill.

AAS 19 Accounting for Interests in Joint Ventures.

AAS 20 Foreign Currency Translation.

AAS 21 Accounting for the Acquisition of Assets (including Business Entities).

AAS 23 Set-off and Extinguishment of Debt.

Architects Act 1958—No. 162.

Business Names Act 1962—Nos. 116 and 117.

Chiropractors and Osteopaths Act 1978—No. 124.

Cluster Titles Act 1974—No. 157.

Co-operative Housing Societies Act 1958—No. 182.

County Court Act 1958—Nos. 174 to 177 and No. 181.

Court Security Act 1980—No. 183.

Crimes Act 1958—No. 148.

Dentists Act 1972—No. 150.

Drugs, Poisons and Controlled Substances Act 1981—No. 138.

Egg Industry Act 1989—No. 185.

Environment Protection Act 1970—Nos. 123 and 153.

Extractive Industries Act 1966—No. 152.

Farm Produce Merchants and Commission Agents Act 1965—No. 115.

Firearms Act 1958—No. 188.

Fisheries Act 1968—Nos. 125 and 142.

Statutory Rules—*continued*

Food Act 1984—No. 112, together with a copy of Amendment No. 2 to the National Health and Medical Research Council Food Standards Code, May 1989 which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.

Groundwater Act 1969—No. 180.

Health Act 1958—No. 178.

Health Services Act 1988—Nos. 151 and 169.

Hospitals Superannuation Act 1988—No. 167.

Instruments Act 1958—No. 158.

Intellectually Disabled Persons' Services Act 1986—No. 170.

Liquor Control Act 1987—No. 111.

Local Government Act 1958—Nos. 91 to 93.

Magistrates' Courts Act 1971—No. 136.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 127 to 135 and No. 145.

Motor Car Traders Act 1986—No. 186.

National Parks Act 1975—No. 126.

Nurses Act 1958—No. 147.

Occupational Health and Safety Act 1985—No. 187.

Port of Melbourne Authority Act 1958—No. 90 (*in lieu of that tabled on 10 May 1989*).

Property Law Act 1958—No. 155.

Public Authorities Marks Act 1958—No. 144.

Public Service Act 1974—Nos. 122 and 146; and PSD Nos. 19 to 28.

Registration of Births Deaths and Marriages Act 1959—No. 139.

Religious Successory and Charitable Trusts Act 1958—No. 149.

Road Safety Act 1986—Nos. 119 and 120.

Shop Trading Act 1987—No. 171.

Stamps Act 1958—No. 172.

State Superannuation Act 1988—Nos. 168, 173 and 184.

Strata Titles Act 1967—Nos. 118 and 156.

Supreme Court Act 1986—Nos. 137, 165 and 166.

Tobacco Act 1987—No. 179.

Transfer of Land Act 1958—No. 154.

Transport Accident Act 1986—No. 113.

Water Act 1958—Nos. 121 and 143.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, August 1989.

Tourism Commission—Report and statement of accounts for the year 1987–88.

Trade Unions—Report of the Registrar of Friendly Societies for the year 1987–88.

Upper Yarra Valley and Dandenong Ranges Authority—Report and accounts for the year ended 30 September 1988.

* * * * *

Proclamations of His Excellency the Governor in Council or Administrator fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Agricultural Acts (Miscellaneous Amendments) Act 1989—Section 4—1 July 1989 (*Gazette* No. G25, 28 June 1989).

Cancer (Central Registers) Act 1989—1 July 1989 (*Gazette* No. G25, 28 June 1989).

County Court (Amendment) Act 1989—1 August 1989 (*Gazette* No. G29, 26 July 1989).

Proclamations—*continued*

Crimes (Amendment) Act 1987—Section 4—27 June 1989 (*Gazette* No. S35, 27 June 1989).

Crimes Legislation (Miscellaneous Amendments) Act 1989—Sections 1 to 10, 15 to 29, 31 to 35, 37 to 39—25 June 1989; sections 30 and 36—1 July 1989 (*Gazette* No. S34, 20 June 1989).

Dairy Industry (Amendment) Act 1989—Sections 1, 2, 3 and 5—1 July 1989 (*Gazette* No. G25, 28 June 1989).

Dangerous Goods (Amendment) Act 1989—28 June 1989 (*Gazette* No. G25, 28 June 1989).

Education (Work Experience) Act 1989—Whole Act (except section 6 (2))—7 June 1989 (*Gazette* No. G22, 7 June 1989).

Estate Agents (Amendment) Act 1989—Whole Act (except sections 7 and 10)—20 June 1989 (*Gazette* No. S34, 20 June 1989).

Fire Authorities Act 1989—Sections 1 to 9, 11 to 16, 19, 20, 22, 23, 25, 28, 30, 33 to 36, 38 to 43, 45, 48, 50 and 51—1 July 1989; sections 10 and 29—30 June 1989 (*Gazette* No. G25, 28 June 1989).

Libraries Act 1988—24 May 1989 (*Gazette* No. G20, 24 May 1989).

Licensing Authorities (Amendment) Act 1989—Parts 2 and 3—13 July 1989 (*Gazette* No. G27, 12 July 1989).

Limitation of Actions (Amendment) Act 1989—30 May 1989 (*Gazette* No. S27, 30 May 1989).

Magistrates' Court Act 1989—Section 16 (4)—15 June 1989 (*Gazette* No. S32, 15 June 1989).

Marine Act 1988—Section 159 (4)—1 July 1989 (*Gazette* No. G25, 28 June 1989).

Port of Melbourne Authority (Amendment) Act 1989—21 June 1989 (*Gazette* No. G24, 21 June 1989).

Public Service (Amendment) Act 1989—6 June 1989 (*Gazette* No. S30, 6 June 1989).

Racing (Amendment) Act 1989—1 July 1989 (*Gazette* No. G25, 28 June 1989).

Road Safety (Miscellaneous Amendments) Act 1989—Sections 1 to 3, 6, 7, 8 (1), 9, 10, 12, 13, 16, 20, 21 (1) to 21 (5), 21 (7) and 22—19 June 1989 (*Gazette* No. S32, 15 June 1989).

Small Claims Tribunals (Amendment) Act 1989—19 June 1989 (*Gazette* No. G23, 14 June 1989).

State Casual Employees Superannuation Act 1989—1 July 1989 (*Gazette* No. G22, 7 June 1989).

Wheat Marketing Act 1989—1 July 1989 (*Gazette* No. G25, 28 June 1989).

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes, Determinations of the Police Service Board, Statutory Rules and Proclamations, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
- 10 **INTELLECTUALLY DISABLED PERSONS' SERVICES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable G. R. Craige moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 **LEGAL AID COMMISSION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 **PENALTY INTEREST RATES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.03 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 29—Wednesday, 16 August 1989

- 1 The President took the Chair and read the Prayer.

- 2 **OMBUDSMAN (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Ombudsman Act 1973’ and the ‘Public Service Act 1974’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **MURRAY VALLEY CITRUS MARKETING BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision for a joint Victorian and New South Wales scheme for marketing citrus fruit and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **MARTIAL ARTS CONTROL (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Martial Arts Control Act 1986’ to extend its duration*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Flinders Planning Scheme—Amendment L44.

Healesville Planning Scheme—Amendment L4.

Knox Planning Scheme—Amendment RL62.

Melbourne Planning Scheme—Amendment L21.

Metropolitan Region Planning Schemes—Amendments R66, RL35 Part 2, RL59 Part 2, RL77 and RL113.

Nunawading Planning Scheme—Amendment L2.

- 6 **BUSINESS POSTPONED**—

Ordered—That the consideration of Notice of Motion, Business to take Precedence, No. 2, be postponed until the next day of meeting.

Ordered—That the consideration of the Notices of Motion and Orders of the Day, General Business, and the Notice of Motion, Government Business, be postponed until later this day.

- 7 **BUDGET PAPERS, 1989–90**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1989–90—

Debate resumed.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 **PENALTY INTEREST RATES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 9 **OMBUDSMAN (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 10 **MARTIAL ARTS CONTROL (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair, and the Honourable R. Lawson having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows: "*An Act to amend the 'Martial Arts Control Act 1986' to extend its duration; to require the Martial Arts Board to report to the Minister annually and to enable regulations made under the Act to be disallowed by either House of Parliament*", the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

11 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 5 September 1989.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.39 p.m., adjourned until Tuesday, 5 September 1989.

A. V. BRAY

Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 5 (a) (ix) of the Public Service (Amendment) Regulations (No. 8) 1988 (S.R. No. 455/1988) be disallowed. [*Notice given 23 May 1989; 7 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. D. R. WHITE—To move, That the Honourables W. R. Baxter and W. A. Landeryou be members of the Joint Select Committee on Printing.

ORDERS OF THE DAY

- *1 MURRAY VALLEY CITRUS MARKETING BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- 2 LEGAL AID COMMISSION (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- *3 OMBUDSMAN (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 4 INTELLECTUALLY DISABLED PERSONS' SERVICES (AMENDMENT) BILL—(*from Assembly—Hon. C. J. Hogg*)—Second reading—*Resumption of debate.* (*Hon. G. R. Craige*).
- 5 BUDGET PAPERS, 1989-90—Motion to take note of papers—(*Hon. D. R. White*)—*Resumption of debate.* (*Hon. Rosemary Varty*).
- 6 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 7 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate.* (*Hon. M. A. Birrell*).
- 8 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.

* Indicates new entry.

- 2 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 **THE HON. M. A. BIRRELL**—To move, That this House—
- (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- 6 **THE HON. M. A. BIRRELL**—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- 7 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- *8 **THE HON. B. A. CHAMBERLAIN**—To move, That the Standing Orders Committee investigate and report upon the use of computers and other electronic equipment by Members in the Council Chamber.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).

- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 COMMUNITY VIOLENCE—SOCIAL DEVELOPMENT COMMITTEE'S FINAL REPORT—To be considered.
- 7 MAGISTRATES' COURT REPORT, 1987-88—To be considered.
- 8 BORDER GROUNDWATERS AGREEMENT REVIEW COMMITTEE REPORT, 1987-88—To be considered.
- 9 BUILDING SOCIETIES—REGISTRAR'S REPORT, 1987-88—To be considered.
- 10 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1987-88—To be considered.
- 11 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1987-88—To be considered.
- 12 DANDENONG VALLEY AUTHORITY REPORT, 1987-88—To be considered.
- 13 FREEDOM OF INFORMATION ACT 1982—REPORTS ON OPERATION, 1987-88 AND ADMINISTRATION, 1986-87 AND 1987-88—To be considered.
- 14 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 66 to 71—To be considered.
- 15 ESTIMATES, 1988-89—ESTIMATES COMMITTEE'S REPORT—To be considered.
- 16 CAPITAL WORKS AUTHORITY REPORT, 1987-88—To be considered.
- 17 CHIROPODISTS REGISTRATION BOARD REPORT, 1987—To be considered.
- 18 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1987-88—To be considered.
- 19 DIETITIANS BOARD REPORT, 1987-88—To be considered.
- 20 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 30 APRIL 1989—To be considered.
- 21 SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 22 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 MAY 1989—To be considered.
- 23 BAYSIDE PROJECT ACT 1988—ORDER IN COUNCIL OF 8 AUGUST 1989 DECLARING CLOSURE OF CERTAIN ROADS—To be considered.
- 24 CITRUS FRUIT MARKETING BOARD REPORT, 1988—To be considered.
- 25 INDUSTRIAL RELATIONS ACT 1979—INDUSTRIAL RELATIONS COMMISSION PRESIDENT'S REPORT, 1987-88—To be considered.
- 26 PRODUCT LIABILITY—LAW REFORM COMMISSION'S REPORT—To be considered.
- 27 LIBRARY COUNCIL REPORT, 1987-88—To be considered.
- 28 MELBOURNE UNIVERSITY COUNCIL—FINANCIAL STATEMENTS, 1987—To be considered.
- 29 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1987-88—To be considered.
- 30 MUSEUM COUNCIL REPORT, 1987-88—To be considered.
- 31 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1988-89—To be considered.

- 32 POULTRY FARMER LICENSING COMMITTEE REPORT, 1987-88—To be considered.
- 33 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1987-88—To be considered.
- 34 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, AUGUST 1989—To be considered.
- 35 TOURISM COMMISSION REPORT, 1987-88—To be considered.
- 36 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88—To be considered.
- 37 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1987-88—To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 5 (a) (ix) of the Public Service (Amendment) Regulations (No. 8) 1988 (S.R. No. 455/1988) be disallowed. [*Notice given 23 May 1989; 6 sitting days remain for resolving***]
- *2 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 12 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 THE HON. M. A. BIRRELL—To move, That this House—
 - (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and

* Indicates new entry.

- (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- 6 THE HON. M. A. BIRRELL—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- 7 THE HON. W. R. BAXTER—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 8 THE HON. B. A. CHAMBERLAIN—To move, That the Standing Orders Committee investigate and report upon the use of computers and other electronic equipment by Members in the Council Chamber.
- *9 THE HON. M. A. BIRRELL—To move, That this House censures the Minister for Local Government for—
- (a) her irresponsible and dishonest conduct in relation to her answer to a question asked in the House on 23 May last by the Honourable C. F. Van Buren; and
 - (b) her failure to have regard to common decency and fairness when dealing with pecuniary interest allegations in the field of local government.
- *10 THE HON. D. M. EVANS —To move, That this House expresses strong support for the need to recycle resources, particularly paper, packaging materials and beverage containers, and the achievement of that objective by positive programs of public education on the environmental benefits, assistance to local government, and co-operation with industry.
- *11 THE HON. R. A. MACKENZIE—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- *12 THE HON. B. A. CHAMBERLAIN—To move, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 MALLEE NATIONAL PARKS—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).

- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 MAGISTRATES' COURT REPORT, 1987-88—To be considered.
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- 35 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88—To be considered.
- 36 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1987-88—To be considered.
- *37 VICTORIAN DAIRY INDUSTRY AUTHORITY—PUBLIC BODIES REVIEW COMMITTEE'S REPORT—To be considered.
- *38 BALLARAT WATER BOARD REPORT, 1987-88—To be considered.
- *39 LAND CONSERVATION COUNCIL—FINAL RECOMMENDATIONS ON MALLEE AREA—To be considered.
- *40 SALE OF LAND—LAW REFORM COMMISSION'S REPORT—To be considered.
- *41 PUBLIC DRUNKENNESS—LAW REFORM COMMISSION'S REPORT—To be considered.
- *42 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- *43 MURRAY-DARLING BASIN COMMISSION REPORT, 1987-88—To be considered.
- *44 COMMUNITY SERVICES DEPARTMENT'S ACTION RELATING TO INTER-COUNTRY ADOPTIVE CHILD—OMBUDSMAN'S REPORT OF INVESTIGATION—To be considered.
- *45 SUNRAYSIA WATER BOARD REPORT, 1987-88—To be considered.
- *46 WEST MOORABOOL WATER BOARD REPORT, 1987-88—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—(Hon. C. J. Hogg)—To be committed.
- 2 MURRAY VALLEY CITRUS MARKETING BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. R. S. de Fegely).
- 3 BUDGET PAPERS, 1989-90—Motion to take note of papers—(Hon. D. R. White)—Resumption of debate. (Hon. Rosemary Varty).
- 4 CORRECTIONS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 5 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

*PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 30 and 31

No. 30—Tuesday, 5 September 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 22 August 1989, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Penalty Interest Rates (Amendment) Act.

Martial Arts Control (Amendment) Act.

- 3 **MARTIAL ARTS CONTROL (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.

4 **PAPERS**—

CUSTODIAN'S REPORT—BLF—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Report No. 8 dated 31 August 1989 given to Mr President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

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LEGAL AND CONSTITUTIONAL COMMITTEE—SUBORDINATE LEGISLATION—The Honourable D. M. Evans presented the Fifteenth Report from the Legal and Constitutional Committee upon Subordinate Legislation (S.R. No. 455/1988) together with an Appendix.

Ordered to lie on the Table and to be printed.

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PUBLIC BODIES REVIEW COMMITTEE—VICTORIAN DAIRY INDUSTRY AUTHORITY—The Honourable G. B. Ashman presented a Report from the Public Bodies Review Committee upon the Victorian Dairy Industry Authority together with Appendices, a Bibliography, an Extract from the Proceedings of the Committee and Minority Reports.

Ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Ballarat Water Board—Report and statement of accounts for the year 1987–88.

Land Conservation Council—Final recommendations to the Minister regarding the Mallee Area.

Law Reform Commission—

Report on Sale of Land, No. 20.

Report on Public Drunkenness, No. 25.

Metropolitan Fire Brigades Superannuation Board—Report and financial statements for the year 1987–88.

Murray–Darling Basin Commission—Report and financial statements for the year 1987–88.

Ombudsman—Report of investigation into action taken by the Department of Community Services relating to the removal and further placement of an inter-country adoptive child.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Colac (City) Planning Scheme—Amendment L1.

Geelong Regional Planning Scheme—Amendment R31.

Knox Planning Scheme—Amendment L6.

Metropolitan Region Planning Schemes—Amendment RL11 Part 6.

Seymour Planning Scheme—Amendment L12.

Shepparton (Shire) Planning Scheme—Amendments L1 and L4.

Tambo Planning Scheme—Amendment L26.

Waverley Planning Scheme—Amendment L2.

Yarrawonga Planning Scheme—Amendments L2 Part 1 and L3.

Police Service Board—

Determinations Nos. 517 and 518.

Determination No. 16 for Police Recruits.

Determinations Nos. 15 and 16 for Protective Services Officers.

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—No. 200.

Drugs, Poisons and Controlled Substances Act 1981—No. 191.

Emergency Services Superannuation Act 1986—No. 201.

Environment Protection Act 1970—No. 192.

Firearms and Other Weapons Act 1958—No. 203.

Forests Act 1958—No. 194.

Groundwater Act 1969—No. 204.

Health Services Act 1988—No. 202.

Magistrates' Courts Act 1971—Magistrates (Summary Proceedings) Act 1975—No. 197.

Magistrates (Summary Proceedings) Act 1975—No. 198.

Marine Act 1988—No. 189.

Mildura Irrigation Trusts and Sunraysia Water Board Act 1958—No. 196.

Planning and Environment Act 1987—No. 195.

Public Service Act 1974—PSD Nos. 30 to 32.

Seeds Act 1982—No. 190.

Trustee Companies Act 1984—No. 193.

Water Act 1958—No. 205.

Sunraysia Water Board—Report and statement of accounts for the year 1987–88.

Town and Country Planning (Transfer of Functions) Act 1985—Minister's notice of particulars of land transferred by the Melbourne and Metropolitan Board of Works to the Roads Corporation.

West Moorabool Water Board—Report and statement of accounts for the year 1987–88.

The Honourable Haddon Storey moved, That the Reports and the final recommendations of the Land Conservation Council tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 BUSINESS POSTPONED—

Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, and Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

6 INTELLECTUALLY DISABLED PERSONS' SERVICES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

7 MURRAY VALLEY CITRUS MARKETING BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable R. S. de Fegely moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

8 LEGAL AID COMMISSION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

9 OMBUDSMAN (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

10 JOINT PRINTING COMMITTEE—The President announced the receipt of a Message from the Assembly acquainting the Council of a Resolution amending their Resolution of 24 May 1989 concerning the appointment of a Joint Printing Committee so as to now provide that the Committee consist of eight Members and desiring the concurrence of the Council therein.

Ordered—That the Message be taken into consideration forthwith.

The Honourable Evan Walker moved, That the Council concur with the Assembly and that its Resolution of 27 May 1989 to establish a Joint Select Committee on Printing be amended in paragraph 2 so as to now provide that the Committee consist

of eight members, comprising Mr President, Mr Speaker, three Members of the Legislative Council and three Members of the Legislative Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 11 **JOINT PRINTING COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourables W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs be members of the Joint Select Committee on Printing.

Question—put and resolved in the affirmative.

- 12 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 and 6, be postponed until later this day.

- 13 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time, the Honourable R. A. Best having requested that his dissent be recorded.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 14 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 6 SEPTEMBER 1989

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.12 a.m., adjourned until this day at 2.00 p.m.

A. V. BRAY

Clerk of the Legislative Council

No. 31—Wednesday, 6 September 1989

- 1 The President took the Chair and read the Prayer.

- 2 **PETITION—PUBLIC HOSPITALS CLOSURE**—The Honourable R. Macey presented a Petition from certain citizens of Victoria opposing Government plans to close and sell public hospitals and calling on the Government to improve the health system.

Ordered to lie on the Table.

- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Emergency Services Superannuation Board—Report and financial statements for the year 1987–88.

Statutory Rules under the following Acts of Parliament:

Magistrates' Court Act 1989—No. 199, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Section 55E of the Commonwealth Judiciary Act 1903.

Statutory Rules—*continued*

Part VI, Division 2 of the Commonwealth Income Tax Assessment Act 1936
(as amended).

Public Service Act 1974—PSD No. 33.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notices of Motion, General Business, Nos. 1 to 8 inclusive, be postponed until later this day.

5 MINISTER FOR LOCAL GOVERNMENT—The Honourable M. A. Birrell moved, That this House censures the Minister for Local Government for—

(a) her irresponsible and dishonest conduct in relation to her answer to a question asked in the House on 23 May last by the Honourable C. F. Van Buren; and

(b) her failure to have regard to common decency and fairness when dealing with pecuniary interest allegations in the field of local government.

Debate ensued.

Question—put.

The Council divided.

AYES, 21

The Hon. G. B. Ashman
W. R. Baxter
R. A. Best
M. A. Birrell
B. A. Chamberlain
G. P. Connard
G. H. Cox
G. R. Craige
D. M. Evans
J. V. C. Guest
P. R. Hall
R. M. Hallam
R. I. Knowles
R. J. Long (*Teller*)
R. Macey (*Teller*)
J. G. Miles
K. M. Smith
Haddon Storey
Marie Tehan
Rosemary Varty
K. I. M. Wright

NOES, 16

The Hon. Joan Coxside (*Teller*)
B. E. Davidson
D. E. Henshaw
C. J. Hogg
R. S. Ives
C. J. Kennedy (*Teller*)
L. Kokocinski
W. A. Landeryou
M. A. Lyster
R. A. Mackenzie
B. W. Mier
B. T. Pullen
G. A. Sgro
C. F. Van Buren
Evan Walker
D. R. White

And so it was resolved in the affirmative.

6 JOINT SITTING—VICTORIAN CURRICULUM AND ASSESSMENT BOARD—The President announced the receipt of—

(a) a letter from the Minister for Education dated 21 August 1989 requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend a Member for appointment to the Victorian Curriculum and Assessment Board; and

- (b) a Message from the Assembly acquainting the Council that they had agreed to meet the Council for that purpose and proposing that the place and time of the Joint Sitting be the Assembly Chamber on Wednesday, 13 September 1989 at 6.15 p.m., and desiring the concurrence of the Council.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable Evan Walker moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend a Member for appointment to the Victorian Curriculum and Assessment Board and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 13 September 1989 at 6.15 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

7 BUSINESS POSTPONED—

Ordered—That the consideration of the remaining Notices of Motion and Orders of the Day, General Business, be postponed until the next day of meeting.

Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 8 MURRAY VALLEY CITRUS MARKETING BILL—**The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 9 MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL—**This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 10 ADJOURNMENT—**The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable C. J. Hogg moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.25 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 5 (a) (ix) of the Public Service (Amendment) Regulations (No. 8) 1988 (S.R. No. 455/1988) be disallowed. [*Notice given 23 May 1989; 5 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 11 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 2 BUDGET PAPERS, 1989-90—Motion to take note of papers—(*Hon. D. R. White*)—*Resumption of debate. (Hon. Rosemary Varty).*
- 3 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 **THE HON. M. A. BIRRELL**—To move, That this House—
- (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- 6 **THE HON. M. A. BIRRELL**—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- 7 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 8 **THE HON. B. A. CHAMBERLAIN**—To move, That the Standing Orders Committee investigate and report upon the use of computers and other electronic equipment by Members in the Council Chamber.
- 9 **THE HON. D. M. EVANS** —To move, That this House expresses strong support for the need to recycle resources, particularly paper, packaging materials and beverage containers, and the achievement of that objective by positive programs of public education on the environmental benefits, assistance to local government, and co-operation with industry.
- 10 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 11 **THE HON. B. A. CHAMBERLAIN**—To move, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).

- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response (*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 66 to 71—To be considered.
- 7 ESTIMATES, 1988-89—ESTIMATES COMMITTEE'S REPORT—To be considered.
- 8 CAPITAL WORKS AUTHORITY REPORT, 1987-88—To be considered.
- 9 CHIROPODISTS REGISTRATION BOARD REPORT, 1987—To be considered.
- 10 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1987-88—To be considered.
- 11 DIETITIANS BOARD REPORT, 1987-88—To be considered.
- 12 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 30 APRIL 1989—To be considered.
- 13 SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 14 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 MAY 1989—To be considered.
- 15 BAYSIDE PROJECT ACT 1988—ORDER IN COUNCIL OF 8 AUGUST 1989 DECLARING CLOSURE OF CERTAIN ROADS—To be considered.
- 16 CITRUS FRUIT MARKETING BOARD REPORT, 1988—To be considered.
- 17 INDUSTRIAL RELATIONS ACT 1979—INDUSTRIAL RELATIONS COMMISSION PRESIDENT'S REPORT, 1987-88—To be considered.
- 18 PRODUCT LIABILITY—LAW REFORM COMMISSION'S REPORT—To be considered.
- 19 LIBRARY COUNCIL REPORT, 1987-88—To be considered.
- 20 MELBOURNE UNIVERSITY COUNCIL—FINANCIAL STATEMENTS, 1987—To be considered.
- 21 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1987-88—To be considered.
- 22 MUSEUM COUNCIL REPORT, 1987-88—To be considered.
- 23 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1988-89—To be considered.
- 24 POULTRY FARMER LICENSING COMMITTEE REPORT, 1987-88—To be considered.
- 25 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1987-88—To be considered.
- 26 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, AUGUST 1989—To be considered.
- 27 TOURISM COMMISSION REPORT, 1987-88—To be considered.

- 28 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88—
To be considered.
- 29 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT,
1987-88—To be considered.
- 30 VICTORIAN DAIRY INDUSTRY AUTHORITY—PUBLIC BODIES REVIEW
COMMITTEE'S REPORT—To be considered.
- 31 BALLARAT WATER BOARD REPORT, 1987-88—To be considered.
- 32 LAND CONSERVATION COUNCIL—FINAL RECOMMENDATIONS ON MALLEE
AREA—To be considered.
- 33 SALE OF LAND—LAW REFORM COMMISSION'S REPORT—To be considered.
- 34 PUBLIC DRUNKENNESS—LAW REFORM COMMISSION'S REPORT—To be
considered.
- 35 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT,
1987-88—To be considered.
- 36 MURRAY-DARLING BASIN COMMISSION REPORT, 1987-88—To be considered.
- 37 COMMUNITY SERVICES DEPARTMENT'S ACTION RELATING TO INTER-
COUNTRY ADOPTIVE CHILD—OMBUDSMAN'S REPORT OF
INVESTIGATION—To be considered.
- 38 SUNRAYSIA WATER BOARD REPORT, 1987-88—To be considered.
- 39 WEST MOORABOOL WATER BOARD REPORT, 1987-88—To be considered.
- *40 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1987-88—To
be considered.

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WEDNESDAY, 13 SEPTEMBER

At 6.15 p.m.

*JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointment
to the Victorian Curriculum and Assessment Board.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

Notice Paper No. 32 Wednesday, 13 September 1989

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 5 (a) (ix) of the Public Service (Amendment) Regulations (No. 8) 1988 (S.R. No. 455/1988) be disallowed. [*Notice given 23 May 1989; 4 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 10 sitting days remain for resolving***]
- *3 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 12 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 THE HON. M. A. BIRRELL—To move, That this House—
 - (a) reaffirms its belief in the independence of the Auditor-General and

* Indicates new entry.

recognises his right to investigate the efficiency and effectiveness of Government programs; and

- (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- 6 THE HON. M. A. BIRRELL—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- 7 THE HON. W. R. BAXTER—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 8 THE HON. B. A. CHAMBERLAIN—To move, That the Standing Orders Committee investigate and report upon the use of computers and other electronic equipment by Members in the Council Chamber.
- 9 THE HON. D. M. EVANS —To move, That this House expresses strong support for the need to recycle resources, particularly paper, packaging materials and beverage containers, and the achievement of that objective by positive programs of public education on the environmental benefits, assistance to local government, and co-operation with industry.
- 10 THE HON. R. A. MACKENZIE—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 11 THE HON. B. A. CHAMBERLAIN—To move, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 MALLEE NATIONAL PARKS—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).

- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 BLF (DE-RECOGNITION) ACT 1985—CUSTODIAN'S REPORT, 31 MAY 1989—To be considered.
- 7 BAYSIDE PROJECT ACT 1988—ORDER IN COUNCIL OF 8 AUGUST 1989 DECLARING CLOSURE OF CERTAIN ROADS—To be considered.
- 8 CITRUS FRUIT MARKETING BOARD REPORT, 1988—To be considered.
- 9 INDUSTRIAL RELATIONS ACT 1979—INDUSTRIAL RELATIONS COMMISSION PRESIDENT'S REPORT, 1987-88—To be considered.
- 10 PRODUCT LIABILITY—LAW REFORM COMMISSION'S REPORT—To be considered.
- 11 LIBRARY COUNCIL REPORT, 1987-88—To be considered.
- 12 MELBOURNE UNIVERSITY COUNCIL—FINANCIAL STATEMENTS, 1987—To be considered.
- 13 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1987-88—To be considered.
- 14 MUSEUM COUNCIL REPORT, 1987-88—To be considered.
- 15 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1988-89—To be considered.
- 16 POULTRY FARMER LICENSING COMMITTEE REPORT, 1987-88—To be considered.
- 17 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1987-88—To be considered.
- 18 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, AUGUST 1989—To be considered.
- 19 TOURISM COMMISSION REPORT, 1987-88—To be considered.
- 20 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1987-88—To be considered.
- 21 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1987-88—To be considered.
- 22 VICTORIAN DAIRY INDUSTRY AUTHORITY—PUBLIC BODIES REVIEW COMMITTEE'S REPORT—To be considered.
- 23 BALLARAT WATER BOARD REPORT, 1987-88—To be considered.
- 24 LAND CONSERVATION COUNCIL—FINAL RECOMMENDATIONS ON MALLEE AREA—To be considered.
- 25 SALE OF LAND—LAW REFORM COMMISSION'S REPORT—To be considered.
- 26 PUBLIC DRUNKENNESS—LAW REFORM COMMISSION'S REPORT—To be considered.
- 27 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
- 28 MURRAY-DARLING BASIN COMMISSION REPORT, 1987-88—To be considered.
- 29 COMMUNITY SERVICES DEPARTMENT'S ACTION RELATING TO INTER-COUNTRY ADOPTIVE CHILD—OMBUDSMAN'S REPORT OF INVESTIGATION—To be considered.
- 30 SUNRAYSIA WATER BOARD REPORT, 1987-88—To be considered.
- 31 WEST MOORABOOL WATER BOARD REPORT, 1987-88—To be considered.

- 32 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading.
- 2 BUDGET PAPERS, 1989-90—Motion to take note of papers—(*Hon. D. R. White*)—*Resumption of debate.* (*Hon. T. C. Theophanous*).
- 3 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 4 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

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At 6.15 p.m.

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointment to the Victorian Curriculum and Assessment Board.

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TUESDAY, 17 SEPTEMBER

GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 PRICES BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. G. P. Connard*).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 32 and 33

No. 32—Tuesday, 12 September 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Intellectually Disabled Persons' Services (Amendment) Act.

Legal Aid Commission (Amendment) Act.

Ombudsman (Amendment) Act.

- 3 **PRICES BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act relating to the regulation of prices, to amend the ‘Fuel Prices Regulation Act 1981’, to repeal the ‘Beer Prices (Temporary Provisions) Act 1983’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **OMBUDSMAN (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.
- 5 **PETITION—CHILD HEALTH NURSE SERVICE, ARARAT**—The Honourable R. S. de Fegely presented a Petition from certain citizens of Victoria praying that the Government immediately reverse its decision to terminate the Visiting Child Health Nurse Service at Ararat.

Ordered to lie on the Table.

- 6 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Petroleum (Submerged Lands) Act 1982*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Frankston Planning Scheme—Amendment L6.

Keilor Planning Scheme—Amendment L2.

Metropolitan Region Planning Schemes—Amendments R46, R71, RL48 Part 3, RL78, RL92 and RL118.

Werribee Planning Scheme—Amendment L3 Part 1.

Statutory Rules under the following Acts of Parliament:

Corrections Act 1986—No. 207.

Residential Tenancies Act 1980—No. 208.

Transport Act 1983—No. 206.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
- 9 **PRICES BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time. The Honourable R. I. Knowles (for the Honourable G. P. Connard) moved, That the debate be now adjourned.
Debate ensued.
Question—That the debate be now adjourned—put and resolved in the affirmative. The Honourable Evan Walker moved, That the debate be adjourned until the next day of meeting.
The Honourable R. I. Knowles moved, as an amendment, That the words “the next day of meeting” be omitted with the view of inserting in place thereof “Tuesday next”.
Debate ensued.
Question—That the words proposed to be omitted stand part of the question—put and negatived.
Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 10 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 11 **BUDGET PAPERS, 1989-90**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1989-90—
Debate resumed.
The Honourable T. C. Theophanous moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 12 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.
- And then the Council, at 11.19 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 33—Wednesday, 13 September 1989

- 1 The President took the Chair and read the Prayer.
- 2 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Law Reform Commission—Report on Genetic Manipulation, No. 26.
National Parks Act 1975—Notice of consent to the renewal of a miners right claim in respect of land situated in Chiltern Park, August 1989.
The Honourable Haddon Storey moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.
Question—put and resolved in the affirmative.

3 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notices of Motion, General Business, Nos. 1 to 8 inclusive, be postponed until later this day.

4 RECYCLING—The Honourable D. M. Evans moved, That this House expresses strong support for the need to recycle resources, particularly paper, packaging materials and beverage containers, and the achievement of that objective by positive programs of public education on the environmental benefits, assistance to local government, and co-operation with industry.

Debated ensued.

The Honourable B. W. Mier moved, as an amendment, That the following words and expressions be added to the motion: “, and that the terms of this resolution, together with the *Hansard* debate on the matter, be forwarded to the Natural Resources and Environment Committee for consideration during its inquiry into waste management in the Greater Melbourne area”.

Debated continued.

Question—That the words and expressions proposed to be added be so added—put and resolved in the affirmative.

Question—That this House expresses strong support for the need to recycle resources, particularly paper, packaging materials and beverage containers, and the achievement of that objective by positive programs of public education on the environmental benefits, assistance to local government, and co-operation with industry, and that the terms of this resolution, together with the *Hansard* debate on the matter, be forwarded to the Natural Resources and Environment Committee for consideration during its inquiry into waste management in the Greater Melbourne area—put and resolved in the affirmative.

5 STANDING ORDERS COMMITTEE—COMPUTERS—The Honourable B. A. Chamberlain moved, That the Standing Orders Committee investigate and report upon the use of computers and other electronic equipment by Members in the Council Chamber.

Debate ensued.

Question—put and resolved in the affirmative.

6 JOINT SITTING—The President announced that the time had arrived for this House to meet the Assembly in the Assembly Chamber to recommend a Member for appointment to the Victorian Curriculum and Assessment Board.

Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—

The President reported that at the Joint Sitting, Mr David John Lea, M.P., was duly chosen to be recommended for appointment.

7 BUSINESS POSTPONED—Ordered—That the consideration of the remaining Notices of Motion and the Orders of the Day, General Business, be postponed until the next day of meeting.**8 PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL—**The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 9 BUDGET PAPERS, 1989-90—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1989-90—

Debate resumed.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 ADJOURNMENT—The Honourable Evan Walker moved, that the Council, at its rising, adjourn until Tuesday next at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.13 p.m., adjourned until Tuesday next at 2.00 p.m.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 9 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 11 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PRICES BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. G. P. Connard).*
- 2 BUDGET PAPERS, 1989-90—Motion to take note of papers—(*Hon. D. R. White*)—*Resumption of debate. (Hon. Haddon Storey).*
- 3 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 4 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 **THE HON. M. A. BIRRELL**—To move, That this House—
- (a) reaffirms its belief in the independence of the Auditor-General and recognises his right to investigate the efficiency and effectiveness of Government programs; and
 - (b) unequivocally supports the right of the Auditor-General to have all of his reports tabled in either House of Parliament.
- 6 **THE HON. M. A. BIRRELL**—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
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- 9 **THE HON. B. A. CHAMBERLAIN**—To move, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).

Tuesday, 19 September 1989

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- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(Hon. D. M. Evans)—*Resumption of debate.* (Hon. W. A. Landeryou).
 - 6 VICTORIAN DAIRY INDUSTRY AUTHORITY—PUBLIC BODIES REVIEW COMMITTEE'S REPORT—To be considered.
 - 7 BALLARAT WATER BOARD REPORT, 1987-88—To be considered.
 - 8 LAND CONSERVATION COUNCIL—FINAL RECOMMENDATIONS ON MALLEE AREA—To be considered.
 - 9 SALE OF LAND—LAW REFORM COMMISSION'S REPORT—To be considered.
 - 10 PUBLIC DRUNKENNESS—LAW REFORM COMMISSION'S REPORT—To be considered.
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 - 13 COMMUNITY SERVICES DEPARTMENT'S ACTION RELATING TO INTER-COUNTRY ADOPTIVE CHILD—OMBUDSMAN'S REPORT OF INVESTIGATION—To be considered.
 - 14 SUNRAYSIA WATER BOARD REPORT, 1987-88—To be considered.
 - 15 WEST MOORABOOL WATER BOARD REPORT, 1987-88—To be considered.
 - 16 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
 - *17 GENETIC MANIPULATION—LAW REFORM COMMISSION'S REPORT—To be considered.
 - *18 NATIONAL PARKS ACT 1975—NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK, AUGUST 1989—To be considered.

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WEDNESDAY, 20 SEPTEMBER

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

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SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

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Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 8 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 10 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 THE HON. M. A. BIRRELL—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.

- 6 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 7 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 8 **THE HON. B. A. CHAMBERLAIN**—To move, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred.
- *9 **THE HON. M. A. BIRRELL**—To move, That this House condemns the Cain Government for conspiring to cover up or manipulate the truth about its mismanagement of the State.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **LIQUOR CONTROL ACT**—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 **VICTORIAN DAIRY INDUSTRY AUTHORITY—PUBLIC BODIES REVIEW COMMITTEE'S REPORT**—To be considered.
- 7 **BALLARAT WATER BOARD REPORT, 1987-88**—To be considered.
- 8 **LAND CONSERVATION COUNCIL—FINAL RECOMMENDATIONS ON MALLEE AREA**—To be considered.
- 9 **SALE OF LAND—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 10 **PUBLIC DRUNKENNESS—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 11 **METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1987-88**—To be considered.
- 12 **MURRAY-DARLING BASIN COMMISSION REPORT, 1987-88**—To be considered.

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- 13 COMMUNITY SERVICES DEPARTMENT'S ACTION RELATING TO INTER-COUNTRY ADOPTIVE CHILD—OMBUDSMAN'S REPORT OF INVESTIGATION—To be considered.
 - 14 SUNRAYSIA WATER BOARD REPORT, 1987-88—To be considered.
 - 15 WEST MOORABOOL WATER BOARD REPORT, 1987-88—To be considered.
 - 16 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
 - 17 GENETIC MANIPULATION—LAW REFORM COMMISSION'S REPORT—To be considered.
 - 18 NATIONAL PARKS ACT 1975—NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK, AUGUST 1989—To be considered.
 - *19 DRIED FRUITS BOARD REPORT, 1988—To be considered.
 - *20 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1988-89—To be considered.
 - *21 RURAL FINANCE CORPORATION REPORT, 1988-89—To be considered.
 - *22 TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1989—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PRICES BILL—(from Assembly—Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. R. M. Hallam).
- *2 ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. R. A. Mackenzie).
- 3 BUDGET PAPERS, 1989-90—Motion to take note of papers—(Hon. D. R. White)—Resumption of debate. (Hon. Haddon Storey).
- 4 PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 5 CORRECTIONS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 6 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(Hon. M. A. Lyster)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

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STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 34 and 35

No. 34—Tuesday, 19 September 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACT**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments:

Murray Valley Citrus Marketing Act.

- 3 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Accident Compensation Act 1985’, to make consequential amendments to certain other Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave and after debate, to be read a second time later this day.

- 4 **PETITION—RADIOTHERAPY CENTRE—GEELONG**—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that a Radiotherapy Centre be established at Geelong Hospital by 1990.

Ordered to lie on the Table.

- 5 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dried Fruits Board—Report and statement of accounts for the year 1988.

Economic Development Corporation—Report and statement of accounts for the year 1988–89.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Alberton Planning Scheme—Amendment L5.

Ararat (City) Planning Scheme—Amendments L5 and L8.

Bendigo Planning Scheme—Amendment L9.

Berwick Planning Scheme—Amendment L6.

Bulla Planning Scheme—Amendment L5.

Deakin Planning Scheme—Amendment L4.

Dimboola Planning Scheme—Amendment L3.

Echuca Planning Scheme—Amendment L2.

Flinders Planning Scheme—Amendments L24 and L47.

Hastings Planning Scheme—Amendment L2 Part 2.

Healesville Planning Scheme—Amendment L5.

Horsham Planning Scheme—Amendment L9.

Lillydale Planning Scheme—Amendment L45.

Maffra Planning Scheme—Amendment L15.

Planning and Environment Act 1987—*continued*

Metropolitan Region Planning Schemes—Amendments R75 and RL55.

Moe Planning Scheme—Amendment L10.

Morwell Planning Scheme—Amendments L11, L12 and L14.

Newham and Woodend Planning Scheme—Amendments L2, L3, L4 and L17
Part 1.

Portland (City) Planning Scheme—Amendment L9.

Rosedale Planning Scheme—Amendment L21.

Traralgon (Shire) Planning Scheme—Amendment L25.

Upper Yarra Valley and Dandenong Region Planning Scheme—Amendment
R4.

Wodonga Development Areas Planning Scheme—Amendment L3.

Wodonga Planning Scheme—Amendment L6.

Rural Finance Corporation—Report, balance sheet and statement of accounts for
the year 1988–89.

Statutory Rules under the following Acts of Parliament:

Audit Act 1958—No. 215.

Crimes (Confiscation of Profits) Act 1986—No. 211, together with copies of
the following documents which, by section 32 of the *Interpretation of
Legislation Act* 1984 are also required to be laid upon the Table:

New South Wales Confiscation of Proceeds of Crime Act 1989

Western Australia Crimes (Confiscation of Profits) Act 1988

Northern Territory Crimes (Forfeiture of Proceeds) Act 1988

Queensland Crimes (Confiscation of Profits) Act 1989

Extractive Industries Act 1966—No. 209, together with copies of the following
documents which, by section 32 of the *Interpretation of Legislation Act*
1984, are also required to be laid upon the Table:

AS 2187, Part 2—1983—SAA Explosives Code—Use of Explosives.

AS 1338, Parts 1 to 3—1981—Filters for Eye Protectors.

AS 1336–1982—Recommended Practices for Eye Protection in the
Industrial Environment.

AS 1337–1984—Eye Protectors for Industrial Applications.

AS 2161–1978—Industrial Safety Gloves and Mittens.

AS 2210–1980—Safety Footwear.

AS 1426–1973—Steel Wire Ropes for Mines.

AS 1742.1–1986—Manual of Uniform Traffic Control Devices—Part
1—General Introduction and Index of Signs.

AS 1742.2–1986—Manual of Uniform Traffic Control Devices—Part
2—Traffic Control Devices for General Use (as amended).

AS 1940–1988—The Storage and Handling of Flammable and
Combustible Liquids (as amended).

AS 2444–1985—Portable Fire Extinguishers—Selection and Location.

AS 2188–1988—Explosives—Relocatable Magazines for Storage.

AS 1768–1983—Lightning Protection.

AS 2294–1979—Protective Structures for Operators of Earthmoving
Machines.

AS 1019–1985—Internal Combustion Engines—Spark Emission Control
Devices.

Statutory Rules—*continued*

SAA CRANE CODE

AS 1418.1-1986—Part 1—General Requirements (as amended).

AS 1418.2-1986—Part 2—Serial Hoists and Winches.

AS 1418.3-1986—Part 3—Bridge and Gantry Cranes.

AS 1418.5-1985—Part 5—Mobile and Vehicle-Loading Cranes.

AS 1657-1985—SAA Code for Fixed Platforms, Walkways, Stairways, and Ladders.

AS 1318-1985—SAA Industrial Safety Colour Code.

AS 1319-1983—Safety Signs for the Occupational Environment (as amended).

Industrial Relations Act 1979—No. 217.

Parliamentary Salaries and Superannuation Act 1968—No. 216.

Pharmacists Act 1974—No. 214.

Police Regulation Act 1958—No. 212.

Tomato Processing Industry Act 1976—No. 210.

Zoological Parks and Gardens Act 1967—No. 213.

Tomato Processing Industry Negotiating Committee—Report for the year ended 31 May 1989.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

- 7 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable G. B. Ashman) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 8 **PRICES BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable D. M. Evans (for the Honourable R. M. Hallam) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 9 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable R. A. Mackenzie moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 11.00 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 20 SEPTEMBER 1989

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.02 a.m., adjourned until this day at 11.00 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 35—Wednesday, 20 September 1989

1 The President took the Chair and read the Prayer.

2 **PETITIONS—PHYSIOTHERAPY EDUCATION—**

The Honourable Haddon Storey presented a Petition from certain citizens of Victoria praying that the Government authorise the relocation of physiotherapy education to the University of Melbourne by the commencement of the 1990 academic year.

Ordered to lie on the Table.

* * * *

The Honourable Haddon Storey presented a Petition from certain citizens of Victoria praying that the Government take action to reconsider its decision to amalgamate the Department of Physiotherapy with LaTrobe University.

Ordered to lie on the Table.

3 **BUSINESS POSTPONED—**

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 8 inclusive, be postponed until later this day.

4 **GOVERNMENT MISMANAGEMENT—**The Honourable M. A. Birrell moved, That this House condemns the Cain Government for conspiring to cover up or manipulate the truth about its mismanagement of the State.

Debate ensued.

Question—put.

The Council divided.

AYES, 23

The Hon. G. B. Ashman
W. R. Baxter
R. A. Best
M. A. Birrell
B. A. Chamberlain
G. P. Connard
G. H. Cox
G. R. Craige
R. S. de Fegely
D. M. Evans

NOES, 17

The Hon. Joan Coxsedge
G. R. Crawford
B. E. Davidson
C. J. Hogg
R. S. Ives
C. J. Kennedy (*Teller*)
L. Kokocinski
W. A. Landeryou
M. A. Lyster
J. McLean (*Teller*)

J. V. C. Guest
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 B. A. E. Skeggs (*Teller*)
 K. M. Smith
 Haddon Storey
 Marie Tehan (*Teller*)
 Rosemary Varty
 K. I. M. Wright

B. W. Mier
 B. T. Pullen
 G. A. Sgro
 T. C. Theophanous
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

5 BUSINESS POSTPONED—

Ordered—That the consideration of the Orders of the Day, General Business, be postponed until the next day of meeting.

Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

6 ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That the Bill be committed to a Committee of the whole later this day.

7 PRICES BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time.

Debate resumed.

Question—put.

The Council divided.

AYES, 17

The Hon. Joan Coxsedge
 G. R. Crawford (*Teller*)
 B. E. Davidson
 D. E. Henshaw
 C. J. Hogg
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 T. C. Theophanous (*Teller*)
 C. F. Van Buren
 Evan Walker
 D. R. White

NOES, 22

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 D. M. Evans (*Teller*)
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles (*Teller*)
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

And so it passed in the negative.

- 8 ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

And having continued to sit until after 12 midnight—

THURSDAY, 21 SEPTEMBER 1989

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 9 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 10 October 1989.

Question—put and resolved in the affirmative.

And then the Council, at 12.57 a.m., adjourned until Tuesday, 10 October 1989.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 7 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 9 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 BUDGET PAPERS, 1989-90—Motion to take note of papers—(*Hon. D. R. White*)—*Resumption of debate. (Hon. Haddon Storey).*
- 2 PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 3 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 4 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 THE HON. M. A. BIRRELL—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- 6 THE HON. W. R. BAXTER—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 7 THE HON. R. A. MACKENZIE—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 8 THE HON. B. A. CHAMBERLAIN—To move, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred.
- *9 THE HON. R. A. MACKENZIE—To move, That he have leave to bring in a Bill to amend the *Prevention of Cruelty to Animals Act 1986*.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 MALLEE NATIONAL PARKS—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).

Tuesday, 10 October 1989

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- 6 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1987-88—To be considered.
 - 7 GENETIC MANIPULATION—LAW REFORM COMMISSION'S REPORT—To be considered.
 - 8 NATIONAL PARKS ACT 1975—NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK, AUGUST 1989—To be considered.
 - 9 DRIED FRUITS BOARD REPORT, 1988—To be considered.
 - 10 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1988-89—To be considered.
 - 11 RURAL FINANCE CORPORATION REPORT, 1988-89—To be considered.
 - 12 TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1989—To be considered.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 6 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 8 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 THE HON. M. A. BIRRELL—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.

- 6 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 7 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- †8 **THE HON. B. A. CHAMBERLAIN**—To move, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred, and that the terms of this resolution be forwarded by the Clerk to the Attorney-General.
- 9 **THE HON. R. A. MACKENZIE**—To move, That he have leave to bring in a Bill to amend the *Prevention of Cruelty to Animals Act 1986*.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **LIQUOR CONTROL ACT**—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 **GENETIC MANIPULATION—LAW REFORM COMMISSION'S REPORT**—To be considered.
- 7 **NATIONAL PARKS ACT 1975—NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK, AUGUST 1989**—To be considered.
- 8 **DRIED FRUITS BOARD REPORT, 1988**—To be considered.
- 9 **ECONOMIC DEVELOPMENT CORPORATION REPORT, 1988-89**—To be considered.
- 10 **RURAL FINANCE CORPORATION REPORT, 1988-89**—To be considered.
- 11 **TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1989**—To be considered.

Wednesday, 11 October 1989

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*12 STATE BANK REPORT, 1988-89—To be considered.

*13 TOBACCO LEAF MARKETING BOARD REPORT, 1988-89—To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

*1 THE HON. B. T. PULLEN—To move, That he have leave to bring in a Bill to define the rights and duties of owners and residents of rooming houses and for other purposes.

ORDERS OF THE DAY

*1 BAYSIDE PROJECT (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading.

*2 FILM VICTORIA (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading.

*3 EDUCATION (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading.

*4 VERY FAST TRAIN (ROUTE INVESTIGATION) BILL—(*Hon. B. T. Pullen*)—Second reading.

5 BUDGET PAPERS, 1989-90—Motion to take note of papers—(*Hon. D. R. White*)—*Resumption of debate.* (*Hon. D. E. Henshaw*).

6 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).

7 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

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COMMITTEES

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HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

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STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

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* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 36 and 37

No. 36—Tuesday, 10 October 1989

- 1 The President took the Chair and read the Prayer.
- 2 **THE LATE HONOURABLE KENNETH SAMUEL GROSS**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 2 October 1989, of the Honourable Kenneth Samuel Gross and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Western Province from 1958 to 1976.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 3 **ADJOURNMENT**—The Honourable Evan Walker moved, That as a further mark of respect to the memory of the late Honourable Kenneth Samuel Gross, the House do now adjourn until this day at 5.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 3.38 p.m., adjourned until this day at 5.00 p.m.

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- 1 The President took the Chair.
 - 2 **ASSENT TO ACT**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 29 September 1989, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments:

Accident Compensation (General Amendment) Act.

- 3 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.
- 4 **BAYSIDE PROJECT (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Bayside Project Act* 1988 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **FILM VICTORIA (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Film Victoria Act* 1981 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **EDUCATION (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Education Act* 1958 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL**—On the motion (by leave without notice) of the Honourable B. T. Pullen, leave was given to bring in a Bill to facilitate the investigation of a route for a very fast train and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 8 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:
- Bulla Planning Scheme—Amendment L9.
 Gisborne Planning Scheme—Amendment L12.
 Lillydale Planning Scheme—Amendment L57.
 Marong Planning Scheme—Amendment L10 Part A.
 Metropolitan Region Planning Schemes—Amendments R48, RL54 Part 1, RL80 and RL93.
 Whittlesea Planning Scheme—Amendment L17.
- State Bank—Report and financial statements for the year 1988–89.
- Statutory Rules under the following Acts of Parliament:
- Alpine Resorts Act 1983—No. 233.
 Building Control Act 1981—No. 220, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:
- AS 1530, Part 2—1973—Test for Flammability of Materials.
 AS 1530, Part 3—1976—Tests for Early Fire Hazard Properties of Materials.
 AS 1530, Part 4—1975—Fire-Resistance Test of Structures.
 AS 1530.3—1982—Test for Early Fire Hazard Properties of Materials (as amended).
 AS 1530.1—1984—Part 1—Combustibility Test for Materials.
 AS 1530.4—1985—Part 4—Fire-Resistance Tests of Elements of Building Construction.
- Companies (Application of Laws) Act 1981—No. 221.
 Estate Agents Act 1980—No. 236.
 Firearms Act 1958—No. 226.
 Fisheries Act 1968—No. 218.
 Forests Act 1958—No. 229.
 Futures Industry (Application of Laws) Act 1986—No. 222.
 Health Act 1958—Nos. 219 and 224.
 Health Services Act 1988—No. 225.
 Land Tax Act 1958—No. 234.
 Melbourne and Metropolitan Board of Works Act 1958—No. 228.
 Planning and Environment Act 1987—Subdivision Act 1988—No. 231.
 Police Regulation Act 1958—No. 232.
 Road Safety Act 1986—No. 227.
 Securities Industry (Application of Laws) Act 1981—No. 223.
 State Superannuation Act 1988—No. 235.
 Subdivision Act 1988—No. 230.
- Tobacco Leaf Marketing Board—Report and financial statements for the year 1988–89.
- The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.
- Question—put and resolved in the affirmative.

9 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

10 PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

11 BUDGET PAPERS, 1989-90—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1989-90—

Debate resumed.

The Honourable D. E. Henshaw moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

12 ADJOURNMENT—The Honourable C. J. Hogg moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.54 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 37—Wednesday, 11 October 1989

1 The President took the Chair and read the Prayer.

2 PETITION—ADOPTION (AMENDMENT) BILL—The Honourable R. A. Mackenzie presented a Petition from certain citizens of Victoria praying that Clauses 6, 8 and 9 of the Adoption (Amendment) Bill be omitted when the Bill is before the Legislative Council.

Ordered to lie on the Table.

3 ROAD SAFETY (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable B. T. Pullen, leave was given to bring in a Bill to amend the *Road Safety Act 1986* and the *Penalties and Sentences Act 1985* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Benefit Associations—Report of the Registrar of Friendly Societies for the year 1988-89.

- Building Societies Council—Report and financial statements for the year 1988–89.
- Members of Parliament (Register of Interests) Act 1978—Summary of Returns, June 1989 and Summary of Variations notified between 1 May and 30 June 1989.
- Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:
- Alexandra Planning Scheme—Amendment L5.
 - Ararat (Shire) Planning Scheme—Amendment L2.
 - Bairnsdale (Shire) Planning Scheme—Amendment L9.
 - Box Hill Planning Scheme—Amendment L3 Part 1.
 - Caulfield Planning Scheme—Amendment L7.
 - Colac (Shire) Planning Scheme—Amendment L2.
 - Eaglehawk Planning Scheme—Amendments L2 and L3.
 - Healesville Planning Scheme—Amendment L14.
 - Knox Planning Scheme—Amendment L9 Part 1.
 - Lillydale Planning Scheme—Amendment L49.
 - Marong Planning Scheme—Amendment L4.
 - Melton Planning Scheme—Amendment L1.
 - Metropolitan Region Planning Schemes—Amendments R18, R79 and RL37 Part 2.
 - Myrtleford Planning Scheme—Amendment L9.
 - Pakenham Planning Scheme—Amendment L15.
 - Rosedale Planning Scheme—Amendments L12 and L19.
 - Shepparton (City) Planning Scheme—Amendment L17.
 - Sherbrooke Planning Scheme—Amendment L14.
 - Swan Hill (Shire) Planning Scheme—Amendment L2.
 - Tambo Planning Scheme—Amendment L10.
 - Upper Murray Planning Scheme—Amendment L5.
 - Whittlesea Planning Scheme—Amendment L7.

Statutory Rule under the Accident Compensation Act 1985—No. 238.

The Honourable Haddon Storey moved, That the Reports and Summary of Returns tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

- 6 COURT HOUSE CLOSURES—**The Honourable B. A. Chamberlain moved, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred, and that the terms of this resolution be forwarded by the Clerk to the Attorney-General.

Debate ensued.

The Honourable C. J. Hogg (for the Honourable Evan Walker) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 7 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL**—On the motion of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to amend the *Prevention of Cruelty to Animals Act 1986*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until the next day of meeting.
- 9 **ROOMING HOUSES BILL**—On the motion of the Honourable C. J. Hogg (for the Honourable B. T. Pullen), leave was given to bring in a Bill to define the rights and duties of owners and residents of rooming houses and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 10 **BAYSIDE PROJECT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable Evan Walker) moved, That this Bill be now read a second time.
- The Honourable M. A. Birrell moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 11 **FILM VICTORIA (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable Evan Walker) moved, That this Bill be now read a second time.
- The Honourable G. H. Cox (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 12 **EDUCATION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable Evan Walker) moved, That this Bill be now read a second time.
- The Honourable G. H. Cox (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 13 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
- The Honourable R. Lawson moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 14 **BUDGET PAPERS, 1989–90**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1989–90—
- Debate resumed.
- The Honourable R. A. Mackenzie moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered, after debate—That the debate be adjourned until later this day.

- 15 **APPROPRIATION (1989-90, No. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1989-90 and to appropriate the supplies granted under the Supply (1989-90, No. 1) Act 1989 and for other purposes*”, and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave and after debate, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 16 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make further ancillary provisions for certain works and purposes for the financial year 1989-90*”, and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 17 **COGNATE DEBATE**—The Honourable D. R. White moved, by leave, That this House authorizes and requires the Honourable the President to permit the second reading debate on the Appropriation (1989-90, No. 1) Bill and the Works and Services (Ancillary Provisions, 1989-90, No. 2) Bill to be taken concurrently with further debate on the motion to take note of the 1989-90 Budget Papers.

Question—put and resolved in the affirmative.

- 18 **APPROPRIATION (1989-90, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1989-90, No. 2) Bill and the motion to take note of the 1989-90 Budget Papers having been authorized to be debated concurrently pursuant to an Order of the Council this day]—

Debate resumed.

The Honourable G. R. Craige moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

19 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday, 24 October 1989.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.11 p.m., adjourned until Tuesday, 24 October 1989.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 5 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 7 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 ROOMING HOUSES BILL—(*Hon. B. T. Pullen*)—Second reading.
- *2 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—Second reading.
- *†3 APPROPRIATION (1989-90, No. 1) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. G. R. Craige*).
- *†4 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. G. R. Craige*).
- †5 BUDGET PAPERS, 1989-90—Motion to take note of papers—(*Hon. D. R. White*)—*Resumption of debate.* (*Hon. G. R. Craige*).
- 6 BAYSIDE PROJECT (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. M. A. Birrell*).
- 7 FILM VICTORIA (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 8 EDUCATION (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 9 VERY FAST TRAIN (ROUTE INVESTIGATION) BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. R. Lawson*).
- 10 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 11 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

* Indicates new entry.

† Cognate subjects—To be debated concurrently pursuant to Order of the Council on 11 October 1989.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 **THE HON. M. A. BIRRELL**—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.
- 6 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 7 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).

- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate. (Hon. B. E. Davidson).*
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate. (Hon. D. M. Evans).*
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 6 GENETIC MANIPULATION—LAW REFORM COMMISSION'S REPORT—To be considered.
- 7 NATIONAL PARKS ACT 1975—NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK, AUGUST 1989—To be considered.
- 8 DRIED FRUITS BOARD REPORT, 1988—To be considered.
- 9 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1988-89—To be considered.
- 10 RURAL FINANCE CORPORATION REPORT, 1988-89—To be considered.
- 11 TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1989—To be considered.
- 12 STATE BANK REPORT, 1988-89—To be considered.
- 13 TOBACCO LEAF MARKETING BOARD REPORT, 1988-89—To be considered.
- *14 BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89—To be considered.
- *15 BUILDING SOCIETIES COUNCIL REPORT, 1988-89—To be considered.
- *16 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1989 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 1 MAY AND 30 JUNE 1989—To be considered.
- *17 COURT HOUSE CLOSURES—Motion expressing concern at decision to close 41 court houses and calling on Government to postpone closures until proper consultation has occurred—(*Hon. B. A. Chamberlain*)—*Resumption of debate. (Hon. Evan Walker).*
- *18 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL—(*Hon. R. A. Mackenzie*)—Second reading.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

* * * *

Tuesday, 24 October 1989

5

SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 4 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 6 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 THE HON. M. A. BIRRELL—To move, That a Committee of Privileges consisting of six Members be appointed to inquire into and report upon complaints of breach of privilege which may be referred to it by the Council, the Committee to have power to send for persons, papers and records and to move from place to place; four to be the quorum.

- 6 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 7 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- *8 **THE HON. HADDON STOREY**—To move, That this House condemns the Government for its downgrading of the arts in Victoria, and in particular its discrimination against a range of arts organizations through savage cuts to the Arts Development Fund and its diversion of funds to unspecified Government initiatives, and calls upon the Government to maintain support to the organizations concerned.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **LIQUOR CONTROL ACT**—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 **DRIED FRUITS BOARD REPORT, 1988**—To be considered.
- 7 **ECONOMIC DEVELOPMENT CORPORATION REPORT, 1988-89**—To be considered.
- 8 **RURAL FINANCE CORPORATION REPORT, 1988-89**—To be considered.
- 9 **TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1989**—To be considered.
- 10 **STATE BANK REPORT, 1988-89**—To be considered.
- 11 **TOBACCO LEAF MARKETING BOARD REPORT, 1988-89**—To be considered.
- 12 **BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89**—To be considered.
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- 14 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1989 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 1 MAY AND 30 JUNE 1989—To be considered.
- 15 COURT HOUSE CLOSURES—Motion expressing concern at decision to close 41 court houses and calling on Government to postpone closures until proper consultation has occurred—(*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. Evan Walker*).
- 16 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *17 BROILER INDUSTRY NEGOTIATING COMMITTEE REPORT, 1988-89—To be considered.
- *18 DAIRY INDUSTRY AUTHORITY REPORT, 1988-89—To be considered.
- *19 SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVER'S REPORT, 1988—To be considered.
- *20 MUSEUMS ADVISORY BOARD REPORT, 1988-89—To be considered.
- *21 NATIONAL TENNIS CENTRE TRUST REPORT, 1988-89—To be considered.
- *22 PATRIOTIC FUNDS COUNCIL REPORT, 1988—To be considered.
- *23 VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF 20 OCTOBER 1989 OF FAILURE OF COMMITTEE TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR—To be considered.
- *24 ZOOLOGICAL BOARD REPORT, 1988-89—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—Second reading.
- *2 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL—(*Hon. Evan Walker*)—Second reading.
- *3 CONTROL OF WEAPONS BILL—(*Hon. D. R. White*)—Second reading.
- *4 MENTAL HEALTH (GENERAL AMENDMENT) BILL—(*Hon. C. J. Hogg*)—Second reading.
- 5 APPROPRIATION (1988-90, No. 1) BILL—(*from Assembly—Hon. D. R. White*)—to be committed.
- 6 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL—(*from Assembly—Hon. D. R. White*)—Third reading.
- 7 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 8 EDUCATION (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- *9 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. M. A. Birrell*).
- 10 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 11 VERY FAST TRAIN (ROUTE INVESTIGATION) BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. R. Lawson*).
- 12 BAYSIDE PROJECT (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. M. A. Birrell*).

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- 13 **FILM VICTORIA (AMENDMENT) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

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TUESDAY, 31 OCTOBER

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 **ROOMING HOUSES BILL**—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. K. M. Smith).*

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

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SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

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Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 3 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 5 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

NOTICE OF MOTION

- *1 THE HON. EVAN WALKER—To move, That he have leave to bring in a Bill to revise and restate the sentencing powers of courts, to provide sentencing principles to be applied by courts in sentencing offenders, to repeal the *Penalties and Sentences Act* 1985, to vary the penalties that may be imposed in respect of offences under the *Crimes Act* 1958, to make consequential amendments to various Acts and for other purposes.

ORDERS OF THE DAY

- 1 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—Second reading.
- 2 MENTAL HEALTH (GENERAL AMENDMENT) BILL—(*Hon. C. J. Hogg*)—Second reading.
- *3 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *4 FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 5 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL—(*Hon Evan Walker*)—Second reading.
- 6 CONTROL OF WEAPONS BILL—(*Hon D. R. White*)—Second reading.
- 7 APPROPRIATION (1989-90, No. 1) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in committee.
- 8 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL—(*from Assembly—Hon. D. R. White*)—Third reading.
- 9 CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL—(*Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 10 EDUCATION (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* Indicates new entry.

- 11 **HISTORIC BUILDINGS (AMENDMENT) BILL**—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 12 **CORRECTIONS (AMENDMENT) BILL**—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 13 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL**—(Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. Lawson).
- 14 **BAYSIDE PROJECT (AMENDMENT) BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 15 **FILM VICTORIA (AMENDMENT) BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 6 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

- *7 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Government for dismantling the Visiting Child Health Nurse Programme and calls on it to immediately reinstate funding to enable the Programme to continue meeting the needs of isolated and socially disadvantaged families and the families of special needs children, particularly in rural Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **LIQUOR CONTROL ACT**—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 **STATE BANK REPORT, 1988-89**—To be considered.
- 7 **TOBACCO LEAF MARKETING BOARD REPORT, 1988-89**—To be considered.
- 8 **BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89**—To be considered.
- 9 **BUILDING SOCIETIES COUNCIL REPORT, 1988-89**—To be considered.
- 10 **MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1989 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 1 MAY AND 30 JUNE 1989**—To be considered.
- 11 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL**—(*Hon. R. A. Mackenzie*)—Second reading.
- 12 **BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1988-89**—To be considered.
- 13 **DAIRY INDUSTRY AUTHORITY REPORT, 1988-89**—To be considered.
- 14 **SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVER'S REPORT, 1988**—To be considered.
- 15 **MUSEUMS ADVISORY BOARD REPORT, 1988-89**—To be considered.
- 16 **NATIONAL TENNIS CENTRE TRUST REPORT, 1988-89**—To be considered.
- 17 **PATRIOTIC FUNDS COUNCIL REPORT, 1988**—To be considered.
- 18 **VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF 20 OCTOBER 1989 OF FAILURE OF COMMITTEE TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR**—To be considered.
- 19 **ZOOLOGICAL BOARD REPORT, 1988-89**—To be considered.
- *20 **METROPOLITAN FIRE BRIGADES BOARD REPORT, 1988-89**—To be considered.
- *21 **PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1988-89**—To be considered.

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- *22 STATE ELECTRICITY COMMISSION REPORT, 1988-89—To be considered.
*23 STATE FILM CENTRE COUNCIL REPORT, 1988-89—To be considered.

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TUESDAY, 31 OCTOBER

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 ROOMING HOUSES BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. K. M. Smith*).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 38, 39 and 40

No. 38—Tuesday, 24 October 1989

- 1 The President took the Chair and read the Prayer.
- 2 **THE LATE HONOURABLE ROBERTS CHRISTIAN DUNSTAN, D.S.O.**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 11 October 1989, of the Honourable Roberts Christian Dunstan, D.S.O., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Mornington from 1956 to 1967 and for the Electoral District of Dromana from 1967 to 1982, and as Minister without Portfolio in 1970, Minister of Water Supply from 1970 to 1973, Minister of Public Works from 1972 to 1978 and Minister for Property and Services in 1978.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 3 **ADJOURNMENT**—The Honourable Evan Walker moved, That as a further mark of respect to the memory of the late Honourable Roberts Christian Dunstan, D.S.O., the House do now adjourn until this day at 5.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 3.57 p.m., adjourned until this day at 5.00 p.m.

- 1 The President took the Chair.
- 2 **HISTORIC BUILDINGS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Historic Buildings Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **PETITION—CAPITAL PUNISHMENT**—The Honourable R. S. de Fegely presented a Petition from certain citizens of Victoria praying that capital punishment be re-introduced as a penalty in cases of premeditated murder.
Ordered to lie on the Table.
- 4 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to provide for classification of films and publications, to repeal certain Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **CONTROL OF WEAPONS BILL**—On the motion (by leave without notice) of the Honourable Evan Walker (for the Honourable D. R. White), leave was given to bring in a Bill to regulate weapons other than firearms, to repeal the *Prescribed Weapons Act 1989*, to amend the *Crimes Act 1958*, the *Firearms Act 1958*, the

Summary Offences Act 1966 and the *Vagrancy Act 1966* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave and after debate, to be read a second time later this day.

- 6 **MENTAL HEALTH (GENERAL AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to make miscellaneous amendments to the *Mental Health Act 1986*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

7 **PAPERS**—

LEGAL AND CONSTITUTIONAL COMMITTEE—SUBORDINATE LEGISLATION—The Honourable D. M. Evans presented the following reports from the Legal and Constitutional Committee:

The Sixteenth Report on Subordinate Legislation—Scrutiny of Subordinate Legislation: Principles and Practice, together with Appendices; and
The Seventeenth Report on Subordinate Legislation (S.R. No. 77/1989), together with an Appendix.

Severally ordered to lie on the Table and to be printed.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

- Broiler Industry Negotiation Committee—Report for the year 1988–89.
Dairy Industry Authority—Report and financial statements for the year 1988–89.
Legal Profession Practice Act 1958—Report of the Lay Observer to the Solicitors' and Barristers' Disciplinary Tribunals for the year 1988.
Museums Advisory Board—Report for the year 1988–89.
National Tennis Centre Trust—Report and financial statements for the year 1988–89.
Patriotic Funds Council—Report and accounts for the year 1988.
Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:
Eltham Planning Scheme—Amendment L2 Part 2.
Healesville Planning Scheme—Amendment L17.
Keilor Planning Scheme—Amendment L5.
Melbourne Planning Scheme—Amendment L24.
Metropolitan Region Planning Schemes—Amendments RL48 Part 4, RL56 Part 6 and RL129.
Port Melbourne Planning Scheme—Amendment RL128.
Preston Planning Scheme—Amendment L8.
Swan Hill (City) Planning Scheme—Amendment L3.
Statutory Rules under the following Acts of Parliament:
Accident Compensation Act 1985—No. 237.
Melbourne and Metropolitan Board of Works Act 1958—No. 243.
Mines Act 1958—No. 247.
Racing Act 1958—Nos. 240 and 244.
Road Safety Act 1986—No. 245.
Stamps Act 1958—No. 239.
Supreme Court Act 1986—Nos. 241 and 242.

Victorian Relief Committee—Minister's report of 20 October 1989 of failure of Committee to submit an annual report to him by 30 September and the reasons therefor.

Zoological Board—Report and statement of accounts for the year 1988–89.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

- 9 **ROOMING HOUSES BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable K. M. Smith moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 10 **HISTORIC BUILDINGS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable Marie Tehan (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 12 **APPROPRIATION (1989-90, No. 1) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1989-90, No. 2) Bill and the motion to take note of the 1989-90 Budget Papers having been authorized to be debated concurrently pursuant to an Order of the Council on 11 October 1989] and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 13 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL**—The concurrent second reading debate having concluded—

Question—That this Bill be now read a second time—put and resolved in the affirmative.

The Honourable C. J. Hogg (for the Honourable D. R. White) moved, by leave, That the Bill be read a third time on the next day of meeting.

Question—put and resolved in the affirmative.

- 14 **BUDGET PAPERS, 1989-90**—The concurrent debate having concluded—

Question—That the Council take note of the Budget Papers, 1989-90—put and resolved in the affirmative.

- 15 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn. Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.12 p.m., adjourned until tomorrow.

No. 39—Wednesday, 25 October 1989

- 1 The President took the Chair and read the Prayer.
- 2 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Metropolitan Fire Brigades Board—Report and financial statements for the year 1988–89.
 - Public Authorities Finance Agency—Report and statement of accounts for the year 1988–89.
 - State Electricity Commission—Report and financial statements for the year 1988–89.
 - State Film Centre Council—Report and statement of accounts for the year 1988–89.
 The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.
 Question—put and resolved in the affirmative.
- 4 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 5 **ARTS FUNDING**—The Honourable Haddon Storey moved, That this House condemns the Government for its downgrading of the arts in Victoria, and in particular its discrimination against a range of arts organizations through savage cuts to the Arts Development Fund and its diversion of funds to unspecified Government initiatives, and calls upon the Government to maintain support to the organizations concerned.
 Debate ensued.
 Question—put.
 The Council divided.

AYES, 22

The Hon. G. B. Ashman (*Teller*)
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. H. Cox
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 R. Macey
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

NOES, 17

The Hon. Joan Coxside
 G. R. Crawford
 B. E. Davidson
 D. E. Henshaw
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski (*Teller*)
 W. A. Landeryou
 M. A. Lyster
 J. McLean (*Teller*)
 B. W. Mier
 B. T. Pullen
 G. A. Sgro
 T. C. Theophanous
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 14 inclusive, be postponed until later this day.
- 7 **COURT HOUSE CLOSURES**—The Order of the day having been read for the resumption of the debate on the question, That this House expresses its concern at the decision of the Government to close 41 court houses without consultation with the community, municipalities, the police or the legal profession and calls upon the Government to postpone the closures until proper consultation has occurred, and that the terms of this resolution be forwarded by the Clerk to the Attorney-General.

Debate resumed.

Question—put.

The Council divided.

AYES, 24

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. H. Cox
 G. R. Craige
 R. S. de Fegely (*Teller*)
 D. M. Evans
 J. V. C. Guest (*Teller*)
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 R. A. Mackenzie
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

NOES, 17

The Hon. Joan Coxsedge
 G. R. Crawford
 B. E. Davidson (*Teller*)
 D. E. Henshaw
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 B. W. Mier
 B. T. Pullen
 G. A. Sgro (*Teller*)
 T. C. Theophanus
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

8 **BUSINESS POSTPONED**—

Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until the next day of meeting.

Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 4 inclusive, be postponed until later this day.

9 **APPROPRIATION (1989–90, No. 1) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

10 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend*

the 'Business Franchise (Tobacco) Act 1974' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 11 **FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Financial Institutions Duty Act 1982' and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 12 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.58 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 40—Thursday, 26 October 1989

- 1 The President took the Chair and read the Prayer.

- 2 **STAMPS (MOTOR VEHICLES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision for duty on registration of motor vehicles and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Coal Corporation—Report and financial statements for the year 1988–89.

Crimes Compensation Tribunal—Report for the year 1988–89.

Institute of Forensic Pathology—Report and financial statements for the year 1988–89.

Members of Parliament (Register of Interests) Act 1978—Cumulative Summary of Returns, September 1989.

Occupational Health and Safety Commission—Report for the year 1988–89.

Physiotherapists Registration Board—Report for the year 1988.

Statutory Rule under the Fisheries Act 1968—No. 246.

Totalizator Agency Board—Report and financial statements for the year ended 31 July 1989.

Trade Unions—Report of the Registrar of Friendly Societies for the year 1988–89.

The Honourable Haddon Storey moved, That the Reports and Summary of Returns tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 4 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
- 5 **PENALTIES AND SENTENCES BILL**—On the motion of the Honourable Evan Walker, leave was given to bring in a Bill to revise and restate the sentencing powers of courts, to provide sentencing principles to be applied by courts in sentencing offenders, to repeal the *Penalties and Sentences Act* 1985, to vary the penalties that may be imposed in respect of offences under the *Crimes Act* 1958, to make consequential amendments to various Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 7 **MENTAL HEALTH (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
- The Honourable Marie Tehan moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.
- 9 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 10 **ROAD SAFETY (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles (for the Honourable R. Lawson) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 11 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable Rosemary Varty moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 12 **FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable Rosemary Varty moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.

- 13 **CONTROL OF WEAPONS BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 **STAMPS (MOTOR VEHICLES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Rosemary Varty moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 **APPROPRIATION (1989-90, No. 1) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL**—This Bill was, according to Order, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 **CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 18 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 10 and 11, be postponed until later this day.

- 19 **CORRECTIONS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

The Honourable D. R. White moved, by leave, That it be an instruction to the Committee that they have power to consider amendments and a New Clause to restrict further the right of a prisoner to send letters.

Question—put and resolved in the affirmative.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

And then the Council, at 4.58 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 2 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 4 sitting days remain for resolving***]
- *3 THE HON. D. M. EVANS—To move, That Regulation 7 (a) (iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 12 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 PENALTIES AND SENTENCES BILL—(*Hon. Evan Walker*)—Second reading.
- *2 STAMPS (MOTOR VEHICLES) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Rosemary Varty).*
- 3 EDUCATION (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 4 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 5 ROOMING HOUSES BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. K. M. Smith).*
- 6 BAYSIDE PROJECT (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. M. A. Birrell).*
- 7 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Rosemary Varty).*
- 8 FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Rosemary Varty).*
- 9 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. R. Lawson).*
- 10 MENTAL HEALTH (GENERAL AMENDMENT) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate. (Hon. Marie Tehan).*

* Indicates new entry.

- 11 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL**—(*Hon Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 12 **CONTROL OF WEAPONS BILL**—(*Hon D. R. White*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 13 **HISTORIC BUILDINGS (AMENDMENT) BILL**—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. M. A. Birrell*).
- 14 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL**—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. R. Lawson*).
- 15 **FILM VICTORIA (AMENDMENT) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
- 4 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 5 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 6 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

- 7 THE HON. R. S. de FEGELY—To move, That this House condemns the Government for dismantling the Visiting Child Health Nurse Programme and calls on it to immediately reinstate funding to enable the programme to continue meeting the needs of isolated and socially disadvantaged families and the families of special needs children, particularly in rural Victoria.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 MALLEE NATIONAL PARKS—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 STATE BANK REPORT, 1988-89—To be considered.
- 7 TOBACCO LEAF MARKETING BOARD REPORT, 1988-89—To be considered.
- 8 BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89—To be considered.
- 9 BUILDING SOCIETIES COUNCIL REPORT, 1988-89—To be considered.
- 10 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1989 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 1 MAY AND 30 JUNE 1989—To be considered.
- 11 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- 12 BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1988-89—To be considered.
- 13 DAIRY INDUSTRY AUTHORITY REPORT, 1988-89—To be considered.
- 14 SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVER'S REPORT, 1988—To be considered.
- 15 MUSEUMS ADVISORY BOARD REPORT, 1988-89—To be considered.
- 16 NATIONAL TENNIS CENTRE TRUST REPORT, 1988-89—To be considered.
- 17 PATRIOTIC FUNDS COUNCIL REPORT, 1988—To be considered.
- 18 VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF 20 OCTOBER 1989 OF FAILURE OF COMMITTEE TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR—To be considered.
- 19 ZOOLOGICAL BOARD REPORT, 1988-89—To be considered.
- 20 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1988-89—To be considered.
- 21 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1988-89—To be considered.

- 22 STATE ELECTRICITY COMMISSION REPORT, 1988-89—To be considered.
- 23 STATE FILM CENTRE COUNCIL REPORT, 1988-89—To be considered.
- *24 COAL CORPORATION REPORT, 1988-89—To be considered.
- *25 CRIMES COMPENSATION TRIBUNAL REPORT, 1988-89—To be considered.
- *26 INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1988-89—To be considered.
- *27 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—
CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1989—To be considered.
- *28 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1988-89—To
be considered.
- *29 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1988—To be considered.
- *30 TOTALIZATOR AGENCY BOARD REPORT, 1988-89—To be considered.
- *31 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89—
To be considered.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige, L. Kokocinski and R. A. Mackenzie.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed. [*Notice given 5 September 1989; 1 sitting day remains for resolving***]
- 2 THE HON. D. M. EVANS—To move, That the Road Safety (Traffic) (Amendment) Regulations 1989 (S.R. No. 89/1989) be disallowed. [*Notice given 12 September 1989; 3 sitting days remain for resolving***]
- 3 THE HON. D. M. EVANS—To move, That Regulation 7 (a) (iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 11 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.
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- 5 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
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- 7 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Government for dismantling the Visiting Child Health Nurse Programme and calls on it to immediately reinstate funding to enable the programme to continue meeting the needs of isolated and socially disadvantaged families and the families of special needs children, particularly in rural Victoria.
- *8 **THE HON. M. A. BIRRELL**—To move, That the Standing Orders Committee—
- (a) investigate and make recommendations as to the Standing Orders which should be adopted to ensure that prompt replies to questions on notice are furnished to the Council; and
 - (b) investigate and report on the time limits and other conditions which should be imposed on Ministers in relation to the provision of such answers—
- and report back to the House on the first sitting day in 1990.
- *9 **THE HON. M. A. BIRRELL**—To move, That—
- (a) a Select Committee of five members be appointed to inquire into and report upon complaints of breach of privilege referred to it by the Council, and that the Committee have power to send for persons, papers and records, three to be the quorum;
 - (b) the Honourables W. R. Baxter, M. A. Birrell and Haddon Storey be members of the Committee, and that the remaining two members be nominated by the Leader of the Government, such nominations to be submitted to Mr President no later than 1 December 1989; and
 - (c) the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders, and practice of the House, shall have effect notwithstanding anything contained in those Standing Orders.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).

- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
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- 6 BENEFIT ASSOCIATIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89—To be considered.
- 7 BUILDING SOCIETIES COUNCIL REPORT, 1988-89—To be considered.
- 8 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1989 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 1 MAY AND 30 JUNE 1989—To be considered.
- 9 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- 10 BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1988-89—To be considered.
- 11 DAIRY INDUSTRY AUTHORITY REPORT, 1988-89—To be considered.
- 12 SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVER'S REPORT, 1988—To be considered.
- 13 MUSEUMS ADVISORY BOARD REPORT, 1988-89—To be considered.
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- 29 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89—To be considered.
- *30 CURRICULUM AND ASSESSMENT BOARD REPORT, 1988-89—To be considered.
- *31 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1988-89—To be considered.
- *32 GAS AND FUEL CORPORATION REPORT, 1988-89—To be considered.

- *33 GEELONG REGIONAL COMMISSION REPORT, 1988-89—To be considered.
- *34 LAND CONSERVATION COUNCIL REPORT, 1988-89—To be considered.
- *35 LEGAL AID COMMISSION REPORT, 1988-89—To be considered.
- *36 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1988-89—
To be considered.
- *37 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1988-89—To be considered.
- *38 PLUMBERS GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT,
1988-89—To be considered.
- *39 SPORT AND RECREATION DEPARTMENT REPORT, 1988-89—To be considered.
- *40 STATE TRUSTEES REPORT, 1988-89—To be considered.
- *41 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED,
OCTOBER 1989—To be considered.
- *42 TRANSPORT ACCIDENT COMMISSION REPORT, 1988-89—To be considered.
- *43 VICTORIAN DEVELOPMENT FUND REPORT, 1988-89—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PENALTIES AND SENTENCES BILL—(*Hon. Evan Walker*)—Second reading.
- *2 CRIMES (BLOOD SAMPLES) BILL—(*Hon. Evan Walker*)—Second reading.
- 3 ROOMING HOUSES BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. K. M. Smith*).
- 4 VERY FAST TRAIN (ROUTE INVESTIGATION) BILL—(*Hon. B. T. Pullen*)—
Second reading—*Resumption of debate.* (*Hon. R. Lawson*).
- 5 CORRECTIONS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—
To be further considered in Committee.
- 6 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—Second reading—
Resumption of debate. (*Hon. R. Lawson*).
- 7 MENTAL HEALTH (GENERAL AMENDMENT) BILL—(*Hon. C. J. Hogg*)—
Second reading—*Resumption of debate.* (*Hon. Marie Tehan*).
- 8 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL—(*Hon. Evan Walker*)—
Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 9 CONTROL OF WEAPONS BILL—(*Hon. D. R. White*)—Second reading—
Resumption of debate. (*Hon. B. A. Chamberlain*).
- 10 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—(*from Assembly—*
Hon. D. R. White)—To be further considered in Committee.
- 11 FILM VICTORIA (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—
Resumption of debate. (*Hon. Haddon Storey*).

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedg, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

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*SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige and L. Kokocinski.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 41 and 42

No. 41—Tuesday, 31 October 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Honourable the Speaker of the Legislative Assembly and the Clerk of the Parliaments, respectively:

Appropriation (1989-90, No. 1) Act.

Works and Services (Ancillary Provisions, 1989-90, No. 2) Act.

- 3 **SOCIAL DEVELOPMENT COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourable R. A. Mackenzie be discharged from attendance upon the Social Development Committee.

Debate ensued.

Question—put and resolved in the affirmative.

- 4 **CRIMES (BLOOD SAMPLES) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Crimes Act 1958* to permit the taking of blood samples by consent or upon the order of a court from persons suspected of having committed certain offences and for other related purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Curriculum and Assessment Board—Report and financial statements for the year 1988-89.

Environment Protection Authority—Report for the year 1988-89.

Gas and Fuel Corporation—Report and financial statements for the year 1988-89.

Geelong Regional Commission—Report and financial statements for the year 1988-89.

Land Conservation Council—Report for the year 1988-89.

Legal Aid Commission—Report and financial statements for the year 1988-89.

Melbourne and Metropolitan Board of Works—Report and financial statements for the year 1988-89.

National Parks Advisory Council—Report for the year 1988-89.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Diamond Valley Planning Scheme—Amendment RL15.

Sherbrooke Planning Scheme—Amendment L13.

Plumbers, Gasfitters and Drainers Registration Board—Report and financial statements for the period 1 December 1988 to 30 June 1989.

Sport and Recreation Department—Report and financial statements for the year 1988–89.

State Trustees—Report and financial statements for the year 1988–89.

Statutory Rules under the following Acts of Parliament:

State Electricity Commission Act 1958—No. 248.

Subdivision Act 1988—Nos. 249 and 250.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, October 1989.

Transport Accident Commission—Report and financial statements for the year 1988–89.

Victorian Development Fund—Report for the year 1988–89, pursuant to the *Public Account Act 1958*.

The Honourable R. I. Knowles moved, That the Papers tabled by the Clerk, with the exception of Statutory Rules and amendments to planning schemes, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 6 inclusive, be postponed until later this day.

7 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and had agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendment in the Bill:

Clause 6, line 29, after “Victoria” insert “with a person apparently in the person’s employment”.

and asked leave to sit again.

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

8 STAMPS (MOTOR VEHICLES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 9 **FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 10 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 to 12 inclusive, be postponed until later this day.
- 11 **HISTORIC BUILDINGS (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
- Debate resumed.
- The Honourable R. A. Mackenzie moved, That the debate be now adjourned.
- Question—That the debate be adjourned until the next day of meeting—put and negatived.
- Debate continued.
- Question—That this Bill be now read a second time—put and resolved in the affirmative.
- Ordered—That the Bill be committed to a Committee of the whole later this day.
- 12 **EDUCATION (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 13 **HISTORIC BUILDINGS (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 14 **BAYSIDE PROJECT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.50 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 42—Wednesday, 1 November 1989

- 1 The President took the Chair and read the Prayer.
- 2 **BUSINESS OF THE HOUSE**—The Honourable Evan Walker moved, by leave, That so much of the Sessional Orders as requires that no new business be taken after 10.00 p.m. and that General business shall take precedence of Government business on Wednesdays be suspended until the end of November 1989 and that until the end of November 1989, unless otherwise ordered by the House, new business may be taken at any hour and Government business shall take precedence of General business.
- Debate ensued.
- Question—put and resolved in the affirmative.
- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Arts Ministry—Report and financial statements for the year 1988–89 [incorporating the Report of the Victorian Council of the Arts].
 - Country Fire Authority—Report and financial statements for the year 1988–89.
 - Film Victoria—Report and financial statements for the year 1988–89.
 - Pharmacy Board—Report and statement of accounts for the year 1988.
 - Rural Water Commission—Report and financial statements for the year 1988–89.
 - Solar Energy Council—Report and financial statements for the year 1988–89.

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

- Accident Compensation (General Amendment) Act 1989—Sections 1 to 4, 9, 12 to 15, 17 to 19, 21 to 26, 27 (b), 28, 29, 37 and 38—1 October 1989 (*Gazette* No. S.55, 29 September 1989).
- Bayside Project Act 1988—Section 38—2 August 1989 (*Gazette* No. G.30, 2 August 1989); remainder of Act (except section 3 (3))—27 September 1989 (*Gazette* No. G.38, 27 September 1989).
- Building Control (Amendment) Act 1989—Sections 2 (1) and 3—3 October 1989—(*Gazette* No. G.38, 27 September 1989); sections 6 and 7—26 September 1989 (*Gazette* No. G.37, 20 September 1989).
- Building Control (General Amendment) Act 1988—Section 27—26 September 1989 (*Gazette* No. G.37, 20 September 1989).
- Egg Industry Act 1989—Whole Act (except section 63)—2 August 1989 (*Gazette* No. G.30, 2 August 1989).
- Extractive Industries (Amendment) Act 1989—Whole Act (except sections 13 (1) to 13 (4))—29 August 1989 (*Gazette* No. G.34, 30 August 1989).

Proclamations—*continued*

Health (General Amendment) Act 1988—Section 13 (1) (except paragraphs (b), (c) and (d))—12 September 1989; section 10—1 January 1993 (*Gazette* No. S.51, 12 September 1989).

Legal Aid Commission (Amendment) Act 1989—Sections 1 to 4, 6, 7, 9 (1) (a), 9 (1) (f) to 9 (1) (n), 10, 11 and 13 to 15—20 September 1989 (*Gazette* No. G.37, 20 September 1989).

Legal Profession Practice (Amendment) Act 1989—20 September 1989 (*Gazette* No. G.37, 20 September 1989).

Magistrates' Court Act 1989—Section 16 (5), 52 and 141 (3) (a) to 141 (3) (f)—1 September 1989 (*Gazette* No. G.34, 30 August 1989).

Magistrates' Court (Consequential Amendments) Act 1989—Sections 4 (1) (a) to 4 (1) (e) and 4 (2)—1 September 1989 (*Gazette* No. G.34, 30 August 1989).

Martial Arts Control Act 1986—Sections 1 to 10, 12 to 16 and 18—23 August 1989 (*Gazette* No. G.33, 23 August 1989).

National Parks (Amendment) Act 1989—Sections 1 to 21, 25, 26, 27 (2), 27 (4), 27 (5), 28, 29 (6), 30 and 32 to 36—23 August 1989 (*Gazette* No. G.33, 23 August 1989).

Police Regulation (Amendment) Act 1989—Section 33—23 August 1989 (*Gazette* No. G.33, 23 August 1989).

Prescribed Weapons Act 1989—1 September 1989 (*Gazette* No. G.34, 30 August 1989).

Subdivision Act 1988—30 October 1989 (*Gazette* No. G.39, 4 October 1989).

Trustee (Amendment) Act 1989—30 August 1989 (*Gazette* No. G.34, 30 August 1989).

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 4 **DISALLOWANCE OF STATUTORY RULE**—The Honourable D. M. Evans moved, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed.

The Honourable W. A. Landeryou moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 5 **BUSINESS POSTPONED**—

Ordered—That the consideration of Notices of Motion, Business to take Precedence, Nos. 2 and 3, be postponed until the next day of meeting.

Ordered—That the consideration of the Orders of the Day, Government Business, and Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

- 6 **QUESTIONS ON NOTICE—ANSWERS**—The Honourable M. A. Birrell moved, That the Standing Orders Committee—

(a) investigate and make recommendations as to the Standing Orders which should be adopted to ensure that prompt replies to questions on notice are furnished to the Council; and

(b) investigate and report on the time limits and other conditions which should be imposed on Ministers in relation to the provision of such answers,

and report back to the House on the first sitting day in 1990.

Debate ensued.

The Honourable Evan Walker moved, as an amendment, That the expression “, conscious of the fact that both questioner and questioned have responsibilities in regard to questions placed on notice” be inserted to follow the word “Committee”.

Debate ensued.

Question—That the expression proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the Standing Orders Committee, conscious of the fact that both questioner and questioned have responsibilities in regard to questions placed on notice—

(a) investigate and make recommendations as to the Standing Orders which should be adopted to ensure that prompt replies to questions on notice are furnished to the Council; and

(b) investigate and report on the time limits and other conditions which should be imposed on Ministers in relation to the provision of such answers,

and report back to the House on the first sitting day in 1990—put and resolved in the affirmative.

7 PRIVILEGES COMMITTEE—The Honourable M. A. Birrell moved, That—

(a) a Select Committee of five members be appointed to inquire into and report upon complaints of breach of privilege referred to it by the Council, and that the Committee have power to send for persons, papers and records, three to be the quorum;

(b) the Honourables W. R. Baxter, M. A. Birrell and Haddon Storey be members of the Committee, and that the remaining two members be nominated by the Leader of the Government, such nominations to be submitted to Mr President no later than 1 December 1989; and

(c) the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and practice of the House, shall have effect notwithstanding anything contained in those Standing Orders.

Debate ensued.

The Honourable Evan Walker moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday, 14 November 1989.

8 ROAD FUNDING—The Honourable R. M. Hallam moved, That this House deplors the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular.

Debate ensued.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

9 AGRICULTURE ACTS (GENERAL AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Wheat Marketing Act 1989', the 'Dried Fruits Act 1958' and other Acts, to repeal other Acts and for other purposes*", and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

10 PENALTIES AND SENTENCES BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 **CRIMES (BLOOD SAMPLES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 12 **CORRECTIONS (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 13 **DISALLOWANCE OF STATUTORY RULE**—The Order of the Day was read for the resumption of the debate on the question, That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (S.R. No. 77/1989) be disallowed and, after further debate, the question being put was resolved in the affirmative.

- 14 **FISHERIES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make miscellaneous amendments to the 'Fisheries Act 1968', to repeal the 'Victorian Fishing Industry Council Act 1979' and for other purposes*", and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 2 NOVEMBER 1989

Bill read a third time, by leave, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 **FILM VICTORIA (AMENDMENT) BILL—ORDER DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable Evan Walker moved, That the said Order be discharged and that the Bill be withdrawn.

Question—put and resolved in the affirmative.

- 17 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 14 November 1989.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.32 a.m., adjourned until Tuesday, 14 November 1989.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 7 (a) (iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 10 sitting days remain for resolving***].

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 AGRICULTURE ACTS (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- *2 FISHERIES (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading.
- 3 PENALTIES AND SENTENCES BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 4 CRIMES (BLOOD SAMPLES) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 5 ROOMING HOUSES BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. K. M. Smith).*
- 6 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. R. Lawson).*
- 7 MENTAL HEALTH (GENERAL AMENDMENT) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate. (Hon. Marie Tehan).*
- 8 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 9 CONTROL OF WEAPONS BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 10 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.

* Indicates new entry.

- 2 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Government for dismantling the Visiting Child Health Nurse Programme and calls on it to immediately reinstate funding to enable the programme to continue meeting the needs of isolated and socially disadvantaged families and the families of special needs children, particularly in rural Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 **VOLUNTEER FIREMEN**—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT**—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 **LIQUOR CONTROL ACT**—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL**—(*Hon. R. A. Mackenzie*)—Second reading.
- 7 **BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1988-89**—To be considered.

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- 8 DAIRY INDUSTRY AUTHORITY REPORT, 1988-89—To be considered.
- 9 SOLICITORS' AND BARRISTERS' DISCIPLINARY TRIBUNALS LAY OBSERVER'S REPORT, 1988—To be considered.
- 10 MUSEUMS ADVISORY BOARD REPORT, 1988-89—To be considered.
- 11 NATIONAL TENNIS CENTRE TRUST REPORT, 1988-89—To be considered.
- 12 PATRIOTIC FUNDS COUNCIL REPORT, 1988—To be considered.
- 13 VICTORIAN RELIEF COMMITTEE—MINISTER'S REPORT OF 20 OCTOBER 1989 OF FAILURE OF COMMITTEE TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR—To be considered.
- 14 ZOOLOGICAL BOARD REPORT, 1988-89—To be considered.
- 15 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1988-89—To be considered.
- 16 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1988-89—To be considered.
- 17 STATE ELECTRICITY COMMISSION REPORT, 1988-89—To be considered.
- 18 STATE FILM CENTRE COUNCIL REPORT, 1988-89—To be considered.
- 19 COAL CORPORATION REPORT, 1988-89—To be considered.
- 20 CRIMES COMPENSATION TRIBUNAL REPORT, 1988-89—To be considered.
- 21 INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1988-89—To be considered.
- 22 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1989—To be considered.
- 23 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1988-89—To be considered.
- 24 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1988—To be considered.
- 25 TOTALIZATOR AGENCY BOARD REPORT, 1988-89—To be considered.
- 26 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89—To be considered.
- 27 CURRICULUM AND ASSESSMENT BOARD REPORT, 1988-89—To be considered.
- 28 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1988-89—To be considered.
- 29 GAS AND FUEL CORPORATION REPORT, 1988-89—To be considered.
- 30 GEELONG REGIONAL COMMISSION REPORT, 1988-89—To be considered.
- 31 LAND CONSERVATION COUNCIL REPORT, 1988-89—To be considered.
- 32 LEGAL AID COMMISSION REPORT, 1988-89—To be considered.
- 33 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1988-89—To be considered.
- 34 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1988-89—To be considered.
- 35 PLUMBERS, GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT, 1988-89—To be considered.
- 36 SPORT AND RECREATION DEPARTMENT REPORT, 1988-89—To be considered.
- 37 STATE TRUSTEES REPORT, 1988-89—To be considered.
- 38 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, OCTOBER 1989—To be considered.
- 39 TRANSPORT ACCIDENT COMMISSION REPORT, 1988-89—To be considered.
- 40 VICTORIAN DEVELOPMENT FUND REPORT, 1988-89—To be considered.
- *41 ARTS MINISTRY REPORT, 1988-89—To be considered.
- *42 COUNTRY FIRE AUTHORITY REPORT, 1988-89—To be considered.

- *43 **FILM VICTORIA REPORT, 1988-89**—To be considered.
- *44 **PHARMACY BOARD REPORT, 1988**—To be considered.
- *45 **RURAL WATER COMMISSION REPORT, 1988-89**—To be considered.
- *46 **SOLAR ENERGY COUNCIL REPORT, 1988-89**—To be considered.
- *47 **PRIVILEGES COMMITTEE**—Motion for appointment—(*Hon. M. A. Birrell*)—*Resumption of debate. (Hon. Evan Walker).*
- *48 **ROAD FUNDING**—Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions, to address decline in Victorian road network, particularly local roads category—(*Hon. R. M. Hallam*)—*Resumption of debate. (Hon. B. A. Chamberlain).*

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige and L. Kokocinski.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—General business.

†No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 7 (a) (iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 9 sitting days remain for resolving***]
- *2 THE HON. D. M. EVANS—To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 12 sitting days remain for resolving***]
- *3 THE HON. D. M. EVANS—To move, That the Water (Lake Eildon Recreational Area) (Amendment) Regulations 1989 (S.R. No. 205/1989) be disallowed. [*Notice given 14 November 1989; 12 sitting days remain for resolving***]

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 WATER BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading.
- *2 WATER (CONSEQUENTIAL AMENDMENTS) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading.
- 3 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—To be committed.
- *4 HEALTH (GENERAL AMENDMENT) (AMENDMENT) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate. (Hon. Marie Tehan).*
- 5 CRIMES (BLOOD SAMPLES) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 6 CONTROL OF WEAPONS BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 7 AGRICULTURE ACTS (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. R. S. de Fegely).*
- *8 FISHERIES (ABALONE LICENCE CHARGES) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 9 FISHERIES (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 10 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 11 ROOMING HOUSES BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. K. M. Smith).*

* Indicates new entry.

- 12 **PENALTIES AND SENTENCES BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 13 **MENTAL HEALTH (GENERAL AMENDMENT) BILL**—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate. (Hon. Marie Tehan).*
- 14 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R. A. MACKENZIE**—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R. M. HALLAM**—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W. R. BAXTER**—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R. A. MACKENZIE**—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R. S. de FEGELY**—To move, That this House condemns the Government for dismantling the Visiting Child Health Nurse Programme and calls on it to immediately reinstate funding to enable the programme to continue meeting the needs of isolated and socially disadvantaged families and the families of special needs children, particularly in rural Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. C. F. Van Buren).*

- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(Hon. R. J. Long)—*Resumption of debate.* (Hon. B. E. Davidson).
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response—(Hon. Marie Tehan)—*Resumption of debate.* (Hon. D. M. Evans).
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(Hon. D. M. Evans)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 6 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL—(Hon. R. A. Mackenzie)—Second reading.
- 7 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1988-89—To be considered.
- 8 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1988-89—To be considered.
- 9 STATE ELECTRICITY COMMISSION REPORT, 1988-89—To be considered.
- 10 STATE FILM CENTRE COUNCIL REPORT, 1988-89—To be considered.
- 11 COAL CORPORATION REPORT, 1988-89—To be considered.
- 12 CRIMES COMPENSATION TRIBUNAL REPORT, 1988-89—To be considered.
- 13 INSTITUTE OF FORENSIC PATHOLOGY REPORT, 1988-89—To be considered.
- 14 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1989—To be considered.
- 15 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1988-89—To be considered.
- 16 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1988—To be considered.
- 17 TOTALIZATOR AGENCY BOARD REPORT, 1988-89—To be considered.
- 18 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1988-89—To be considered.
- 19 CURRICULUM AND ASSESSMENT BOARD REPORT, 1988-89—To be considered.
- 20 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1988-89—To be considered.
- 21 GAS AND FUEL CORPORATION REPORT, 1988-89—To be considered.
- 22 GEELONG REGIONAL COMMISSION REPORT, 1988-89—To be considered.
- 23 LAND CONSERVATION COUNCIL REPORT, 1988-89—To be considered.
- 24 LEGAL AID COMMISSION REPORT, 1988-89—To be considered.
- 25 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1988-89—To be considered.
- 26 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1988-89—To be considered.
- 27 PLUMBERS, GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT, 1988-89—To be considered.
- 28 SPORT AND RECREATION DEPARTMENT REPORT, 1988-89—To be considered.
- 29 STATE TRUSTEES REPORT, 1988-89—To be considered.
- 30 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, OCTOBER 1989—To be considered.
- 31 TRANSPORT ACCIDENT COMMISSION REPORT, 1988-89—To be considered.

- 32 VICTORIAN DEVELOPMENT FUND REPORT, 1988-89—To be considered.
- 33 ARTS MINISTRY REPORT, 1988-89—To be considered.
- 34 COUNTRY FIRE AUTHORITY REPORT, 1988-89—To be considered.
- 35 FILM VICTORIA REPORT, 1988-89—To be considered.
- 36 PHARMACY BOARD REPORT, 1988—To be considered.
- 37 RURAL WATER COMMISSION REPORT, 1988-89—To be considered.
- 38 SOLAR ENERGY COUNCIL REPORT, 1988-89—To be considered.
- 39 PRIVILEGES COMMITTEE—Motion for appointment—(*Hon. M. A. Birrell*)—*Resumption of debate. (Hon. Evan Walker).*
- 40 ROAD FUNDING—Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions, to address decline in Victorian road network, particularly local roads category—(*Hon. R. M. Hallam*)—*Resumption of debate. (Hon. B. A. Chamberlain).*
- *41 COMPUTERS—USE IN COUNCIL CHAMBER—PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS—To be considered.
- *42 GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1988-89—To be considered.
- *43 AFTER CARE HOSPITAL REPORT, 1988-89—To be considered.
- *44 AGRICULTURAL AND RURAL AFFAIRS DEPARTMENT REPORT, 1988-89—To be considered.
- *45 ALPINE RESORTS COMMISSION REPORT, 1987-88—To be considered.
- *46 APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89—To be considered.
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- *49 BOORT DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *50 BOX HILL HOSPITAL REPORT, 1988-89—To be considered.
- *51 CLUNES DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *52 CRESWICK DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *53 DANDENONG AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *54 DIMBOOLA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *55 DONALD DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *56 DUNOLLY DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *57 EAST GIPPSLAND HOSPITAL REPORT, 1988-89—To be considered.
- *58 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1988-89—To be considered.
- *59 ESTATE AGENTS BOARD REPORT, 1988-89—To be considered.
- *60 FAIRFIELD HOSPITAL REPORT, 1988-89—To be considered.
- *61 FRANKSTON HOSPITAL REPORT, 1988-89—To be considered.
- *62 GEELONG HOSPITAL REPORT, 1988-89—To be considered.
- *63 GRACE McKELLAR CENTRE REPORT, 1988-89—To be considered.
- *64 GREENVALE CENTRE REPORT, 1988-89—To be considered.
- *65 HAMILTON BASE HOSPITAL REPORT, 1988-89—To be considered.

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- *66 HOUSING GUARANTEE FUND LIMITED REPORT, 1988-89—To be considered.
 - *67 INGLEWOOD HOSPITAL REPORT, 1988-89—To be considered.
 - *68 KANIVA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *69 KYNETON DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *70 LABOUR DEPARTMENT REPORT, 1988-89—To be considered.
 - *71 LAND PROTECTION COUNCIL REPORT, 1988-89—To be considered.
 - *72 LATROBE VALLEY HOSPITAL REPORT, 1988-89—To be considered.
 - *73 LIQUOR LICENSING COMMISSION REPORT, 1988-89—To be considered.
 - *74 LISMORE AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *75 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1988-89—To be considered.
 - *76 LORNE COMMUNITY HOSPITAL REPORT, 1988-89—To be considered.
 - *77 MT ALEXANDER HOSPITAL REPORT, 1988-89—To be considered.
 - *78 MAFFRA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *79 MALDON HOSPITAL REPORT, 1988-89—To be considered.
 - *80 MELBOURNE AND ESSENDON AMALGAMATED HOSPITALS REPORT, 1988-89—To be considered.
 - *81 MERCY MATERNITY HOSPITAL INCORPORATED REPORT, 1988-89—To be considered.
 - *82 NHILL HOSPITAL REPORT, 1988-89—To be considered.
 - *83 PETER MACCALLUM CANCER INSTITUTE REPORT, 1988-89—To be considered.
 - *84 ROYAL CHILDREN'S HOSPITAL REPORT, 1988-89—To be considered.
 - *85 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1988-89—To be considered.
 - *86 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1988-89—To be considered.
 - *87 ST ARNAUD DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *88 ST GEORGE'S HOSPITAL REPORT, 1988-89—To be considered.
 - *89 SOUTH GIPPSLAND HOSPITAL REPORT, 1988-89—To be considered.
 - *90 STAMPS ACT 1958—MINISTER'S REPORT OF 31 OCTOBER 1989 OF APPROVED EXEMPTIONS, 1988-89—To be considered.
 - *91 STATE ELECTORAL OFFICE REPORT, 1988-89—To be considered.
 - *92 STATE INSURANCE OFFICE REPORT, 1988-89—To be considered.
 - *93 STAWELL DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *94 TALLANGATTA HOSPITAL REPORT, 1988-89—To be considered.
 - *95 RODNEY DISTRICT BY-ELECTION REPORT—To be considered.
 - *96 TIMBOON AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *97 URBAN LAND AUTHORITY REPORT, 1988-89—To be considered.
 - *98 WARRACKNABEAL DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *99 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1988-89—To be considered.
 - *100 WILLAURA AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - *101 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.

- *102 WODONGA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *103 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *104 YARRAM AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- *105 YARRAWONGA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.

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THURSDAY, 16 NOVEMBER

At 6.15 p.m.

- * JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to the Deakin University Council.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 7 (a) (iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 8 sitting days remain for resolving***].
- 2 THE HON. D. M. EVANS—To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 11 sitting days remain for resolving***].
- 3 THE HON. D. M. EVANS—To move, That the Water (Lake Eildon Recreational Area) (Amendment) Regulations 1989 (S.R. No. 205/1989) be disallowed. [*Notice given 14 November 1989; 11 sitting days remain for resolving***].

*** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL—(*From Assembly—Hon. B. T. Pullen*)—Second reading.
- *2 ADOPTION (AMENDMENT) BILL—(*from Assembly—Hon. C. J. Hogg*)—Second reading.
- *3 PLANNING AND ENVIRONMENT (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading.
- *4 MELBOURNE CRICKET GROUND TRUST BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading.
- †5 WATER BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- †6 WATER (CONSEQUENTIAL AMENDMENTS) BILL—(*from Assembly—Hon. M. A. Lyster*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 7 ROAD SAFETY (AMENDMENT) BILL—(*Hon. B. T. Pullen*)—To be committed.
- 8 CONTROL OF WEAPONS BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 9 AGRICULTURE ACTS (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. R. S. de Fegely).*
- 10 FISHERIES (ABALONE LICENCE CHARGES) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

* Indicates new entry.

† Cognate Bills—To be debated concurrently pursuant to Order of the Council on 15 November 1989.

- 11 **FISHERIES (AMENDMENT) BILL**—(from Assembly—Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 12 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL**—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 13 **ROOMING HOUSES BILL**—(Hon. B. T. Pullen)—Second reading—Resumption of debate. (Hon. K. M. Smith).
- 14 **PENALTIES AND SENTENCES BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 15 **MENTAL HEALTH (GENERAL AMENDMENT) BILL**—(Hon. C. J. Hogg)—Second reading—Resumption of debate. (Hon. Marie Tehan).
- 16 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
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ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL**—(Hon. B. A. Chamberlain)—To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS**—Motion rejecting Land Conservation Council proposals for further extensions—(Hon. D. M. Evans)—Resumption of debate. (Hon. C. F. Van Buren).

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- 30 COUNTRY FIRE AUTHORITY REPORT, 1988-89—To be considered.
- 31 FILM VICTORIA REPORT, 1988-89—To be considered.

- 32 PHARMACY BOARD REPORT, 1988—To be considered.
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- 34 SOLAR ENERGY COUNCIL REPORT, 1988-89—To be considered.
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- 58 GEELONG HOSPITAL REPORT, 1988-89—To be considered.
- 59 GRACE McKELLAR CENTRE REPORT, 1988-89—To be considered.
- 60 GREENVALE CENTRE REPORT, 1988-89—To be considered.
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- 64 KANIVA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 65 KYNETON DISTRICT HOSPITAL REPORT, 1988-89—To be considered.

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- 66 LABOUR DEPARTMENT REPORT, 1988-89—To be considered.
 - 67 LAND PROTECTION COUNCIL REPORT, 1988-89—To be considered.
 - 68 LATROBE VALLEY HOSPITAL REPORT, 1988-89—To be considered.
 - 69 LIQUOR LICENSING COMMISSION REPORT, 1988-89—To be considered.
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 - 75 MALDON HOSPITAL REPORT, 1988-89—To be considered.
 - 76 MELBOURNE AND ESSENDON AMALGAMATED HOSPITALS REPORT, 1988-89—To be considered.
 - 77 MERCY· MATERNITY HOSPITAL INCORPORATED REPORT, 1988-89—To be considered.
 - 78 NHILL HOSPITAL REPORT, 1988-89—To be considered.
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 - 86 STAMPS ACT 1958—MINISTER'S REPORT OF 31 OCTOBER 1989 OF APPROVED EXEMPTIONS, 1988-89—To be considered.
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 - 88 STATE INSURANCE OFFICE REPORT, 1988-89—To be considered.
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 - 96 WILLAURA AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - 97 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
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 - 99 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - 100 YARRAM AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
 - 101 YARRAWONGA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.

- *102 LEGISLATIVE COUNCIL DEPARTMENT REPORT, 1988-89—To be considered.
- *103 PARLIAMENTARY LIBRARY REPORT, 1988-89—To be considered.
- *104 HANSARD DEPARTMENT REPORT, 1988-89—To be considered.
- *105 HOUSE COMMITTEE DEPARTMENT REPORT, 1988-89—To be considered.
- *106 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY—NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—To be considered.
- *107 AUDITOR-GENERAL'S OFFICE REPORT, 1988-89—To be considered.
- *108 BUILDING SOCIETIES-REGISTRAR'S REPORT, 1988-89—To be considered.
- *109 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1988-89—To be considered.
- *110 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1988-89—To be considered.
- *111 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1988-89—To be considered.
- *112 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1987-88—To be considered.
- *113 FRIENDLY SOCIETIES—REGISTRAR'S REPORT, 1988-89—To be considered.
- *114 HEALTH PROMOTION FOUNDATION REPORT, 1988-89—To be considered.
- *115 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1988-89—To be considered.
- *116 ACCOUNTABILITY REQUIREMENTS FOR PUBLIC HOSPITALS IN VICTORIA—MINISTER'S RESPONSE TO ECONOMIC AND BUDGET REVIEW COMMITTEE'S RECOMMENDATIONS—To be considered.
- *117 PROPERTY AND SERVICES DEPARTMENT REPORT, 1988-89—To be considered.
- *118 WATER RESOURCES DEPARTMENT REPORT, 1988-89—To be considered.
- *119 VISITING CHILD HEALTH NURSE PROGRAMME—Motion condemning government for dismantling and calling for immediate reinstatement—(*Hon. R. S. de Fegely*)—*Resumption of debate. (Hon. W. R. Baxter).*

At 6.15 p.m.

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to the Deakin University Council.

A. V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige and L. Kokocinski.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—General business.

†No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

† Suspended on 1 November 1989 until the end of November 1989.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That Regulation 7 (a) (iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 7 sitting days remain for resolving***]
- 2 THE HON. D. M. EVANS—To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 10 sitting days remain for resolving***]
- 3 THE HON. D. M. EVANS—To move, That the Water (Lake Eildon Recreational Area) (Amendment) Regulations 1989 (S.R. No. 205/1989) be disallowed. [*Notice given 14 November 1989; 10 sitting days remain for resolving***]

****** *Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 SUBDIVISION (FURTHER AMENDMENT) BILL—(*Hon. B. T. Pullen*)—Second reading.
- *2 FIRE AUTHORITIES (CONTRIBUTIONS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 3 CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 4 PLANNING AND ENVIRONMENT (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 5 FISHERIES (AMENDMENT) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 6 AGRICULTURE ACTS (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. R. S. de Fegely*).
- 7 FISHERIES (ABALONE LICENCE CHARGES) BILL—(*from Assembly—Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 8 CONTROL OF WEAPONS BILL—(*Hon. D. R. White*)—Motion for second reading and reasoned amendment of the Hon. B. A. Chamberlain—*Resumption of debate.* (*Hon. J. McLean*).
- 9 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.

* Indicates new entry.

- 10 ROOMING HOUSES BILL—(*Hon. B. T. Pullen*)—Second reading—*Resumption of debate.* (*Hon. K. M. Smith*).
- 11 PENALTIES AND SENTENCES BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 12 MENTAL HEALTH (GENERAL AMENDMENT) BILL—(*Hon. C. J. Hogg*)—Second reading—*Resumption of debate.* (*Hon. Marie Tehan*).
- 13 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R. A. MACKENZIE—To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R. M. HALLAM—To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organisations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W. R. BAXTER—To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R. A. MACKENZIE—To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL—(*Hon. B. A. Chamberlain*)—To be further considered in Committee.
- 2 MALLEE NATIONAL PARKS—Motion rejecting Land Conservation Council proposals for further extensions—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. C. F. Van Buren*).
- 3 VOLUNTEER FIREMEN—Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents—(*Hon. R. J. Long*)—*Resumption of debate.* (*Hon. B. E. Davidson*).

Friday, 17 November 1989

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- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s—MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT—Motion to take note of statement and response—(*Hon. Marie Tehan*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- 5 LIQUOR CONTROL ACT—Motion expressing concern at operation and calling for review—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- 7 CURRICULUM AND ASSESSMENT BOARD REPORT, 1988-89—To be considered.
- 8 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1988-89—To be considered.
- 9 GAS AND FUEL CORPORATION REPORT, 1988-89—To be considered.
- 10 GEELONG REGIONAL COMMISSION REPORT, 1988-89—To be considered.
- 11 LAND CONSERVATION COUNCIL REPORT, 1988-89—To be considered.
- 12 LEGAL AID COMMISSION REPORT, 1988-89—To be considered.
- 13 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1988-89—To be considered.
- 14 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1988-89—To be considered.
- 15 PLUMBERS, GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT, 1988-89—To be considered.
- 16 SPORT AND RECREATION DEPARTMENT REPORT, 1988-89—To be considered.
- 17 STATE TRUSTEES REPORT, 1988-89—To be considered.
- 18 ELECTORAL COMMISSIONER—STATEMENT OF FUNCTIONS CONFERRED, OCTOBER 1989—To be considered.
- 19 TRANSPORT ACCIDENT COMMISSION REPORT, 1988-89—To be considered.
- 20 VICTORIAN DEVELOPMENT FUND REPORT, 1988-89—To be considered.
- 21 ARTS MINISTRY REPORT, 1988-89—To be considered.
- 22 COUNTRY FIRE AUTHORITY REPORT, 1988-89—To be considered.
- 23 FILM VICTORIA REPORT, 1988-89—To be considered.
- 24 PHARMACY BOARD REPORT, 1988—To be considered.
- 25 RURAL WATER COMMISSION REPORT, 1988-89—To be considered.
- 26 SOLAR ENERGY COUNCIL REPORT, 1988-89—To be considered.
- 27 PRIVILEGES COMMITTEE—Motion for appointment—(*Hon. M. A. Birrell*)—*Resumption of debate.* (*Hon. Evan Walker*).
- 28 ROAD FUNDING—Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions, to address decline in Victorian road network, particularly local roads category—(*Hon. R. M. Hallam*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 29 COMPUTERS—USE IN COUNCIL CHAMBER—PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS—To be considered.
- 30 GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1988-89—To be considered.
- 31 AFTER CARE HOSPITAL REPORT, 1988-89—To be considered.
- 32 AGRICULTURAL AND RURAL AFFAIRS DEPARTMENT REPORT, 1988-89—To be considered.

- 33 ALPINE RESORTS COMMISSION REPORT, 1987-88—To be considered.
- 34 APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89—To be considered.
- 35 AUSTIN HOSPITAL REPORT, 1988-89—To be considered.
- 36 BENDIGO AND NORTHERN DISTRICT BASE HOSPITAL REPORT, 1988-89—To be considered.
- 37 BOORT DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 38 BOX HILL HOSPITAL REPORT, 1988-89—To be considered.
- 39 CLUNES DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 40 CRESWICK DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 41 DANDENONG AND DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 42 DIMBOOLA DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 43 DONALD DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 44 DUNOLLY DISTRICT HOSPITAL REPORT, 1988-89—To be considered.
- 45 EAST GIPPSLAND HOSPITAL REPORT, 1988-89—To be considered.
- 46 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1988-89—To be considered.
- 47 ESTATE AGENTS BOARD REPORT, 1988-89—To be considered.
- 48 FAIRFIELD HOSPITAL REPORT, 1988-89—To be considered.
- 49 FRANKSTON HOSPITAL REPORT, 1988-89—To be considered.
- 50 GEELONG HOSPITAL REPORT, 1988-89—To be considered.
- 51 GRACE McKELLAR CENTRE REPORT, 1988-89—To be considered.
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- 58 LABOUR DEPARTMENT REPORT, 1988-89—To be considered.
- 59 LAND PROTECTION COUNCIL REPORT, 1988-89—To be considered.
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- *112 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1988-89—To be considered.
- *113 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1987—To be considered.
- *114 FREEDOM OF INFORMATION—LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—To be considered.
- *115 ACCIDENT COMPENSATION COMMISSION REPORT, 1988-89—To be considered.
- *116 ACCIDENT COMPENSATION TRIBUNAL REPORT, 1988-89—To be considered.
- *117 ACCIDENT REHABILITATION COUNCIL REPORT, 1988-89—To be considered.
- *118 ADULT PAROLE BOARD REPORT, 1987-88 AND 1988-89—To be considered.
- *119 ANTI-CANCER COUNCIL REPORT, 1988-89—To be considered.
- *120 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1988—To be considered.
- *121 COMMUNITY SERVICES DEPARTMENT REPORT, 1988-89—To be considered.
- *122 CONSERVATION TRUST REPORT, 1988-89—To be considered.
- *123 CORRECTIONS OFFICE REPORT, 1988-89—To be considered.
- *124 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1988-89—To be considered.
- *125 HEALTH DEPARTMENT REPORT, 1988-89—To be considered.
- *126 HEALTH SERVICES COMMISSIONER'S REPORT, 1988-89—To be considered.
- *127 HISTORIC BUILDINGS COUNCIL REPORT, 1988-89—To be considered.
- *128 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986—COMMUNITY VISITORS REPORT, 1988-89—To be considered.
- *129 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES—LAW REFORM COMMISSION'S REPORT—To be considered.
- *130 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES—DOCTOR AND PATIENT STUDIES—LAW REFORM COMMISSION'S REPORT—To be considered.
- *131 INQUIRY AGENTS, GUARD AGENTS AND WATCHMEN—LAW REFORM COMMISSION'S REPORT—To be considered.
- *132 OFFENSIVE WEAPONS—LAW REFORM COMMISSION'S REPORT—To be considered.
- *133 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1988-89—To be considered.
- *134 MARINE BOARD REPORT, 1988-89—To be considered.

Friday, 17 November 1989

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- *135 MEDICAL BOARD REPORT, 1987-88—To be considered.
 - *136 METROPOLITAN TRANSIT AUTHORITY REPORT, 1988-89—To be considered.
 - *137 NURSING COUNCIL REPORT, 1988-89—To be considered.
 - *138 OPTOMETRISTS REGISTRATION BOARD REPORT, 1988-89—To be considered.
 - *139 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1988-89—To be considered.
 - *140 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1988-89—To be considered.
 - *141 PORT OF GEELONG AUTHORITY REPORT, 1988-89—To be considered.
 - *142 PORT OF MELBOURNE AUTHORITY REPORT, 1988-89—To be considered.
 - *143 PORT OF PORTLAND AUTHORITY REPORT, 1988-89—To be considered.
 - *144 POULTRY FARMER LICENSING COMMITTEE REPORT, 1988-89—To be considered.
 - *145 PREMIER AND CABINET DEPARTMENT REPORT, 1988-89—To be considered.
 - *146 RADIATION ADVISORY COMMITTEE REPORT, 1988-89—To be considered.
 - *147 ROAD CONSTRUCTION AUTHORITY REPORT, 1988-89—To be considered.
 - *148 ROAD TRAFFIC AUTHORITY REPORT, 1988-89—To be considered.
 - *149 STATE TRANSPORT AUTHORITY REPORT, 1988-89—To be considered.
 - *150 TAXATION—ANALYSIS OF OPERATIONS OF LAND TAX, 1988 AND PROBATE DUTY AND GIFT DUTY, 1988-89—To be considered.
 - *151 TOURISM COMMISSION REPORT, 1988-89—To be considered.
 - *152 TRANSPORT MINISTRY REPORT, 1988-89, AND QUANTITATIVE TARGETS FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION, 1989-90—To be considered.

A. V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables Joan Coxsedge, D. M. Evans, J. V. C. Guest, D. E. Henshaw, W. A. Landeryou, R. Lawson, R. J. Long and G. A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables J. V. C. Guest, R. M. Hallam, T. C. Theophanous and Rosemary Varty.

HOUSE (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, R. I. Knowles, W. A. Landeryou, R. J. Long and G. A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, D. M. Evans, W. A. Landeryou, R. J. Long, J. McLean and G. A. Sgro.

LIBRARY (JOINT)—The Honourables the President, G. P. Connard, P. R. Hall, W. A. Landeryou and G. A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables R. A. Best, B. E. Davidson, R. Lawson, R. Macey, B. W. Mier and C. F. Van Buren.

PRINTING—The Honourables the President, W. R. Baxter, M. A. Birrell, R. I. Knowles, W. A. Landeryou and G. A. Sgro.

PRINTING (JOINT)—The Honourables the President (*ex-officio*), W. R. Baxter, W. A. Landeryou and B. A. E. Skeggs.

PUBLIC BODIES REVIEW (JOINT)—The Honourables G. B. Ashman, P. R. Hall and K. M. Smith.

SOCIAL DEVELOPMENT (JOINT)—The Honourables G. P. Connard, G. R. Craige and L. Kokocinski.

STANDING ORDERS—The Honourables the President, W. R. Baxter, B. A. Chamberlain, J. V. C. Guest, R. M. Hallam, C. J. Kennedy and W. A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988, the following sitting arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—2.00 p.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—General business.

†No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

QUESTIONS ON NOTICE

On the first sitting day of each week, a complete Notice Paper will be published containing all unanswered Questions. On other days, new Questions only will be included on the Notice Paper.

Questions remaining unanswered

Numbers 6, 9, 13, 16, 23, 28, 29, 37, 38, 40, 41, 42, 46, 47, 48, 52, 53, 60, 77, 79, 80, 81, 84, 87, 89, 90, 92, 93, 96, 100, 102, 105, 106, 107, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130 and 131.

(Notice received 16 November 1989)

- *132 **THE HON. G. P. CONNARD**—To ask the Honourable the Minister for Health (for the Honourable the Minister for Community Services): In relation to the economic review of the CSV-funded non-Government community services industry:
- What will be the cost of this project.
 - How many salaried staff are involved.
 - How many volunteers are involved.
 - What is the anticipated time for the conclusion of the review.
- *133 **THE HON. J. V. C. GUEST**—To ask the Honourable the Minister for the Arts: In respect of the electoral district of Swan Hill:
- What programmes have been funded and administered by the Ministry for the Arts since 1985, indicating the capital and recurrent funds expended on each programme and the year it was expended.
 - What proportion of total State funds for the Arts has been allocated to this district for each financial year since 1984–85.
- *134 **THE HON. B. A. CHAMBERLAIN**—To ask the Honourable the Minister for Industry, Technology and Resources (for the Honourable the Minister for Police and Emergency Services): What number of homicide, serious assault, robbery, rape, burglary, theft, motor vehicle theft, and fraud cases, respectively, in the City of Doncaster and Templestowe were reported to—(i) Heidelberg; and (ii) Doncaster police during the six month period from 1 July 1988 to 31 December 1988, indicating how many of these crimes were solved.
- *135 **THE HON. M. A. BIRRELL**—To ask the Honourable the Minister for Major Projects: In view of delays in the Valuer-General's Office in providing valuations for the Major Projects Unit:
- What have been the consequences and cost implications to date, because of those delays.
 - Which properties and projects have been affected.
 - In respect of the Bayside development, what delay did the Valuer-General cause and how was this dealt with by the Government.
- *136 **THE HON. M. A. BIRRELL**—To ask the Honourable the Minister for Housing and Construction (for the Honourable the Minister for Planning and Environment):
- What steps have been taken to carry out an environmental effects study into toxic waste being dumped at Tullamarine.
 - What action has been, or is, planned to be taken to reduce the risk to the community as a result of the dumping at this site.

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- *137 THE HON. M. A. BIRRELL**—To ask the Honourable the Minister for Major Projects:
- (a) Which Government building projects since 1982 have been granted to the architectural firm, Daryl Jackson Pty. Ltd.
 - (b) How many of those projects were subject to an architectural design competition.
- *138 THE HON. MARIE TEHAN**—To ask the Honourable the Minister for Health: What are the details of the following expenditure under the Health Department's Alcohol and Drugs Services Programme for 1988-89 on— (i) office requisites \$86 786; (ii) postal and telephone \$104 340; (iii) fuel, light and power \$177 157; and (iv) incidental expenses \$51 480.
- *139 THE HON. B. A. CHAMBERLAIN**—To ask the Honourable the Minister for Industry, Technology and Resources (for the Honourable the Treasurer): What was the reason for the difference between payments in respect of on-course unclaimed dividends of \$110 992 and the provision in the Budget of \$8 000 for 1988-89 referred to on page 63 of the report of the Department of Management and Budget.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 43, 44, 45 and 46

No. 43—Tuesday, 14 November 1989

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 8 November 1989, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Stamps (Motor Vehicles) Act.

Financial Institutions Duty (Amendment) Act.

- 3 **FISHERIES (ABALONE LICENCE CHARGES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Fisheries Act 1968' to increase the charges payable for the issue, renewal or transfer of abalone licences*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Caravan Parks and Movable Dwellings Act 1988' and the 'Health (General Amendment) Act 1988'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **WATER BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to re-state, with amendments, the law relating to water in Victoria, to repeal the 'Dandenong Valley Authority Act 1963', the 'Drainage of Land Act 1975', the 'Geelong Waterworks and Sewerage Act 1958', the 'Groundwater Act 1969', the 'Latrobe Valley Act 1958', the 'Mildura Irrigation Trusts and Sunraysia Water Board Act 1958', the 'River Improvement Act 1958', the 'Sewerage Districts Act 1958', the 'Victorian Water and Sewerage Authorities Association Act 1981', the 'Water Act 1958', the 'West Moorabool Water Board Act 1968' and certain other Acts, to amend the 'Land Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable M. A. Lyster), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 6 **WATER (CONSEQUENTIAL AMENDMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend various Acts as a consequence of the enactment of the 'Water Act 1989'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable M. A. Lyster), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 7 **COMPUTERS IN COUNCIL CHAMBER**—The President made a Statement in relation to the Resolution of the Council of 13 September 1989 requesting the Standing Orders Committee to investigate and report upon the use of computers and other electronic equipment by Members in the Council Chamber.

The Honourable J. V. C. Guest moved, That the Statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 8 **PETITION—TEACHING SERVICE AWARD**—The Honourable K. M. Smith presented a Petition from certain citizens of Victoria praying that all action possible be taken to ensure that an acceptable Award restructuring proposal is offered by the Government to all members of the Teaching Service.

Ordered to lie on the Table.

- 9 **CHIROPODISTS (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Chiropodists Act 1968* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 **HEALTH (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Health Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 **HEALTH (GENERAL AMENDMENT) (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Health (General Amendment) Act 1988* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

12 **PAPERS—**

GOVERNMENT MAJOR PROJECTS UNIT—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Report of the Victorian Government Major Projects Unit for the year 1988–89.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

After Care Hospital—Report and financial statements for the year 1988–89.

Agriculture and Rural Affairs Department—Report and financial statements for the year 1988–89.

Alpine Resorts Commission—Report and financial statements for the year 1987–88.

Apollo Bay and District Memorial Hospital—Report and financial statements for the year 1988–89.

Austin Hospital—Report and financial statements for the year 1988–89.

Bendigo and Northern District Base Hospital—Report and financial statements for the year 1988–89.

Boort District Hospital—Report and financial statements for the year 1988–89.

- Box Hill Hospital—Report and financial statements for the year 1988–89.
- Clunes District Hospital—Report and financial statements for the year 1988–89.
- Creswick District Hospital—Report and financial statements for the year 1988–89.
- Dandenong and District Hospital—Report and financial statements for the year 1988–89.
- Dimboola District Hospital—Report and financial statements for the year 1988–89.
- Donald District Hospital—Report and financial statements for the year 1988–89.
- Dunolly District Hospital—Report and financial statements for the year 1988–89.
- East Gippsland Hospital—Report and financial statements for the year 1988–89.
- Equal Opportunity—Reports of the Commissioner for Equal Opportunity and the Equal Opportunity Board for the year 1988–89.
- Estate Agents Board—Report and financial statements for the year 1988–89.
- Fairfield Hospital—Report and financial statements for the year 1988–89.
- Frankston Hospital—Report and financial statements for the year 1988–89.
- Geelong Hospital—Report and financial statements for the year 1988–89.
- Grace McKellar Centre—Report and financial statements for the year 1988–89.
- Greenvale Centre—Report and financial statements for the year 1988–89.
- Hamilton Base Hospital—Report and financial statements for the year 1988–89.
- Housing Guarantee Fund Limited—Report for the year 1988–89.
- Inglewood Hospital—Report and financial statements for the year 1988–89.
- Kaniva District Hospital—Report and financial statements for the year 1988–89.
- Kyneton District Hospital—Report and financial statements for the year 1988–89.
- Labour Department—Report and financial statements for the year 1988–89 (incorporating the Report on administration and operation of the Dangerous Goods Act 1985 for the year 1988–89).
- Land Protection Council—Report for the year 1988–89.
- Latrobe Valley Hospital—Report and financial statements for the year 1988–89.
- Liquor Licensing Commission—Report and financial statements for the year 1988–89.
- Lismore and District Hospital—Report and financial statements for the year 1988–89.
- Local Authorities Superannuation Board—Report and financial statements for the year 1988–89.
- Lorne Community Hospital—Report and financial statements for the year 1988–89.
- Mt. Alexander Hospital—Report and financial statements for the year 1988–89.
- Maffra District Hospital—Report and financial statements for the year 1988–89.
- Maldon Hospital—Report and financial statements for the year 1988–89.
- Melbourne and Essendon Amalgamated Hospitals—Report and financial statements for the year 1988–89.
- Mercy Maternity Hospital—Report and financial statements for the year 1988–89 (two papers).
- Nhill Hospital—Report and financial statements for the year 1988–89.
- Peter MacCallum Cancer Institute—Report and financial statements for the year 1988–89.
- Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:
- Alberton Planning Scheme—Amendment L10.

Planning and Environment Act 1987—*continued*

- Alexandra Planning Scheme—Amendment L10.
- Altona Planning Scheme—Amendment L4.
- Arapiles Planning Scheme—Amendment L4.
- Ararat (City) Planning Scheme—Amendment L14.
- Ararat (Shire) Planning Scheme—Amendment L11.
- Avoca Planning Scheme—Amendment L11.
- Avon Planning Scheme—Amendment L4.
- Bacchus Marsh Planning Scheme—Amendment L20.
- Bairnsdale (Shire) Planning Scheme—Amendment L11.
- Bairnsdale (Town) Planning Scheme—Amendment L16.
- Ballaarat (City) Planning Scheme—Amendment L31.
- Ballan Planning Scheme—Amendment L6.
- Ballarat (Shire) Planning Scheme—Amendment L6.
- Bass Planning Scheme—Amendment L12.
- Beechworth Planning Scheme—Amendment L16.
- Belfast Planning Scheme—Amendment L2.
- Benalla (City) Planning Scheme—Amendment L16.
- Benalla (Shire) Planning Scheme—Amendment L1.
- Bendigo Planning Scheme—Amendment L17.
- Berwick Planning Scheme—Amendment L15.
- Bet Bet Planning Scheme—Amendment L1.
- Birchip Planning Scheme—Amendment L10.
- Box Hill Planning Scheme—Amendment L5.
- Bright Planning Scheme—Amendment L10.
- Brighton Planning Scheme—Amendment L7.
- Broadford Planning Scheme—Amendment L2.
- Broadmeadows Planning Scheme—Amendment L9.
- Brunswick Planning Scheme—Amendment L4.
- Bulla Planning Scheme—Amendment L11.
- Buln Buln Planning Scheme—Amendment L10.
- Bungaree Planning Scheme—Amendment L6.
- Buninyong Planning Scheme—Amendment L25.
- Camberwell Planning Scheme—Amendment L7.
- Camperdown Planning Scheme—Amendment L11.
- Castlemaine Planning Scheme—Amendment L2.
- Caulfield Planning Scheme—Amendment L10.
- Charlton Planning Scheme—Amendment L10.
- Chelsea Planning Scheme—Amendment L1.
- Chiltern Planning Scheme—Amendment L15.
- Cobram Planning Scheme—Amendment L8.
- Coburg Planning Scheme—Amendment L7.
- Cohuna Planning Scheme—Amendment L3.
- Colac (City) Planning Scheme—Amendment L3.
- Colac (Shire) Planning Scheme—Amendment L11.
- Collingwood Planning Scheme—Amendment L1.
- Cranbourne Planning Scheme—Amendments L23 and L30.
- Creswick Planning Scheme—Amendment L12.
- Croydon Planning Scheme—Amendment L9.
- Dandenong Planning Scheme—Amendment L5.
- Daylesford and Glenlyon Planning Scheme—Amendment L11.
- Deakin Planning Scheme—Amendment L12.
- Diamond Valley Planning Scheme—Amendment L3.
- Dimboola Planning Scheme—Amendment L4.
- Donald Planning Scheme—Amendment L11.
- Doncaster and Templestowe Planning Scheme—Amendment L18.
- Dundas Planning Scheme—Amendment L2.

Planning and Environment Act 1987—*continued*

- Dunmunkle Planning Scheme—Amendment L5.
- Eaglehawk Planning Scheme—Amendment L5.
- East Loddon Planning Scheme—Amendment L1.
- Echuca Planning Scheme—Amendment L10.
- Eltham Planning Scheme—Amendment L5.
- Essendon Planning Scheme—Amendment L13.
- Euroa Planning Scheme—Amendment L13.
- Fitzroy Planning Scheme—Amendment L2.
- Flinders Planning Scheme—Amendment L45.
- Footscray Planning Scheme—Amendment L6.
- Frankston Planning Scheme—Amendment L11.
- French Island Planning Scheme—Amendment L4.
- Geelong Regional Planning Scheme—Amendment RL31.
- Gisborne Planning Scheme—Amendment L13.
- Glenelg Planning Scheme—Amendment L3.
- Gordon Planning Scheme—Amendment L2.
- Goulburn Planning Scheme—Amendment L11.
- Grenville Planning Scheme—Amendment L35.
- Hamilton Planning Scheme—Amendment L5.
- Hampden Planning Scheme—Amendment L4.
- Hastings Planning Scheme—Amendment L28.
- Hawthorn Planning Scheme—Amendment L5.
- Healesville Planning Scheme—Amendment L26.
- Heidelberg Planning Scheme—Amendment L7.
- Heytesbury Planning Scheme—Amendment L10.
- Heywood Planning Scheme—Amendment L7.
- Horsham Planning Scheme—Amendment L20.
- Huntly Planning Scheme—Amendment L15.
- Kaniva Planning Scheme—Amendment L2.
- Kara Kara Planning Scheme—Amendment L1.
- Karkaroc Planning Scheme—Amendment L1.
- Keilor Planning Scheme—Amendment L15.
- Kerang (Borough) Planning Scheme—Amendment L1.
- Kerang (Shire) Planning Scheme—Amendment L1.
- Kew Planning Scheme—Amendment L3.
- Kilmore Planning Scheme—Amendment L31.
- Knox Planning Scheme—Amendment L17.
- Korong Planning Scheme—Amendment L10.
- Korumburra Planning Scheme—Amendment L21.
- Kowree Planning Scheme—Amendment L1.
- Kyabram Planning Scheme—Amendment L4.
- Kyneton Planning Scheme—Amendment L10.
- Leigh Planning Scheme—Amendment L3.
- Lexton Planning Scheme—Amendment L1.
- Lillydale Planning Scheme—Amendment L58.
- Lowan Planning Scheme—Amendment L3.
- Maffra Planning Scheme—Amendment L20.
- Maldon Planning Scheme—Amendment L4.
- Malvern Planning Scheme—Amendment L2.
- Mansfield Planning Scheme—Amendment L4.
- Marong Planning Scheme—Amendment L16.
- Maryborough Planning Scheme—Amendment L9.
- McIvor Planning Scheme—Amendment L12.
- Melbourne Planning Scheme—Amendment L25.
- Melton Planning Scheme—Amendment L5.
- Metcalf Planning Scheme—Amendment L4.

Planning and Environment Act 1987—*continued*

- Metropolitan Region Planning Schemes—Amendment R81.
- Mildura (City) Planning Scheme—Amendment L17.
- Mildura (Shire) Planning Scheme—Amendment L21.
- Minhamite Planning Scheme—Amendment L7.
- Mirboo Planning Scheme—Amendment L5.
- Moe Planning Scheme—Amendment L17.
- Moorabbin Planning Scheme—Amendment L2.
- Mordialloc Planning Scheme—Amendment L2.
- Mornington Planning Scheme—Amendment L21.
- Mortlake Planning Scheme—Amendment L10.
- Morwell Planning Scheme—Amendment L27.
- Mount Rouse Planning Scheme—Amendment L1.
- Myrtleford Planning Scheme—Amendment L14.
- Narracan Planning Scheme—Amendment L17.
- Nathalia Planning Scheme—Amendment L3.
- Newham and Woodend Planning Scheme—Amendment L18.
- Newstead Planning Scheme—Amendment L2.
- Northcote Planning Scheme—Amendment L4.
- Numurkah Planning Scheme—Amendment L2.
- Nunawading Planning Scheme—Amendment L7.
- Oakleigh Planning Scheme—Amendment L6.
- Omeo Planning Scheme—Amendment L11.
- Orbost Planning Scheme—Amendment L9.
- Otway Planning Scheme—Amendment L8.
- Oxley Planning Scheme—Amendment L2.
- Pakenham Planning Scheme—Amendment L27.
- Phillip Island Planning Scheme—Amendment L27.
- Port Fairy Planning Scheme—Amendment L10.
- Port Melbourne Planning Scheme—Amendment L4.
- Port of Melbourne Planning Scheme—Amendment L1.
- Portland Planning Scheme—Amendment L17.
- Prahran Planning Scheme—Amendment L5.
- Preston Planning Scheme—Amendment L11.
- Pyalong Planning Scheme—Amendment L6.
- Richmond Planning Scheme—Amendment L6.
- Ringwood Planning Scheme—Amendment L5.
- Ripon Planning Scheme—Amendment L5.
- Rochester Planning Scheme—Amendment L10.
- Rodney Planning Scheme—Amendment L28.
- Romsey Planning Scheme—Amendment L15.
- Rosedale Planning Scheme—Amendment L25.
- Rutherglen Planning Scheme—Amendment L2.
- St. Arnaud Planning Scheme—Amendment L1.
- St. Kilda Planning Scheme—Amendment L3.
- Sale Planning Scheme—Amendment L13.
- Sandringham Planning Scheme—Amendment L3.
- Sandstone Island Planning Scheme—Amendment L1.
- Sebastopol Planning Scheme—Amendment L36.
- Seymour Planning Scheme—Amendment L20.
- Shepparton (City) Planning Scheme—Amendment L22.
- Shepparton (Shire) Planning Scheme—Amendment L19.
- Sherbrooke Planning Scheme—Amendment L18.
- South Gippsland Planning Scheme—Amendment L18.
- South Melbourne Planning Scheme—Amendment L10.
- Springvale Planning Scheme—Amendment L8.
- Stawell (Shire) Planning Scheme—Amendment L16.

Planning and Environment Act 1987—*continued*

- Stawell (Town) Planning Scheme—Amendment L11.
- Strathfieldsaye Planning Scheme—Amendment L7.
- Sunshine Planning Scheme—Amendment L9.
- Swan Hill (City) Planning Scheme—Amendment L13.
- Swan Hill (Shire) Planning Scheme—Amendment L11.
- Talbot and Clunes Planning Scheme—Amendment L10.
- Tallangatta Planning Scheme—Amendment L5.
- Tambo Planning Scheme—Amendment L36.
- Traralgon (City) Planning Scheme—Amendment L31.
- Traralgon (Shire) Planning Scheme—Amendment L33.
- Tullaroop Planning Scheme—Amendment L2.
- Tungamah Planning Scheme—Amendment L1.
- Upper Murray Planning Scheme—Amendment L6.
- Upper Yarra Planning Scheme—Amendment L16.
- Upper Yarra Valley and Dandenong Ranges Planning Scheme—Amendment R7.
- Victoria—State Section Planning Schemes—Amendment S3.
- Violet Town Planning Scheme—Amendment L2.
- Walpeup Planning Scheme—Amendment L11.
- Wangaratta (City) Planning Scheme—Amendment L18.
- Wangaratta (Shire) Planning Scheme—Amendment L5.
- Wannon Planning Scheme—Amendment L11.
- Waranga Planning Scheme—Amendment L4.
- Warracknabeal Planning Scheme—Amendment L3.
- Warragul Planning Scheme—Amendment L15.
- Warrnambool (City) Planning Scheme—Amendment L16.
- Warrnambool (Shire) Planning Scheme—Amendment L3.
- Waverley Planning Scheme—Amendment L5.
- Werribee Planning Scheme—Amendment L8.
- Westernport Planning Scheme—Amendment R5.
- Whittlesea Planning Scheme—Amendment L20.
- Williamstown Planning Scheme—Amendment L2.
- Wimmera Planning Scheme—Amendment L5.
- Winchelsea Planning Scheme—Amendment L3.
- Wodonga Planning Scheme—Amendment L13.
- Wodonga Development Area Planning Scheme—Amendment L10.
- Wonthaggi Planning Scheme—Amendment L5.
- Woorayl Planning Scheme—Amendment L20.
- Wycheproof Planning Scheme—Amendment L3.
- Yackandandah Planning Scheme—Amendment L5.
- Yallourn Works Planning Scheme—Amendment L1.
- Yarrowonga Planning Scheme—Amendment L8.
- Yea Planning Scheme—Amendment L2.

Royal Children's Hospital—Report and financial statements for the year 1988–89.

Royal Dental Hospital of Melbourne—Report and financial statements for the year 1988–89.

Royal Victorian Eye and Ear Hospital—Report and financial statements for the year 1988–89.

St. Arnaud District Hospital—Report and financial statements for the year 1988–89.

St. George's Hospital—Report and financial statements for the year 1988–89.

South Gippsland Hospital—Report and financial statements for the year 1988–89.

Stamps Act 1958—Minister's report of 31 October 1989 of approved exemptions for the year 1988–89.

State Electoral Office—Report and financial statements for the period 1 January to 30 June 1989.

State Insurance Office—Report and financial statements for the year 1988–89.

Statutory Rules under the following Acts of Parliament:

Cluster Titles Act 1974—No. 253.

Drugs, Poisons and Controlled Substances Act 1981—No. 252.

Fisheries Act 1968—No. 251.

Health Act 1958—No. 261.

Health Services Act 1988—No. 262, together with a copy of the Commonwealth Health Insurance (Variation of Fees and Medical Services) (No. 51) Regulations 1989 which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.

Land Acquisition and Compensation Act 1986—No. 256.

Local Government Act 1958—No. 254.

Public Service Act 1974—PSD No. 36.

Sale of Land Act 1962—No. 258.

Strata Titles Act 1967—No. 257.

Surveyors Act 1978—No. 259.

Transfer of Land Act 1958—No. 255.

Valuation of Land Act 1960—No. 260.

Stawell District Hospital—Report and financial statements for the year 1988–89.

Tallangatta Hospital—Report and financial statements for the year 1988–89.

The Constitution Act Amendment Act 1958—Report on the Rodney District By-election, 4 March 1989.

Timboon and District Hospital—Report and financial statements for the year 1988–89.

Urban Land Authority—Report and statement of accounts for the year 1988–89.

Warracknabeal District Hospital—Report and financial statements for the year 1988–89.

Warrnambool and District Base Hospital—Report and financial statements for the year 1988–89.

Willaura and District Hospital—Report and financial statements for the year 1988–89.

Winchelsea and District Hospital—Report and financial statements for the year 1988–89.

Wodonga District Hospital—Report and financial statements for the year 1988–89.

Wycheproof District Hospital—Report and financial statements for the year 1988–89.

Yarram and District Hospital—Report and financial statements for the year 1988–89.

Yarrawonga District Hospital—Report and financial statements for the year 1988–89.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

13 BUSINESS POSTPONED—

Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 14 **FISHERIES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 **FISHERIES (ABALONE LICENCE CHARGES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 17 **AGRICULTURE ACTS (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable R. S. de Fegely) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 5 inclusive, be postponed until later this day.

- 19 **ROAD SAFETY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative; Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 20 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

21 **DEAKIN UNIVERSITY COUNCIL**—The President announced the receipt of—

- (a) a letter from the Minister responsible for Post-Secondary Education requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend Members for appointment to the Deakin University Council; and
- (b) a Message from the Assembly acquainting the Council that they had agreed to meet the Council for that purpose and proposing that the place and time of the Joint Sitting be the Assembly Chamber on Thursday next at 6.15 p.m., and desiring the concurrence of the Council.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable Evan Walker moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the Council of Deakin University and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Thursday, 16 November 1989 at 6.15 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

22 **CHIROPODISTS (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

23 **HEALTH (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

24 **HEALTH (GENERAL AMENDMENT) (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

25 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 11.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.35 p.m., adjourned until tomorrow at 11.00 a.m.

No. 44—Wednesday, 15 November 1989

- 1 The President took the Chair and read the Prayer.
- 2 **CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Conservation, Forests and Lands Act 1987', the 'Land Act 1958', the 'Forests Act 1958', the 'Firearms Act 1958' and the 'Wildlife Act 1975' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PAPERS—

LEGISLATIVE COUNCIL DEPARTMENT—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Report of the Clerk on the operations of the Department of the Legislative Council for the year 1988–89.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

* * * *

PARLIAMENTARY DEPARTMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Report of—

(a) the Librarian on the operations of the Library of the Parliament of Victoria for the year 1988–89;

(b) the Chief Reporter on the operations of the Department of Victorian Parliamentary Debates for the year 1988–89; and

(c) the Acting Secretary on the operations of the Department of the House Committee for the year 1988–89;

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved; That the Reports of the Parliamentary Departments be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY—The Honourable R. Lawson presented a Report from the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Auditor-General's Office—Report and financial statements for the year 1988–89.

- Building Societies—Report of the Registrar for the year 1988–89.
- Construction Industry Long Service Leave Board—Report for the year 1988–89.
- Co-operative Housing Societies—Report of the Registrar for the year 1988–89.
- Co-operative Societies—Report of the Registrar for the year 1988–89.
- Educational Administration Institute—Report and statement of accounts for the year 1987–88.
- Friendly Societies—Report of the Registrar for the year 1988–89.
- Health Promotion Foundation—Report and financial statements for the year 1988–89.
- Housing and Construction Ministry—Report and financial statements for the year 1988–89.
- Parliamentary Committees Act 1968—Minister's response to recommendations in Economic and Budget Review Committee's report upon Accountability Requirements for Public Hospitals in Victoria.
- Property and Services Department—Report and financial statements for the year 1988–89.
- Water Resources Department—Report and financial statements for the year 1988–89.

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PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

- Constitution (Local Government) Act 1988—1 November 1989 (*Gazette* No. G43, 1 November 1989).
- Fire Authorities Act 1989—Sections 26 (2) to 26 (5), 26 (7), 27, 44 (3) to 44 (6), 44 (9), 44 (10), 44 (12), 46 and 47—1 December 1989 (*Gazette* No. G44, 8 November 1989).
- Intellectually Disabled Persons' Services (Amendment) Act 1989—Whole Act (except section 20)—1 November 1989 (*Gazette* No. G43, 1 November 1989).
- Land (Miscellaneous Matters) Act 1989—Sections 16 to 19—8 November 1989 (*Gazette* No. G44, 8 November 1989).
- Local Government Act 1989—Sections 1 to 96, 98, 99, 111 to 124, 186 to 206, 208 to 220, 222 to 228, 231 to 243 and Schedules 1 to 6, 8 and 10 to 12—1 November 1989 (*Gazette* No. G43, 1 November 1989).
- Local Government (Consequential Provisions) Act 1989—Sections 1, 2, 3 (1), 4 (1), 4 (2), 5 (1) to 5 (4), 6, 7, 8, 10 (1), 10 (2), 13, Items 2, 11, 13, 14, 16, 18, 19, 23 to 25, 27, 33, 40 to 42, 44, 45, 47, 48, 50, 53, 54, 57, 58, 67 to 74, 76, 77, 79 to 82, 84 to 92 of Schedule 1, Items 1.1 to 1.3, 1.5 to 8.8, 9.2, 9.6 to 9.10, 9.12, 9.13, 9.15, 9.17 to 9.33, 9.35 to 9.42, 9.51, 9.54, 9.56 to 10.1, 12.1, 12.4 to 14.9, 16.1 to 18.3, 19.1 to 20.1, 20.3 to 21.8, 21.11 to 22.9, 22.11, 22.14 to 23.19, 23.21 to 23.23, 23.25 to 23.27, 23.30, 23.31, 23.35, 23.36, 23.38, 23.43 to 23.45, 23.49, 23.52, 23.54, 23.56 to 27.39, 27.41 to 28.5, 28.7 to 29.2, 29.4 to 29.7, 29.9, 30.1 to 33.5, 33.9 to 33.12, 33.14 to 33.18, 33.20 to 36.1, 37.2 to 37.7, 38.1 to 42.10, 42.12, 42.14 to 42.18, 42.20, 42.21, 42.23 to 43.1, 43.3 to 46.2, 47.2, 47.7 to 47.9, 47.11 to 49.2, 50.1 to 50.9, 51.5 to 52.19, 52.24 to 53.7, 53.9 to 53.22, 53.24, 53.26 to 57.2, 57.4 to 57.8, 57.23, 57.35 to 57.37, 57.39 to 57.45, 57.47, 57.48, 57.56 to 57.58, 57.60 to 57.76, 57.79 to 59.8, 61.1 to 61.9, 62.1 to 64.8, 66.3, 66.5, 66.6, 67.1 to 68.21, 68.23 to 69.6, 69.8 to 69.12, 69.14, 69.15, 73.1 to 75.2, 77.1, 77.2, 77.4 to 77.10, 77.12 to 77.18, 77.20, 77.21, 77.23 to 77.35, 77.37, 77.40 to 77.45, 77.48 to 77.50, 77.52, 77.58 to 77.86, 79.1 to 79.6, 79.8 to 79.12, 79.14 to 79.18, 79.20, 80.3, 80.5, 80.6, 80.10, 81.1 to 82.12, 84.1 to 90.1, 91.1 to 91.6, 92.1, 93.1, 93.3 to 94.1, 94.3 to 94.7, 94.9, to 94.11, 95.3, 97.1 to 104.21,

Proclamations—*continued*

104.27, 104.29 to 105.9, 105.11 to 107.22, 107.24, 107.25, 107.27, 107.31 to 107.37, 107.39 to 107.44, 107.46 to 112.21, 112.25, 112.28 to 115.7, 115.9 to 117.3, 117.5 to 120.4, 120.6 to 120.8, 120.10 to 120.31, 120.35, 120.36, 120.38 to 120.44, 120.47 to 122.12, 122.14, 122.15, 122.18, 122.21, 122.24, 123.1, 123.2, 124.1 to 125.4, 125.8 to 130.6, 130.9 to 130.72, 130.74 to 130.76, 130.78 to 130.83, 130.85 to 130.94, 130.96, 130.99 to 130.101, 130.103 to 130.107, 130.109, 130.110, 130.121 to 130.125, 130.127 to 131.10, 131.13 to 131.42, 131.53, 131.55, 131.57 to 131.60, 131.62 to 132.9 and 132.14 to 137.3 of Schedule 2, Items 2 to 16, 21, 22, 36, 48, 51 to 53, 61, 64, 73, 78, 84 to 86, 88, 89 and 100 of Schedule 3—1 November 1989 (*Gazette* No. G43, 1 November 1989).

National Parks (Amendment) Act 1989—Section 29 (4) and 29 (5)—27 October 1989 (*Gazette* No. G42, 25 October 1989).

Sale of Land (Amendment) Act 1989—30 October 1989 (*Gazette* No. G42, 25 October 1989).

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of Proclamations, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Orders of the Day, Government Business, and Notices of Motion, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.

5 VISITING CHILD HEALTH NURSE PROGRAMME—The Honourable R. S. de Fegely moved, That this House condemns the Government for dismantling the Visiting Child Health Nurse Programme and calls on it to immediately reinstate funding to enable the programme to continue meeting the needs of isolated and socially disadvantaged families and the families of special needs children, particularly in rural Victoria.

Debate ensued.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

6 COGNATE BILLS—The Honourable M. A. Lyster moved, by leave, That this House authorizes and requires the Honourable the President to permit the motions for the second readings of the Water Bill and the Water (Consequential Amendments) Bill to be moved and debated concurrently.

Question—put and resolved in the affirmative.

7 WATER BILL AND WATER (CONSEQUENTIAL AMENDMENTS) BILL—The Orders of the Day having been read for the second reading of these Bills, pursuant to the Resolution of the Council this day (*for Resolution see Item 6*), the Honourable M. A. Lyster moved, That these Bills be now read a second time.

The Honourable R. I. Knowles (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

8 HEALTH (GENERAL AMENDMENT) (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read

a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 9 **ADOPTION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Adoption Act 1984' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 10 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Planning and Environment Act 1987', the 'Local Government Act 1958', the 'Valuation of Land (Amendment) Act 1989', the 'Planning Appeals Act 1980' and the 'Building Control Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 **CRIMES (BLOOD SAMPLES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 **MELBOURNE CRICKET GROUND TRUST BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to incorporate the trustees of the Melbourne Cricket Ground and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at 6.06 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 45—Thursday, 16 November 1989

- 1 The President took the Chair and read the Prayer.
- 2 **RACING (TAB SURPLUS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Part V of the 'Racing Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PAPERS—

HEALTH COMPUTING SERVICES—VICTORIA—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Report of Health Computing Services—Victoria Limited for the year 1988–89.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1987.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

LEGAL AND CONSTITUTIONAL COMMITTEE—FREEDOM OF INFORMATION—The Honourable D. M. Evans presented a Report from the Legal and Constitutional Committee upon Freedom of Information in Victoria, together with Appendices, Extracts from the Proceedings of the Committee, Minority Reports and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Reports to be printed.

The Honourable Haddon Storey moved, That the Report to taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Accident Compensation Commission—Report and financial statements for the year 1988–89.

Accident Compensation Tribunal—Report and financial statements for the year 1988–89.

Accident Rehabilitation Council—Report and financial statements for the year 1988–89.

Adult Parole Board—Report for the years 1987–88 and 1988–89.

Anti-Cancer Council—Report and financial statements for the year 1988–89.

Chiropractors and Osteopaths Registration Board—Report and financial statements for the year 1988.

Community Services Department—Report and financial statements for the year 1988–89.

Conservation Trust—Report and financial statements for the year 1988–89.

Corrections Office—Report and financial statements for the year 1988–89.

Geelong Performing Arts Centre Trust—Report and financial statements for the year 1988–89.

Health Department—Report and financial statements for the year 1988–89.

Health Services Commissioner—Report for the period 24 March 1988 to 30 June 1989.

Historic Buildings Council—Report for the year 1988–89.

Intellectually Disabled Persons' Services Act 1986—Report on the Activities of Community Visitors for the year 1988–89.

Law Reform Commission—

Report on Informed Decisions about Medical Procedures (jointly with the Australian Law Reform Commission and New South Wales Law Reform Commission).

Report on Informed Decisions about Medical Procedures—Doctor and Patient Studies.

Report on Inquiry Agents, Guard Agents and Watchmen: Occupational Regulation Report No. 5.

Report on Offensive Weapons, No. 29.

Management and Budget Department—Report and financial statements for the year 1988–89.

Marine Board—Report and financial statements for the year 1988–89.

Medical Board—Report for the year 1987–88 (incorporating the Report of the Hospitals Accreditation Committee for the year 1988–89).

Metropolitan Transit Authority—Report and financial statements for the year 1988–89.

Nursing Council—Report and financial statements for the year 1988–89.

Optometrists Registration Board—Report and financial statements for the year 1988–89.

Planning and Environment Ministry—Report and financial statements for the year 1988–89.

Police and Emergency Services Ministry—Report and financial statements for the year 1988–89.

Port of Geelong Authority—Report and financial statements for the year 1988–89.

Port of Melbourne Authority—Report and financial statements for the year 1988–89.

Port of Portland Authority—Report and financial statements for the year 1988–89.

Poultry Farmer Licensing Committee—Report for the year 1988–89.

Premier and Cabinet Department—Report and financial statements for the year 1988–89.

Radiation Advisory Committee—Report for the year ended 31 October 1989.

Road Construction Authority—Report and financial statements for the year 1988–89.

Road Traffic Authority—Report and financial statements for the year 1988–89.

State Transport Authority—Report and financial statements for the year 1988–89.

Taxation—Analysis of operations of Land Tax for the assessment year 1988 and Probate Duty and Gift Duty for the year 1988–89.

Tourism Commission—Report and statement of accounts for the year 1988–89.

Transport Ministry—Report and financial statements for the year 1988–89, including determinations of quantitative targets for the Public Transport Corporation and Roads Corporation for the year 1989–90.

The Honourable G. R. Craige moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

5 **CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

6 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

7 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

8 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 7 inclusive, be postponed until later this day.

9 **CONTROL OF WEAPONS BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable B. A. Chamberlain moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until the Report of the Law Reform Commission on Offensive Weapons, Tabled in this House on 16 November 1989, has undergone a process of public scrutiny and comment.”

Debate ensued.

The Honourable J. McLean moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **ADOPTION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
- The Honourable G. R. Craige moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 11 **MELBOURNE CRICKET GROUND TRUST BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 12 **RACING (TAB SURPLUS) BILL**—The Order of the day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
- The Honourable J. G. Miles moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 13 **WATER BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time [the Water (Consequential Amendments) Bill having been authorized to be debated concurrently pursuant to an Order of the Council on 15 November 1989] and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.
- Ordered—That the Bill be committed to a Committee of the whole later this day.
- 14 **WATER (CONSEQUENTIAL AMENDMENTS) BILL**—The concurrent second reading debate having concluded—
- Question—That this Bill be now read a second time—put and resolved in the affirmative. Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.
- Ordered—That the Bill be committed to a Committee of the whole later this day.
- 15 **ADOPTION (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.
- 16 **MELBOURNE CRICKET GROUND TRUST BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time

with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 **ROAD SAFETY (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 18 **JOINT SITTING**—The President announced that the time had arrived for the Joint Sitting with the Assembly to recommend Members for appointment to the Council of the Deakin University.

Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—

The President reported that, at the Joint Sitting, Harley Rivers Dickinson, M.P., the Honourable Roger Murray Hallam, M.L.C., and the Honourable David Ernest Henshaw, M.B.E., M.L.C., were chosen to be recommended for appointment.

- 19 **ROAD SAFETY (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 20 **FIRE AUTHORITIES (CONTRIBUTIONS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Country Fire Authority Act 1958', the 'Metropolitan Fire Brigades Act 1958' and the 'Fire Authorities Act 1989' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 21 **RACING (TAB SURPLUS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 **WATER BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the

Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 23 **WATER (CONSEQUENTIAL AMENDMENTS) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 24 **SUBDIVISION (FURTHER AMENDMENT) BILL**—By leave, on the motion (by leave without notice) of the Honourable B. T. Pullen, leave was given to bring in a Bill to amend the *Subdivision Act 1988* concerning redevelopment and bodies corporate and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 25 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL**—The Order of the Day having been read for resumption of the debate on the question, that this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 26 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

FRIDAY, 17 NOVEMBER 1989

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.39 a.m., adjourned until this day at 10.30 a.m.

A. V. BRAY

Clerk of the Legislative Council

No. 46—Friday, 17 November 1989

- 1 The President took the Chair and read the Prayer.

- 2 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill

for "*An Act to amend the 'Government Employee Housing Authority Act 1981' to enable the Authority to sell land, to amend section 53 of the 'Public Service Act 1974' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Environment Protection Act 1970', the 'Health (General Amendment) Act 1988' and the 'Litter Act 1987'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Water Bill.

Water (Consequential Amendments) Bill.

- 5 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Attorney-General's Department—Report and financial statements for the year 1988–89.

Capital Works Authority—Report and financial statements for the year 1988–89.

Conservation, Forests and Lands Department—Report and financial statements for the year 1988–89.

Consumer Affairs Ministry—Report and financial statements for the year 1988–89.

Director of Public Prosecutions Office—Report and financial statements for the year 1988–89.

Education Ministry—Report and financial statements for the year 1988–89.

Exhibition Trustees—Report and financial statements for the year 1988–89.

Freedom of Information Act 1982—Report on operation for the year 1988–89.

Government Employee Housing Authority—Report and financial statements for the year 1988–89.

Grants Commission—Report for the year ended 31 August 1989.

Guardianship and Administration Board—Report and financial statements for the year 1988–89.

Industry, Technology and Resources Department—Report and financial statements for the year 1988–89.

Latrobe Regional Commission—Report and financial statements for the year 1988–89.

Law Reform Commission—Report and financial statements for the year 1988–89.

Local Government Department—Report and financial statements for the year 1988–89.

Melbourne Wholesale Fruit and Vegetable Market Trust—Report and financial statements for the year 1988–89.

Melbourne University—Financial statements for the year 1986.

Members of Parliament (Register of Interests) Act 1978—Summary of variations notified to 15 November 1989.

Metropolitan Transit Authority Superannuation Fund—Report and financial statements for the year 1988–89.

Poultry Farmer Licensing Review Committee—Report for the year 1988–89.

Public Advocate—Report and financial statements for the year 1988–89.

Public Record Office—Report for the years 1987–88 and 1988–89.

Public Service Board—Report and financial statements for the year 1988–89.

Small Business Development Corporation—Report and financial statements for the year 1988–89.

Statutory Rule under the Egg Industry Act 1989—No. 264.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of the Statutory Rule, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

7 PLANNING AND ENVIRONMENT (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

8 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Friday next.

9 FISHERIES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable D. E. Henshaw having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 10 **PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend section 3 of the 'Public Authorities (Contributions) Act 1966' and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 **AGRICULTURE ACTS (GENERAL AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 12 **SUBDIVISION (FURTHER AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 13 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
- The Honourable M. A. Birrell moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 14 **FORESTS (LAMINEX INDUSTRIES AGREEMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to ratify an agreement with Laminex Industries and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 15 **FORESTS (VICTREE FORESTS AGREEMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to ratify an agreement with Victree Forests Pty Ltd and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 16 **PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 17 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had agreed to the Bill with amendments.

The Honourable B. T. Pullen moved, That the Bill be recommitted to the Committee of the whole in respect of clause 2.

Question—put and resolved in the affirmative.

Ordered—That the Bill be recommitted to the Committee of the whole later this day.

- 18 **FORESTS (LAMINEX INDUSTRIES AGREEMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable R. Lawson having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

The Honourable B. T. Pullen moved, That the following consequential amendments be made to the Bill:

1. Clause 2, line 2, omit sub-clause (1).
2. Clause 2, line 3, omit "25" and insert "24".
3. Clause 2, line 5, omit "27" and insert "26".
4. Clause 2, line 8, omit "30" and insert "29".
5. Clause 2, line 10, omit "30" and insert "29".
6. Clause 2, line 13, omit "30" and insert "29".
7. Clause 31, lines 2 and 3, omit "17, 21 and 26" and insert "16, 20 and 25".
8. Clause 31, line 12, omit "16, 17, 21 and 26" and insert "15, 16, 20 and 25".
9. Clause 31, line 26, omit "15" and insert "14".
10. Clause 31, line 36, omit "29" and insert "28".
11. Clause 31, line 41, omit "29" and insert "28".
12. Clause 32, line 12, omit "18" and insert "17".
13. Clause 33, line 31, omit "22" and insert "21".
14. Clause 33, line 34, omit "26" and insert "25".
15. Clause 33, line 38, omit "26" and insert "25".
16. Clause 33, page 23, line 8, omit "26" and insert "25".
17. Clause 33, page 23, line 11, omit "26" and insert "25".
18. Clause 33, page 23, line 17, omit "26" and insert "25".
19. Clause 34, line 21, omit "14" and insert "13".
20. Clause 34, line 24, omit "26" and insert "25".
21. Clause 35, line 36, omit "26" and insert "25".
22. Clause 36, line 22, omit "27" and insert "26".
23. Clause 36, line 27, omit "28" and insert "27".
24. Clause 36, line 30, omit "28" and insert "27".
25. Clause 37, line 32, omit "19" and insert "18".

Debate ensued.

Question—put and resolved in the affirmative with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Bill passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

- 20 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the recommittal of this Bill, the President left the Chair.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to further amendments in the Bill, the House ordered the Reports to be taken into consideration this day, whereupon the House adopted the Reports, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 21 **FORESTS (VICTREE FORESTS AGREEMENT) BILL**—This Bill was, according to Order and after debate, read a second time:

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 22 **FIRE AUTHORITIES (CONTRIBUTIONS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

[*Sitting suspended from 8.45 p.m. until 9.07 p.m.*]

- 23 **FIRE AUTHORITIES (CONTRIBUTIONS) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable D. M. Evans moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 24 **CRIMES (BLOOD SAMPLES) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 25 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have made the amendment suggested by the Council in this Bill, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill later this day.

- 26 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.

- 27 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
- House in Committee.
- The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had agreed to the Bill, including the amendment made by the Assembly on the suggestion of the Council, without amendment.
- The Honourable D. R. White moved, That the Report be now adopted.
- The Honourable D. R. White moved, That it be a suggestion to the Assembly that they make the following amendment in the Bill:
- Insert the following clause to follow clause 4:*
- ‘AA. (1) In section 10 (8) of the Principal Act—
- (a) for “One sixth” substitute “One seventh”; and
- (b) for “1 February 1988” substitute “1 October 1989”.
- (2) Despite anything to the contrary in section 2, sub-section (1) of this section is deemed to have come into operation on 1 October 1989.’
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be returned to the Assembly with a Message suggesting that they amend the Bill as set forth in the foregoing Resolution.
- Ordered—That the further consideration of the Report from the Committee of the whole be postponed until later this day.
- 28 **FIRE AUTHORITIES (CONTRIBUTIONS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 29 **BAYSIDE PROJECT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.
- Ordered—That the amendments be taken into consideration later this day.
- 30 **FORESTS (VICTREE FORESTS AGREEMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 31 **CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative; Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

32 **BAYSIDE PROJECT (AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 2, after line 13 insert—

“() Section 8 (1) (a) is deemed to have come into operation on 30 October 1989.”.

2. Clause 5, lines 40 to 43 omit all words and expressions on these lines and insert—

‘(e) for section 16 (1) there were substituted—

“(1) The *Subdivision Act* 1988 and the regulations made under that Act (as modified by section 40A of this Act) apply to a body corporate in an item in Schedule 3 created under this Act on the registration of a plan of subdivision under that Act is a plan referred to in column 1 of that item; and

(f) Section 16 (2) did not form part of this Act; and”.’.

3. Clause 5, page 4, line 31, omit all words and expressions on this line and insert—

‘(q) a reference in section 29 (1) to “approval of that plan of subdivision under the *Transfer of Land Act* 1958” were a reference to “registration of that plan of subdivision under the *Subdivision Act* 1988”.’.

4. Clause 5, page 4, lines 39 and 40 omit all words and expressions on these lines and insert—

“(a) a reference to—

(i) a lot included a reference to a primary allotment in column 2 of that item; and

(ii) common property included a reference to a common allotment in column 4 of that item; and”.

5. Clause 5, page 5, line 14, after “(6)” insert “31, 32 (7)”.

6. Clause 5, page 5, lines 16 to 18 omit all words and expressions on these lines and insert—

“(g) a reference to a body corporate included a reference to a body corporate in column 3 of that item; and”.

7. Clause 6, lines 33 to 39, omit sub-clause (1) and insert—

‘(1) The Principal Act is amended as follows:

(a) In section 14 (4) (a) (ii) after “allotment” (where first occurring) insert “or lot”;

(b) In section 14 (4) (a) (iii) after “allotment” (where first occurring) insert “or lot”;

(c) In section 14 (4) for paragraph (b) substitute—

“(b) if a plan of subdivision of land that forms the whole or part of, or that used to form the whole or part of, a primary allotment in column 2 of that item is registered or approved under an Act—

(i) the body or bodies corporate (but not the members of the body or bodies corporate) created under this Act on the registration or approval of that plan or under the Act under which that plan is registered or approved; and

(ii) the registered proprietor or registered proprietors for the time being of any lot on that plan, if not included in the membership of any of the bodies corporate referred to in sub-paragraph (i).”.’.

8. Clause 8, line 7, after “3 (3)” insert—

‘(i) after “1967” (wherever occurring) insert “the *Transfer of Land Act* 1958”; and

(ii) ’.

9. Clause 8, lines 20 and 21, omit this paragraph and insert—

“() In section 31 (1) paragraph (a) is repealed;”.

10. Clause 8, line 41, omit “, 2”.
11. Clause 8, after line 42, insert—

‘(1E) Section 29 of the *Building Control Act* 1981, as in force before the commencement of the *Subdivision Act* 1988 continues to apply to the bayside land as if section 47 (2) of the *Subdivision Act* 1988 had not been enacted.”;

(i) In section 38 after “1958” insert “and section 18 of the *Subdivision Act* 1988”;
12. Clause 8, page 7, after line 15 insert—

‘ () In section 29 (2) of the Principal Act after “Order” (where secondly occurring) insert “and provide for any vesting, divesting, creation, variation or extinguishment of any interest, right or privilege affecting land that is necessary in consequence of that amendment”.’.

The Honourable Evan Walker moved, That the Council agree to the amendments made by the Assembly in this Bill.

Debate ensued.

Question—put and resolved in the affirmative with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 33 **CRIMES (BLOOD SAMPLES) BILL**—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 10, omit this clause.
2. *Insert the following New Clause to follow Clause 9:*

Sunset provision

“AA. The amendments made to the Principal Act by sections 4, 5, 6, 7 and 8 continue in force until the day which is 12 months after the day on which section 5 comes into operation and no longer and after that day the Principal Act has effect as if it had not been amended by those sections.”.

The Honourable Evan Walker moved, That the Council agree to the amendments made by the Assembly in this Bill.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 34 **PAPERS**—

PORTLAND SMELTER AND ALUMINIUM SMELTERS OF VICTORIA—The Honourable Evan Walker (for the Honourable D. R. White) moved, by leave, That there be laid before this House a copy of the Report of the Portland Smelter Unit Trust Financial Statements for the year 1988–89, and Aluminium Smelters of Victoria Pty Ltd for the year 1988–89.

Question—put and resolved in the affirmative.

The said Paper was thereupon presented by the Honourable Evan Walker (for the Honourable D. R. White) and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Infertility (Medical Procedures) Act 1984—Report on Central Register, 1988–89.

Mental Health Act 1986—Report on the Activities of Community Visitors for the year 1988–89.

Statutory Rule under the Road Safety Act 1986—No. 268.

Young Farmers' Finance Council—Report for the year 1988–89.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of the Statutory Rule, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 35 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

SATURDAY, 18 NOVEMBER 1989

Question—put and resolved in the affirmative.

- 36 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they had made the further amendment suggested by the Council in this Bill, and desiring the concurrence of the Council therein.

The Order of the Day having then been read for the further consideration of the report from the Committee of the whole on this Bill—

The Honourable D. R. White moved, as an amendment to the question “That the Report be now adopted”, that the following words “and that the Council agree to the further amendment made by the Assembly on the suggestion of the Council” be added to the question.

Question—That the words proposed to be added be so added—put and resolved in the affirmative.

Question—That the Report be now adopted and that the Council agree to the further amendment made by the Assembly on the suggestion of the Council—put and resolved in the affirmative.

Bill read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly on the suggestions of the Council, without amendment.

- 37 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act relating to the marketing of certain agricultural commodities; to provide for the establishment and functions of committees in respect of certain of those products; to provide for the establishment and functions of a Wine Grape Industry Negotiating Committee; to repeal the ‘Wine Grape Processing Industry Act 1978’; and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 38 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Parliamentary Committees Act 1968’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was read a second time, after debate, and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 39 **CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report.

The President having ruled that an amendment made to the Bill at the Committee stage may impinge on the jurisdiction of the Supreme Court, the question—That this Bill be now read a second time—was resubmitted. Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 40 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Environment Protection (General Amendment) Bill
 Fisheries (Amendment) Bill
 Planning and Environment (Amendment) Bill.

And then the Council, at 1.23 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That Regulation 7(a)(iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 6 sitting days remain for resolving***]
- 2 **THE HON. D.M. EVANS** - To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 9 sitting days remain for resolving***]
- 3 **THE HON. D.M. EVANS** - To move, That the Water (Lake Eildon Recreational Area) (Amendment) Regulations 1989 (S.R. No. 205/1989) be disallowed. [*Notice given 14 November 1989; 9 sitting days remain for resolving***]

***Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - (*from Assembly - Hon. Evan Walker*) - Second reading.
- 2 **FISHERIES (ABALONE LICENCE CHARGES) BILL** - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 3 **CONTROL OF WEAPONS BILL** - (*Hon. D.R. White*) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - *Resumption of debate.* (*Hon. J. McLean*).
- 4 **ROOMING HOUSES BILL** - (*Hon. B. T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. K. M. Smith*).
- 5 **PENALTIES AND SENTENCES BILL** - (*Hon. Evan Walker*) - Second reading - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 6 **MENTAL HEALTH (GENERAL AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 7 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL** - (*Hon. Evan Walker*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).

* Indicates new entry

- * 8 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL** -
(from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate.
(Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (Hon. B.A. Chamberlain) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (Hon. D.M. Evans) - Resumption of debate. (Hon. C.F. Van Buren).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (Hon. R.J. Long) - Resumption of debate. (Hon. B.E. Davidson).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (Hon. Marie Tehan) - Resumption of debate. (Hon. D.M. Evans).

- 5 LIQUOR CONTROL ACT - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 ARTS MINISTRY REPORT, 1988-89 - To be considered.
- 8 COUNTRY FIRE AUTHORITY REPORT, 1988-89 - To be considered.
- 9 FILM VICTORIA REPORT, 1988-89 - To be considered.
- 10 PHARMACY BOARD REPORT, 1988 - To be considered.
- 11 RURAL WATER COMMISSION REPORT, 1988-89 - To be considered.
- 12 SOLAR ENERGY COUNCIL REPORT, 1988-89 - To be considered.
- 13 PRIVILEGES COMMITTEE - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate* (*Hon. Evan Walker*).
- 14 ROAD FUNDING - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 15 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
- 16 GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1988-89 - To be considered.
- 17 AFTER CARE HOSPITAL REPORT, 1988-89 - To be considered.
- 18 AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1988-89 - To be considered.
- 19 ALPINE RESORTS COMMISSION REPORT, 1987-88 - To be considered.
- 20 APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 21 AUSTIN HOSPITAL REPORT, 1988-89 - To be considered.
- 22 BENDIGO AND NORTHERN DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 23 BOORT DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 24 BOX HILL HOSPITAL REPORT, 1988-89 - To be considered.
- 25 CLUNES DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 26 CRESWICK DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 27 DANDENONG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 28 DIMBOOLA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 29 DONALD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 30 DUNOLLY DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 31 EAST GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 32 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1988-89 - To be considered.
- 33 ESTATE AGENTS BOARD REPORT, 1988-89 - To be considered.
- 34 FAIRFIELD HOSPITAL REPORT, 1988-89 - To be considered.
- 35 FRANKSTON HOSPITAL REPORT, 1988-89 - To be considered.

- 36 GEELONG HOSPITAL REPORT, 1988-89 - To be considered.
- 37 GRACE McKELLAR CENTRE REPORT, 1988-89 - To be considered.
- 38 GREENVALE CENTRE REPORT, 1988-89 - To be considered.
- 39 HAMILTON BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 40 HOUSING GUARANTEE FUND LIMITED REPORT, 1988-89 - To be considered.
- 41 INGLEWOOD HOSPITAL REPORT, 1988-89 - To be considered.
- 42 KANIVA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 43 KYNETON DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 44 LABOUR DEPARTMENT REPORT, 1988-89 - To be considered.
- 45 LAND PROTECTION COUNCIL REPORT, 1988-89 - To be considered.
- 46 LATROBE VALLEY HOSPITAL REPORT, 1988-89 - To be considered.
- 47 LIQUOR LICENSING COMMISSION REPORT, 1988-89 - To be considered.
- 48 LISMORE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 49 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 50 LORNE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 51 MT. ALEXANDER HOSPITAL REPORT, 1988-89 - To be considered.
- 52 MAFFRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 53 MALDON HOSPITAL REPORT, 1988-89 - To be considered.
- 54 MELBOURNE AND ESSENDON AMALGAMATED HOSPITALS REPORT, 1988-89 - To be considered.
- 55 MERCY MATERNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 56 NHILL HOSPITAL REPORT, 1988-89 - To be considered.
- 57 PETER MacCALLUM CANCER INSTITUTE REPORT, 1988-89 - To be considered.
- 58 ROYAL CHILDREN'S HOSPITAL REPORT, 1988-89 - To be considered.
- 59 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1988-89 - To be considered.
- 60 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1988-89 - To be considered.
- 61 ST ARNAUD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 62 ST GEORGE'S HOSPITAL REPORT, 1988-89 - To be considered.
- 63 SOUTH GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 64 STAMPS ACT 1958 - MINISTER'S REPORT OF 31 OCTOBER 1989 OF APPROVED EXEMPTIONS, 1988-89 - To be considered.
- 65 STATE ELECTORAL OFFICE REPORT, 1988-89 - To be considered.
- 66 STATE INSURANCE OFFICE REPORT, 1988-89 - To be considered.
- 67 STAWELL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 68 TALLANGATTA HOSPITAL REPORT, 1988-89 - To be considered.
- 69 RODNEY DISTRICT BY-ELECTION REPORT - To be considered.
- 70 TIMBOON AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 71 URBAN LAND AUTHORITY REPORT, 1988-89 - To be considered.
- 72 WARRACKNABEAL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.

- 73 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 74 WILLAURA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 75 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 76 WODONGA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 77 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 78 YARRAM AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 79 YARRAWONGA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 80 LEGISLATIVE COUNCIL DEPARTMENT REPORT, 1988-89 - To be considered.
- 81 PARLIAMENTARY LIBRARY REPORT, 1988-89 - To be considered.
- 82 HANSARD DEPARTMENT REPORT, 1988-89 - To be considered.
- 83 HOUSE COMMITTEE DEPARTMENT REPORT, 1988-89 - To be considered.
- 84 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT- To be considered.
- 85 AUDITOR-GENERAL'S OFFICE REPORT, 1988-89 - To be considered.
- 86 BUILDING SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 87 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1988-89 - To be considered.
- 88 CO-OPERATIVE HOUSING SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 89 CO-OPERATIVE SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 90 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1987-88 - To be considered.
- 91 FRIENDLY SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 92 HEALTH PROMOTION FOUNDATION REPORT, 1988-89 - To be considered.
- 93 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1988-89 - To be considered.
- 94 ACCOUNTABILITY REQUIREMENTS FOR PUBLIC HOSPITALS IN VICTORIA - MINISTER'S RESPONSE TO ECONOMIC AND BUDGET REVIEW COMMITTEE'S RECOMMENDATIONS - To be considered.
- 95 PROPERTY AND SERVICES DEPARTMENT REPORT, 1988-89 - To be considered.
- 96 WATER RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
- 97 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate (*Hon. W.R. Baxter*).
- 98 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1988-89 - To be considered.
- 99 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1987 - To be considered.
- 100 FREEDOM OF INFORMATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- 101 ACCIDENT COMPENSATION COMMISSION REPORT, 1988-89 - To be considered.

- 102 ACCIDENT COMPENSATION TRIBUNAL REPORT, 1988-89 - To be considered.
- 103 ACCIDENT REHABILITATION COUNCIL REPORT, 1988-89 - To be considered.
- 104 ADULT PAROLE BOARD REPORT, 1987-88 AND 1988-89 - To be considered.
- 105 ANTI-CANCER COUNCIL REPORT, 1988-89 - To be considered.
- 106 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1988 - To be considered
- 107 COMMUNITY SERVICES DEPARTMENT REPORT, 1988-89 - To be considered.
- 108 CONSERVATION TRUST REPORT, 1988-89 - To be considered.
- 109 CORRECTIONS OFFICE REPORT, 1988-89 - To be considered.
- 110 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1988-89 - To be considered
- 111 HEALTH DEPARTMENT REPORT, 1988-89 - To be considered.
- 112 HEALTH SERVICES COMMISSIONER'S REPORT, 1988-89 - To be considered.
- 113 HISTORIC BUILDINGS COUNCIL REPORT, 1988-89 - To be considered.
- 114 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT - To be considered.
- 115 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - LAW REFORM COMMISSION'S REPORT - To be considered.
- 116 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - DOCTOR AND PATIENT STUDIES - LAW REFORM COMMISSION'S REPORT - To be considered.
- 117 INQUIRY AGENTS, GUARD AGENTS AND WATCHMEN - LAW REFORM COMMISSION'S REPORT - To be considered.
- 118 OFFENSIVE WEAPONS - LAW REFORM COMMISSION'S REPORT - To be considered.
- 119 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1988-89 - To be considered.
- 120 MARINE BOARD REPORT, 1988-89 - To be considered.
- 121 MEDICAL BOARD REPORT 1987-88 - To be considered.
- 122 METROPOLITAN TRANSIT AUTHORITY REPORT, 1988-89 - To be considered.
- 123 NURSING COUNCIL REPORT, 1988-89 - To be considered.
- 124 OPTOMETRISTS REGISTRATION BOARD REPORT, 1988-89 - To be considered.
- 125 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1988-89 - To be considered.
- 126 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1988-89 - To be considered.
- 127 PORT OF GEELONG AUTHORITY REPORT, 1988-89 - To be considered.
- 128 PORT OF MELBOURNE AUTHORITY REPORT, 1988-89 - To be considered.
- 129 PORT OF PORTLAND AUTHORITY REPORT, 1988-89 - To be considered.
- 130 POULTRY FARMER LICENSING COMMITTEE REPORT, 1988-89 - To be considered.
- 131 PREMIER AND CABINET DEPARTMENT REPORT, 1988-89 - To be considered.

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- 132 RADIATION ADVISORY COMMITTEE REPORT, 1988-89 - To be considered.
 - 133 ROAD CONSTRUCTION AUTHORITY REPORT, 1988-89 - To be considered.
 - 134 ROAD TRAFFIC AUTHORITY REPORT, 1988-89 - To be considered.
 - 135 STATE TRANSPORT AUTHORITY REPORT, 1988-89 - To be considered.
 - 136 TAXATION - ANALYSIS OF OPERATIONS OF LAND TAX, 1988 AND PROBATE DUTY AND GIFT DUTY, 1988-89 - To be considered.
 - 137 TOURISM COMMISSION REPORT, 1988-89 - To be considered.
 - 138 TRANSPORT MINISTRY REPORT, 1988-89, AND QUANTITATIVE TARGETS FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION, 1989-90 - To be considered.
 - *139 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1988-89 - To be considered.
 - *140 CAPITAL WORKS AUTHORITY REPORT, 1988-89 - To be considered.
 - *141 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT 1988-89 - To be considered.
 - *142 CONSUMER AFFAIRS MINISTRY REPORT, 1988-89 - To be considered.
 - *143 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1988-89 - To be considered.
 - *144 EDUCATION MINISTRY REPORT, 1988-89 - To be considered.
 - *145 EXHIBITION TRUSTEES REPORT, 1988-89 - To be considered.
 - *146 FREEDOM OF INFORMATION ACT 1982 - REPORT ON OPERATION, 1988-89 - To be considered.
 - *147 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1988-89 - To be considered.
 - *148 GRANTS COMMISSION REPORT, 1988-89 - To be considered.
 - *149 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1988-89 - To be considered.
 - *150 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
 - *151 LATROBE REGIONAL COMMISSION REPORT, 1988-89 - To be considered.
 - *152 LAW REFORM COMMISSION REPORT, 1988-89 - To be considered.
 - *153 LOCAL GOVERNMENT DEPARTMENT REPORT, 1988-89 - To be considered.
 - *154 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1988-89 - To be considered.
 - *155 MELBOURNE UNIVERSITY COUNCIL - FINANCIAL STATEMENTS, 1986 - To be considered.
 - *156 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS NOTIFIED TO 15 NOVEMBER 1989 - To be considered.
 - *157 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - *158 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
 - *159 PUBLIC ADVOCATE REPORT, 1988-89 - To be considered.
 - *160 PUBLIC RECORD OFFICE REPORT, 1987-88 AND 1988-89 - To be considered.
 - *161 PUBLIC SERVICE BOARD REPORT, 1988-89 - To be considered.

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- *162 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1988-89 - To be considered.
 - *163 PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1988-89 - To be considered.
 - *164 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1988-89 - To be considered.
 - *165 MENTAL HEALTH ACT 1986 - COMMUNITY VISITORS' REPORT, 1988-89 - To be considered.
 - *166 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1988-89 - To be considered.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday-3.00 p.m.

Wednesday-2.00 p.m.

Thursday-11.00 a.m.

Business to take precedence-

Tuesday and Thursday - Government business.

Wednesday - General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

Notice Paper No. 47

Wednesday, 7 March 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That Regulation 7(a)(iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 5 sitting days remain for resolving***]
- 2 THE HON. D.M. EVANS - To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 8 sitting days remain for resolving***]
- 3 THE HON. D.M. EVANS - To move, That the Water (Lake Eildon Recreational Area) (Amendment) Regulations 1989 (S.R. No. 205/1989) be disallowed. [*Notice given 14 November 1989; 8 sitting days remain for resolving***]

***Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
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- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years

by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (Hon. B.A. Chamberlain) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (Hon. D.M. Evans) - *Resumption of debate.* (Hon. C.F. Van Buren).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (Hon. R.J. Long) - *Resumption of debate.* (Hon. B.E. Davidson).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (Hon. Marie Tehan) - *Resumption of debate.* (Hon. D.M. Evans).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (Hon. D.M. Evans) - *Resumption of debate.* (Hon. W.A. Landeryou).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (Hon. R.A. Mackenzie) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (Hon. M.A. Birrell) - *Resumption of debate.* (Hon. Evan Walker).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (Hon. R.M. Hallam) - *Resumption of debate.* (Hon. B.A. Chamberlain).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **GOVERNMENT MAJOR PROJECTS UNIT REPORT, 1988-89** - To be considered.
- 11 **AFTER CARE HOSPITAL REPORT, 1988-89** - To be considered.
- 12 **AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1988-89** - To be considered.
- 13 **ALPINE RESORTS COMMISSION REPORT, 1987-88** - To be considered.
- 14 **APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89** - To be considered.
- 15 **AUSTIN HOSPITAL REPORT, 1988-89** - To be considered.
- 16 **BENDIGO AND NORTHERN DISTRICT BASE HOSPITAL REPORT, 1988-89** - To be considered.

- 17 BOORT DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 18 BOX HILL HOSPITAL REPORT, 1988-89 - To be considered.
- 19 CLUNES DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 20 CRESWICK DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 21 DANDENONG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 22 DIMBOOLA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 23 DONALD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 24 DUNOLLY DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 25 EAST GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 26 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1988-89 - To be considered.
- 27 ESTATE AGENTS BOARD REPORT, 1988-89 - To be considered.
- 28 FAIRFIELD HOSPITAL REPORT, 1988-89 - To be considered.
- 29 FRANKSTON HOSPITAL REPORT, 1988-89 - To be considered.
- 30 GEELONG HOSPITAL REPORT, 1988-89 - To be considered.
- 31 GRACE McKELLAR CENTRE REPORT, 1988-89 - To be considered.
- 32 GREENVALE CENTRE REPORT, 1988-89 - To be considered.
- 33 HAMILTON BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 34 HOUSING GUARANTEE FUND LIMITED REPORT, 1988-89 - To be considered.
- 35 INGLEWOOD HOSPITAL REPORT, 1988-89 - To be considered.
- 36 KANIVA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 37 KYNETON DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 38 LABOUR DEPARTMENT REPORT, 1988-89 - To be considered.
- 39 LAND PROTECTION COUNCIL REPORT, 1988-89 - To be considered.
- 40 LATROBE VALLEY HOSPITAL REPORT, 1988-89 - To be considered.
- 41 LIQUOR LICENSING COMMISSION REPORT, 1988-89 - To be considered.
- 42 LISMORE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 43 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 44 LORNE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 45 MT. ALEXANDER HOSPITAL REPORT, 1988-89 - To be considered.
- 46 MAFFRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 47 MALDON HOSPITAL REPORT, 1988-89 - To be considered.
- 48 MELBOURNE AND ESSENDON AMALGAMATED HOSPITALS REPORT, 1988-89 - To be considered.
- 49 MERCY MATERNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 50 NHILL HOSPITAL REPORT, 1988-89 - To be considered.
- 51 PETER MACCALLUM CANCER INSTITUTE REPORT, 1988-89 - To be considered.
- 52 ROYAL CHILDREN'S HOSPITAL REPORT, 1988-89 - To be considered.
- 53 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1988-89 - To be considered.

- 54 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1988-89 - To be considered.
- 55 ST ARNAUD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 56 ST GEORGE'S HOSPITAL REPORT, 1988-89 - To be considered.
- 57 SOUTH GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 58 STAMPS ACT 1958 - MINISTER'S REPORT OF 31 OCTOBER 1989 OF APPROVED EXEMPTIONS, 1988-89 - To be considered.
- 59 STATE ELECTORAL OFFICE REPORT, 1988-89 - To be considered.
- 60 STATE INSURANCE OFFICE REPORT, 1988-89 - To be considered.
- 61 STAWELL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 62 TALLANGATTA HOSPITAL REPORT, 1988-89 - To be considered.
- 63 RODNEY DISTRICT BY-ELECTION REPORT - To be considered.
- 64 TIMBOON AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 65 URBAN LAND AUTHORITY REPORT, 1988-89 - To be considered.
- 66 WARRACKNABEAL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 67 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 68 WILLAURA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 69 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 70 WODONGA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 71 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 72 YARRAM AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 73 YARRAWONGA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 74 LEGISLATIVE COUNCIL DEPARTMENT REPORT, 1988-89 - To be considered.
- 75 PARLIAMENTARY LIBRARY REPORT, 1988-89 - To be considered.
- 76 HANSARD DEPARTMENT REPORT, 1988-89 - To be considered.
- 77 HOUSE COMMITTEE DEPARTMENT REPORT, 1988-89 - To be considered.
- 78 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT- To be considered.
- 79 AUDITOR-GENERAL'S OFFICE REPORT, 1988-89 - To be considered.
- 80 BUILDING SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 81 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1988-89 - To be considered.
- 82 CO-OPERATIVE HOUSING SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 83 CO-OPERATIVE SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 84 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1987-88 - To be considered.
- 85 FRIENDLY SOCIETIES - REGISTRAR'S REPORT, 1988-89 - To be considered.
- 86 HEALTH PROMOTION FOUNDATION REPORT, 1988-89 - To be considered.
- 87 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1988-89 - To be considered.

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- 88 ACCOUNTABILITY REQUIREMENTS FOR PUBLIC HOSPITALS IN VICTORIA - MINISTER'S RESPONSE TO ECONOMIC AND BUDGET REVIEW COMMITTEE'S RECOMMENDATIONS - To be considered.
 - 89 PROPERTY AND SERVICES DEPARTMENT REPORT, 1988-89 - To be considered.
 - 90 WATER RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
 - 91 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
 - 92 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1988-89 - To be considered.
 - 93 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1987 - To be considered.
 - 94 FREEDOM OF INFORMATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
 - 95 ACCIDENT COMPENSATION COMMISSION REPORT, 1988-89 - To be considered.
 - 96 ACCIDENT COMPENSATION TRIBUNAL REPORT, 1988-89 - To be considered.
 - 97 ACCIDENT REHABILITATION COUNCIL REPORT, 1988-89 - To be considered.
 - 98 ADULT PAROLE BOARD REPORT, 1987-88 AND 1988-89 - To be considered.
 - 99 ANTI-CANCER COUNCIL REPORT, 1988-89 - To be considered.
 - 100 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1988 - To be considered
 - 101 COMMUNITY SERVICES DEPARTMENT REPORT, 1988-89 - To be considered.
 - 102 CONSERVATION TRUST REPORT, 1988-89 - To be considered.
 - 103 CORRECTIONS OFFICE REPORT, 1988-89 - To be considered.
 - 104 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1988-89 - To be considered
 - 105 HEALTH DEPARTMENT REPORT, 1988-89 - To be considered.
 - 106 HEALTH SERVICES COMMISSIONER'S REPORT, 1988-89 - To be considered.
 - 107 HISTORIC BUILDINGS COUNCIL REPORT, 1988-89 - To be considered.
 - 108 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT - To be considered.
 - 109 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - LAW REFORM COMMISSION'S REPORT - To be considered.
 - 110 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - DOCTOR AND PATIENT STUDIES - LAW REFORM COMMISSION'S REPORT - To be considered.
 - 111 INQUIRY AGENTS, GUARD AGENTS AND WATCHMEN - LAW REFORM COMMISSION'S REPORT - To be considered.
 - 112 OFFENSIVE WEAPONS - LAW REFORM COMMISSION'S REPORT - To be considered.
 - 113 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1988-89 - To be considered.
 - 114 MARINE BOARD REPORT, 1988-89 - To be considered.
 - 115 MEDICAL BOARD REPORT, 1987-88 - To be considered.

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- 116 METROPOLITAN TRANSIT AUTHORITY REPORT, 1988-89 - To be considered.
 - 117 NURSING COUNCIL REPORT, 1988-89 - To be considered.
 - 118 OPTOMETRISTS REGISTRATION BOARD REPORT, 1988-89 - To be considered.
 - 119 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1988-89 - To be considered.
 - 120 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1988-89 - To be considered.
 - 121 PORT OF GEELONG AUTHORITY REPORT, 1988-89 - To be considered.
 - 122 PORT OF MELBOURNE AUTHORITY REPORT, 1988-89 - To be considered.
 - 123 PORT OF PORTLAND AUTHORITY REPORT, 1988-89 - To be considered.
 - 124 POULTRY FARMER LICENSING COMMITTEE REPORT, 1988-89 - To be considered.
 - 125 PREMIER AND CABINET DEPARTMENT REPORT, 1988-89 - To be considered.
 - 126 RADIATION ADVISORY COMMITTEE REPORT, 1988-89 - To be considered.
 - 127 ROAD CONSTRUCTION AUTHORITY REPORT, 1988-89 - To be considered.
 - 128 ROAD TRAFFIC AUTHORITY REPORT, 1988-89 - To be considered.
 - 129 STATE TRANSPORT AUTHORITY REPORT, 1988-89 - To be considered.
 - 130 TAXATION - ANALYSIS OF OPERATIONS OF LAND TAX, 1988 AND PROBATE DUTY AND GIFT DUTY, 1988-89 - To be considered.
 - 131 TOURISM COMMISSION REPORT, 1988-89 - To be considered.
 - 132 TRANSPORT MINISTRY REPORT, 1988-89, AND QUANTITATIVE TARGETS FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION, 1989-90 - To be considered.
 - 133 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1988-89 - To be considered.
 - 134 CAPITAL WORKS AUTHORITY REPORT, 1988-89 - To be considered.
 - 135 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT 1988-89 - To be considered.
 - 136 CONSUMER AFFAIRS MINISTRY REPORT, 1988-89 - To be considered.
 - 137 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1988-89 - To be considered.
 - 138 EDUCATION MINISTRY REPORT, 1988-89 - To be considered.
 - 139 EXHIBITION TRUSTEES REPORT, 1988-89 - To be considered.
 - 140 FREEDOM OF INFORMATION ACT 1982 - REPORT ON OPERATION, 1988-89 - To be considered.
 - 141 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1988-89 - To be considered.
 - 142 GRANTS COMMISSION REPORT, 1988-89 - To be considered.
 - 143 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1988-89 - To be considered.
 - 144 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
 - 145 LATROBE REGIONAL COMMISSION REPORT, 1988-89 - To be considered.
 - 146 LAW REFORM COMMISSION REPORT, 1988-89 - To be considered.
 - 147 LOCAL GOVERNMENT DEPARTMENT REPORT, 1988-89 - To be considered.

Wednesday, 7 March 1990

- 148 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1988-89 - To be considered.
- 149 MELBOURNE UNIVERSITY COUNCIL - FINANCIAL STATEMENTS, 1986 - To be considered.
- 150 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS NOTIFIED TO 15 NOVEMBER 1989 - To be considered.
- 151 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 152 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
- 153 PUBLIC ADVOCATE REPORT, 1988-89 - To be considered.
- 154 PUBLIC RECORD OFFICE REPORT, 1987-88 AND 1988-89 - To be considered.
- 155 PUBLIC SERVICE BOARD REPORT, 1988-89 - To be considered.
- 156 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1988-89 - To be considered.
- 157 PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1988-89 - To be considered.
- 158 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1988-89 - To be considered.
- 159 MENTAL HEALTH ACT 1986 - COMMUNITY VISITORS' REPORT, 1988-89 - To be considered.
- 160 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1988-89 - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - *(from Assembly - Hon. Evan Walker)* - Second reading.
- 2 FISHERIES (ABALONE LICENCE CHARGES) BILL - *(from Assembly - Hon. B.T. Pullen)* - Second reading - *Resumption of debate. (Hon. R.I. Knowles).*
- 3 CONTROL OF WEAPONS BILL - *(Hon. D.R. White)* - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - *Resumption of debate. (Hon. J. McLean).*
- 4 ROOMING HOUSES BILL - *(Hon. B. T. Pullen)* - Second reading - *Resumption of debate. (Hon. K. M. Smith).*
- 5 PENALTIES AND SENTENCES BILL - *(Hon. Evan Walker)* - Second reading - *Resumption of debate. (Hon. B.A. Chamberlain).*
- 6 MENTAL HEALTH (GENERAL AMENDMENT) BILL - *(Hon. C.J. Hogg)* - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 7 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL - *(Hon. Evan Walker)* - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 8 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - *(from Assembly - Hon. M.A. Lyster)* - Second reading - *Resumption of debate. (Hon. Haddon Storey).*

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS**Nos. 47 and 48****No. 47—Tuesday, 6 March 1990**

- 1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 3.00 p.m. as the time of meeting.
- 2 The President took the Chair and read the Prayer.
- 3 **THE LATE HONOURABLE SIR HENRY EDWARD BOLTE, G.C.M.G.**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 4 January 1990, of the Honourable Sir Henry Edward Bolte, G.C.M.G., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Hampden from 1947 to 1972, and as Premier and Treasurer from 1955 to 1972, Minister of Water Supply and of Mines from 1948 to 1950, Minister of Conservation from 1949 to 1950 and from 1955 to 1961, Minister of Lands and Soldier Settlement in 1955, Minister of Mines and of Water Supply in 1964 and Minister of State Development in 1964.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 4 **THE LATE MRS ELIZABETH SUSAN GLEESON**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 16 December 1989, of Mrs Elizabeth Susan Gleeson, and places on record its acknowledgement of the valuable services rendered by her to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Thomastown from 1985 to 1989.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 5 **THE LATE HONOURABLE SIR RUTHERFORD CAMPBELL GUTHRIE, C.M.G.**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 20 February 1990, of the Honourable Sir Rutherford Campbell Guthrie, C.M.G., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Ripon from 1947 to 1950 and as Minister of Lands and of Soldier Settlement from 1948 to 1950.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 6 **ADJOURNMENT**—The Honourable Evan Walker moved, That as a further mark of respect to the memories of the late Honourables Sir Henry Edward Bolte, G.C.M.G., and Sir Rutherford Campbell Guthrie, C.M.G., and Mrs Elizabeth Susan Gleeson, the House do now adjourn.

Question—put and resolved in the affirmative.

And then the Council, at 5.54 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 48—Wednesday, 7 March 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

On 28 November 1989—

Adoption (Amendment) Act
Melbourne Cricket Ground Trust Act
Racing (TAB Surplus) Act
Agriculture Acts (General Amendment) Act
Public Authorities (Contributions) (Amendment) Act
Fisheries (Amendment) Act
Business Franchise (Tobacco) (Amendment) Act
Parliamentary Committees (Amendment) Act
Very Fast Train (Route Investigation) Act
Health (General Amendment) (Amendment) Act
Chiropodists (Amendment) Act.

On 5 December 1989—

Water Act
Water (Consequential Amendments) Act
Forests (Laminex Industries Agreement) Act
Forests (Victree Forests Agreement) Act
Crimes (Blood Samples) Act
Bayside Project (Amendment) Act
Planning and Environment (Amendment) Act
Environment Protection (General Amendment) Act
Historic Buildings (Amendment) Act
Caravan Parks and Movable Dwellings (Amendment) Act
Conservation, Forests and Lands Acts (Amendment) Act
Fire Authorities (Contributions) Act
Subdivision (Further Amendment) Act.

- 3 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Historic Buildings (Amendment) Bill
Caravan Parks and Movable Dwellings (Amendment) Bill
Conservation, Forests and Lands Acts (Amendment) Bill
Parliamentary Committees (Amendment) Bill
Fire Authorities (Contributions) Bill
Adoption (Amendment) Bill.

Acquainting the Council that they have agreed to the following Bills without amendment:

Very Fast Train (Route Investigation) Bill
 Health (General Amendment) (Amendment) Bill
 Chiropodists (Amendment) Bill
 Subdivision (Further Amendment) Bill.

- 4 **SUSPENSION OF STANDING ORDERS—URGENCY**—The Honourable M. A. Birrell moved, That Standing Orders be suspended insofar as necessary on the ground of urgency to enable him to move the following motion forthwith:

“That this House calls on the Premier to dismiss the Treasurer immediately because of the Treasurer’s history of gross financial mismanagement and his failure to honour the principles of Ministerial responsibility”.

Question—put and resolved in the affirmative.

- 5 **TREASURER’S FINANCIAL MANAGEMENT**—Pursuant to the foregoing resolution, the Honourable M. A. Birrell moved, That this House calls on the Premier to dismiss the Treasurer immediately because of the Treasurer’s history of gross financial mismanagement and his failure to honour the principles of Ministerial responsibility.

Debate ensued.

Question—put.

The Council divided.

AYES, 24

The Hon. G. B. Ashman (*Teller*)
 W. R. Baxter
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall (*Teller*)
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 R. A. Mackenzie
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

NOES, 17

The Hon. G. R. Crawford
 B. E. Davidson
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou (*Teller*)
 M. A. Lyster
 J. McLean
 B. W. Mier (*Teller*)
 B. T. Pullen
 G. A. Sgro
 T. C. Theophanous
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 6 **SUSPENSION OF STANDING ORDERS—QUESTIONS**—The Honourable Evan Walker moved, by leave, That so much of the Standing Orders as require answers to Questions on Notice to be delivered verbally in the House be suspended for the sitting of the Council this day.

Question—put and resolved in the affirmative.

- 7 **HANSARD RECORD**—The Honourable B. T. Pullen moved, by leave, That the second reading speech of the Minister on the Racing (TAB Surplus) Bill delivered on 16 November 1989 and appearing at pages 1393 to 1395 of the Weekly edition be expunged from the *Hansard* record, and that the correct speech taking into account amendments made to the Bill prior to its transmission to the Council, now in the hands of Mr President, be incorporated in the bound edition of *Hansard* in its place.

Debate ensued.

Question—put and resolved in the affirmative.

8 **PETITIONS**—

GEELONG HOSPITAL—The Honourable R. A. Mackenzie presented a Petition from certain citizens of Victoria praying that the Government reconsider its decision which will result in the closure of 47 beds and assist the Geelong Hospital to overcome its financial deficit.

Ordered to lie on the Table.

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CHILD HEALTH NURSE SERVICE, CENTRAL GIPPSLAND—The Honourable P. R. Hall presented a Petition from certain citizens of Victoria praying that the Government immediately reverse its decision to terminate the Visiting Child Health Nurse Service in Central Gippsland.

Ordered to lie on the Table.

- 9 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Honourable D. E. Henshaw be a member of the Natural Resources and Environment Committee.

Question—put and resolved in the affirmative.

10 **PAPERS**—

OFFICE OF CORRECTIONS—The Honourable Evan Walker presented, by command of His Excellency the Governor, the Report on the Behaviour of the Office of Corrections.

Ordered to lie on the Table.

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CUSTODIAN'S REPORTS—BLF—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Report No. 9 dated 30 November 1989 and Report No. 10 dated 28 February 1990, given to Mr President pursuant to section 7A of the *BLF (De-recognition) Act 1985* by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

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ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Reports and financial statements of the—

- (a) Accident Compensation Commission for the quarter ending 31 December 1989, given to Mr President pursuant to section 37C of the *Accident Compensation Act 1985*;

- (b) Accident Compensation Tribunal for the quarter ending 31 December 1989, given to Mr President pursuant to section 78B of the *Accident Compensation Act 1985*; and
- (c) Accident Rehabilitation Council for the quarter ending 31 December 1989, given to Mr President pursuant to section 176B of the *Accident Compensation Act 1985*.

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

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LEGAL AND CONSTITUTIONAL COMMITTEE—CONSTITUTION ACT 1975—The Honourable D. M. Evans presented a report from the Legal and Constitutional Committee on the *Constitution Act 1975* together with Appendices, Extracts from the Proceedings of the Committee, Minority Reports and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Reports to be printed.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Albury–Wodonga (Victoria) Corporation—Report and financial statements for the year 1988–89.

Alexandra District Hospital—Report and financial statements for the year 1988–89.

Alfred Group of Hospitals—Report and financial statements for the year 1988–89.

Altona District Hospital—Report and financial statements for the year 1988–89.

Anne Caudle Centre—Report and financial statements for the year 1988–89.

Ararat and District Hospital—Report and financial statements for the year 1988–89.

Arts Centre Trust—Report and financial statements for the year 1988–89.

Bacchus Marsh and District War Memorial Hospital—Report and financial statements for the year 1988–89.

Ballarat Base Hospital—Report and financial statements for the year 1988–89.

Beeac and District Hospital—Report and financial statements for the year 1988–89.

Birregurra and District Community Hospital—Report and financial statements for the year 1988–89.

Bright District Hospital—Report and financial statements for the year 1988–89.

Bundoora Extended Care Centre—Report and financial statements for the year 1988–89.

Burwood and District Community Hospital—Report and financial statements for the year 1988–89.

Camperdown District Hospital—Report and financial statements for the year 1988–89.

Casterton Memorial Hospital—Report and financial statements for the year 1988–89.

Central Gippsland Hospital—Report and financial statements for the year 1988–89.

Cobram District Hospital—Report and financial statements for the year 1988–89.

Cohuna District Hospital—Report and financial statements for the year 1988–89.

Colac District Hospital—Report and financial statements for the year 1988–89.

Coleraine and District Hospital—Report and financial statements for the year 1988–89.

- Corryong District Hospital—Report and financial statements for the year 1988–89.
- Daylesford District Hospital—Report and financial statements for the year 1988–89.
- Deakin University—Report and financial statements of the Council, together with Statutes approved by the Governor in Council for the year 1987 (seven papers).
- Dunmunkle Health Services—Report and financial statements for the year 1988–89.
- East Gippsland Centre—Report and financial statements for the year 1988–89.
- Eastern Suburbs Geriatric Centre—Report and financial statements for the year 1988–89.
- Echuca District Hospital Incorporated—Report and financial statements for the year 1988–89.
- Edenhope and District Memorial Hospital—Report and financial statements for the year 1988–89.
- Education Act 1958—Teachers Registration Board Regulations 1989.
- Educational Administration Institute—Report and statement of accounts for the year 1988–89.
- Eildon and District Community Hospital—Report and financial statements for the year 1988–89.
- Elmore District Hospital—Report and financial statements for the year 1988–89.
- Ethnic Affairs Commission—Report and financial statements for the year 1988–89.
- Gippsland Base Hospital—Report and financial statements for the year 1988–89.
- Goulburn Valley Base Hospital—Report and financial statements for the year 1988–89.
- Grain Elevators Board—Report and financial statements for the year ended 30 September 1989.
- Greyhound Racing Control Board—Report and financial statements for the year 1988–89.
- Hampton Rehabilitation Hospital—Report and financial statements for the year 1988–89.
- Harness Racing Board—Report and financial statements for the year 1988–89.
- Healesville and District Hospital—Report and financial statements for the year 1988–89.
- Heathcote District Hospital—Report and financial statements for the year 1988–89.
- Heywood and District Memorial Hospital—Report and financial statements for the year 1988–89.
- Kerang and District Hospital—Report and financial statements for the year 1988–89.
- Kilmore and District Hospital—Report and financial statements for the year 1988–89.
- Kingston Centre—Report and financial statements for the year 1988–89.
- Koroit and District Memorial Hospital—Report and financial statements for the year 1988–89.
- Korumburra District Hospital—Report and financial statements for the year 1988–89.
- Kyabram and District Memorial Community Hospital—Report and financial statements for the year 1988–89.

- La Trobe University—Report and financial statements of the Council, together with Statutes approved by the Governor in Council for the year 1988 (25 papers).
- Little Company of Mary Hospital Incorporated—Report and financial statements for the year 1988–89.
- Loddon–Campaspe Regional Planning Authority—Report and financial statements for the year ended 30 September 1989.
- Lyndoch Home and Hospital for the Aged—Report and financial statements for the year 1988–89.
- Macarthur and District Memorial Hospital—Report and financial statements for the year 1988–89.
- Manangatang and District Hospital—Report and financial statements for the year 1988–89.
- Mansfield District Hospital—Report and financial statements for the year 1988–89.
- Maroondah Hospital—Report and financial statements for the year 1988–89.
- Maryborough and District Hospital—Report and financial statements for the year 1988–89.
- Melbourne and Metropolitan Board of Works Employees' Superannuation Fund—Report and financial statements for the year 1988–89.
- Mildura Base Hospital—Report and financial statements for the year 1988–89.
- Monash Medical Centre—Report and financial statements for the year 1988–89.
- Mordialloc–Cheltenham Community Hospital—Report and financial statements for the year 1988–89.
- Mortlake District Hospital—Report and financial statements for the year 1988–89.
- Mount Eliza Centre—Report and financial statements for the year 1988–89.
- Mount Royal Hospital—Report and financial statements for the year 1988–89.
- Myrtleford District War Memorial Hospital—Report and financial statements for the year 1988–89.
- Nathalia and District Hospital—Report and financial statements for the year 1988–89.
- National Companies and Securities Commission—Report and financial statements for the year 1988–89.
- National Gallery of Victoria Council—Report for the year 1988–89.
- National Parks—Report of the Director for the year 1988–89.
- Numurkah and District War Memorial Hospital—Report and financial statements for the year 1988–89.
- Omeo District Hospital—Report and financial statements for the year 1988–89.
- Orbost and District Hospital—Report and financial statements for the year 1988–89.
- Ouyen and District Hospital—Report and financial statements for the year 1988–89.
- Ovens and Murray Hospital for the Aged—Report and financial statements for the year 1988–89.
- Ovens District Hospital—Report and financial statements for the year 1988–89.
- Parliamentary Committees Act 1968—Minister's response to recommendations in Social Development Committee's report upon the Role and Welfare of Companion Animals in Society.
- Penshurst and District Memorial Hospital—Report and financial statements for the year 1988–89.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Alexandra Planning Scheme—Amendment L9.
- Altona Planning Scheme—Amendment L5.
- Arapiles Planning Scheme—Amendment L3 Part 1.
- Ararat Planning Scheme—Amendments L1 and L9.
- Avon Planning Scheme—Amendment L3.
- Bacchus Marsh Planning Scheme—Amendment L12 Part 1A.
- Ballaarat (City) Planning Scheme—Amendment L8.
- Ballan Planning Scheme—Amendment L4.
- Ballarat (Shire) Planning Scheme—Amendment L3.
- Bass Planning Scheme—Amendment L13.
- Berwick Planning Scheme—Amendments L10 and L11.
- Box Hill Planning Scheme—Amendments L3 Part 2 and RL48 Part 5.
- Broadmeadows Planning Scheme—Amendments L3, L14 and RL81 Part 2.
- Brunswick Planning Scheme—Amendments R84 and RL100.
- Bulla Planning Scheme—Amendments L4, L6 to L8, R85 and RL48 Part 6.
- Buln Buln Planning Scheme—Amendment L1.
- Bungaree Planning Scheme—Amendment L5.
- Camberwell Planning Scheme—Amendments L6, R84, RL58 and RL85.
- Castlemaine Planning Scheme—Amendment L3.
- Caulfield Planning Scheme—Amendment R84.
- Chelsea Planning Scheme—Amendment RL38.
- Cobram Planning Scheme—Amendments L5 to L7.
- Coburg Planning Scheme—Amendment RL81 Part 2.
- Collingwood Planning Scheme—Amendment R84.
- Cranbourne Planning Scheme—Amendments L14, L21 and RL69 Part 2.
- Dandenong Planning Scheme—Amendments L4 and RL120.
- Doncaster and Templestowe Planning Scheme—Amendments L6, R84 and RL25.
- Essendon Planning Scheme—Amendments L2, L5, L6, L9, R84 and RL81 Part 2.
- Fitzroy Planning Scheme—Amendments L1 and R84.
- Flinders Planning Scheme—Amendments L9, L19, L20, L22, L29, L31 and L32.
- Footscray Planning Scheme—Amendments L7 and R84.
- Frankston Planning Scheme—Amendments L5 and L7.
- Geelong Regional Planning Scheme—Amendments R8, R22 Part 2, R26 Part 1A, R26 Part 2, R42 and R46.
- Gisborne Planning Scheme—Amendment L4.
- Hampden Planning Scheme—Amendment L2 Part 1.
- Hastings Planning Scheme—Amendments L6, L20 and L32.
- Hawthorn Planning Scheme—Amendments L2, L4 and R84.
- Healesville Planning Scheme—Amendments L7, L24 and L28.
- Horsham Planning Scheme—Amendment L13.
- Huntly Planning Scheme—Amendments L8, L11 and L12.
- Keilor Planning Scheme—Amendments L11 and L18.
- Kew Planning Scheme—Amendments L4, R84 and RL114.
- Kilmore Planning Scheme—Amendments L20, L21, L27 and L28.
- Knox Planning Scheme—Amendments L8, L14 and L16.
- Korumburra Planning Scheme—Amendments L8 and L23.
- Lillydale Planning Scheme—Amendments L23, L43 and L52.
- McIvor Planning Scheme—Amendment L1 Parts 1 and 2.
- Malvern Planning Scheme—Amendments R84 and RL69 Part 3.
- Marong Planning Scheme—Amendments L9 and L11.
- Maryborough Planning Scheme—Amendment L6.

Planning and Environment Act 1987—*continued*

- Melbourne Planning Scheme—Amendments L37, L40 to L42, R84 and RL27 Part 3.
- Melton Planning Scheme—Amendments L4 and L6.
- Metcalf Planning Scheme—Amendment L5.
- Metropolitan Region Planning Schemes—Amendments R73, R83, R87, RL27 Part 1 and RL51 Part 3.
- Mildura Planning Scheme—Amendment L6 and L11.
- Mildura (City) Planning Scheme—Amendments L8, L9 and L15.
- Mildura (Shire) Planning Scheme—Amendments L7, L9 and L14.
- Moe Planning Scheme—Amendments L9, L11 Part A and L12.
- Mornington Planning Scheme—Amendments L20, L22 and L23.
- Morwell Planning Scheme—Amendments L2, L9, L18 and L23.
- Myrtleford Planning Scheme—Amendments L11 to L13 and L16.
- Narracan Planning Scheme—Amendment L1 Part B.
- Newham and Woodend Planning Scheme—Amendments L5, L17 Part 2 and L19.
- Newstead Planning Scheme—Amendment L3.
- Northcote Planning Scheme—Amendments L5 and R84.
- Nunawading Planning Scheme—Amendment R84.
- Pakenham Planning Scheme—Amendments L11, L14 and L20.
- Phillip Island Planning Scheme—Amendments L10, L11 Part A and L13.
- Port Melbourne Planning Scheme—Amendment R84.
- Port of Melbourne Planning Scheme—Amendments R84 and RL27 Part 4.
- Prahran Planning Scheme—Amendments L9 and R84.
- Preston Planning Scheme—Amendments L3, L6, L9 and R84.
- Richmond Planning Scheme—Amendments L4 and R84.
- Ringwood Planning Scheme—Amendment L2.
- Rodney Planning Scheme—Amendments L13, L21 and L22.
- Romsey Planning Scheme—Amendment L11.
- St Kilda Planning Scheme—Amendments R84 and RL47.
- Sandringham Planning Scheme—Amendment R84.
- Seymour Planning Scheme—Amendments L17 and L18.
- Shepparton Planning Scheme—Amendment L18.
- Shepparton City Planning Scheme—Amendments L15 and L19.
- Sherbrooke Planning Scheme—Amendments L12 Part 1A, L12 Part 2 and L23.
- South Gippsland Planning Scheme—Amendment L13.
- South Melbourne Planning Scheme—Amendments L9, L11, R84 and RL27 Part 2.
- Springvale Planning Scheme—Amendments R52, R57 and RL38.
- Stawell (Shire) Planning Scheme—Amendment L8.
- Stawell (Town) Planning Scheme—Amendments L9 and L10 Part 1.
- Sunshine Planning Scheme—Amendments L3, L6 Part 1, L12, L14 and RL11 Part 8.
- Swan Hill (City) Planning Scheme—Amendment L4.
- Tambo Planning Scheme—Amendments L1, L27, L29 and L34.
- Traralgon (City) Planning Scheme—Amendments L23, L26 and L30.
- Traralgon (Shire) Planning Scheme—Amendments L23 and L29.
- Upper Yarra Planning Scheme—Amendments L4 and L12.
- Victoria—State Section Planning Schemes—Amendments S4 and S6.
- Wangaratta Planning Scheme—Amendment L11.
- Wangaratta (City) Planning Scheme—Amendment L12.
- Warracknabeal Planning Scheme—Amendment L4.
- Warragul Planning Scheme—Amendments L3, L9 and L14.
- Warrnambool (City) Planning Scheme—Amendments L10, L13 and L14.
- Waverley Planning Scheme—Amendments L3, RL51 Part 2 and RL86.

Planning and Environment Act 1987—*continued*

- Whittlesea Planning Scheme—Amendments L16, L18, R32, RL35 Part 3, RL102 and RL115.
- Williamstown Planning Scheme—Amendment R84.
- Wodonga Development Areas Planning Scheme—Amendment L4.
- Yarrowonga Planning Scheme—Amendment L4.
- Yea Planning Scheme—Amendment L1.

Police Service Board—

- Determinations Nos. 519 to 522.
- Determination No. 17 for Police Recruits.
- Determinations Nos. 17 to 19 for Protective Services Officers.
- Determination No. 13 for the Retired Police Reserve.

Port Fairy Hospital—Report and financial statements for the year 1988–89.

Portland and District Hospital—Report and financial statements for the year 1988–89.

Post-Secondary Education Commission—Report and financial statements for the year 1988–89.

Preston and Northcote Community Hospital—Report and financial statements for the year 1988–89.

Prevention of Cruelty to Animals Act 1986—Code of Practice relating to the Housing of Caged Birds.

Queen Elizabeth Centre—Report and financial statements for the year 1988–89.

Queen Elizabeth Geriatric Centre—Report and financial statements for the year 1988–89.

Relief Committee—Report and financial statements for the year 1988–89.

Ripon Peace Memorial Hospital—Report and financial statements for the year 1988–89.

Robinvale and District Hospital—Report and financial statements for the year 1988–89.

Rochester and District War Memorial Hospital—Report and financial statements for the year 1988–89.

Royal Women's Hospital—Report and financial statements for the year 1988–89 (two papers).

Sandringham and District Memorial Hospital—Report and financial statements for the year 1988–89 (two papers).

Seymour District Memorial Hospital—Report and financial statements for the year 1988–89.

Shelley Memorial Hospital—Report and financial statements for the year 1988–89.

Skipton and District Memorial Hospital—Report and financial statements for the year 1988–89.

Southern Peninsula Hospital—Report and financial statements for the year 1988–89.

State Electricity Commission Superannuation Fund—Financial statements for the year 1988–89.

State Employees Retirement Benefits Board—Report and financial statements for the year 1988–89.

State Library Council—Report and financial statements for the year 1988–89 (incorporating the report and financial statements of the Library Council for the year 1988–89).

Statutory Rules under the following Acts of Parliament:

Accident Compensation Act 1985—No. 407/1989.
 Administrative Appeals Tribunal Act 1984—Subdivision Act 1988—No. 263/1989.
 Alpine Resorts Act 1983—No. 385/1989.
 Architects Act 1958—No. 408/1989.
 Associations Incorporation Act 1981—No. 359/1989.
 Boilers and Pressure Vessels Act 1970—Nos. 285 and 286/1989.
 Building Control Act 1981—No. 278/1989; and Nos. 27, 28 and 32/1990.
 Business Franchise (Tobacco) Act 1974—Business Franchise (Petroleum Products) Act 1979—No. 297/1989 and No. 14/1990.
 Business Names Act 1962—No. 360/1989.
 Chattel Securities Act 1987—No. 5/1990.
 Chiropodists Act 1968—No. 345/1989.
 Chiropractors and Osteopaths Act 1978—Nos. 332 and 341/1989.
 Construction Industry Long Service Leave Act 1983—No. 266/1989.
 Co-operation Act 1981—No. 362/1989.
 Co-operative Housing Societies Act 1958—No. 364/1989.
 Corrections Act 1986—No. 350/1989.
 Country Fire Authority Act 1958—Nos. 17 and 19/1990.
 County Court Act 1958—

Nos. 272 and 380/1989, each together with a copy of Group III, Parts 4.1 to 4.5 and Tables 2 and 5 of Appendix E of the Public Service Determinations 1985 which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table;

Nos. 354 and 355/1989.

Credit (Administration) Act 1984—No. 373/1989.

Crimes Act 1958—No. 395/1989.

Dangerous Goods Act 1985—

Nos. 287 to 289/1989;

No. 323/1989, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

AS 1894-1976—Code of Practice for the Safe Handling of Cryogenic Fluids (as amended).

AS 2022-1983—Anhydrous Ammonia Code (as amended).

AS 2927-1987—The Storage and Handling of Liquefied Chlorine Gas (as amended).

AS 1940-1988—The Storage and Handling of Flammable and Combustible Liquids (as amended).

AS 2714-1984—The Storage and Handling of Hazardous Chemical Materials—Class 5.2 Substances—Organic Peroxides.

National Health and Medical Research Council—Approved Occupational Health Guide—Threshold Limit Values, 1983-84.

IP 36/84—Standard Method of Test for Flash and Fire points by Cleveland Open Cup—Extract from Methods for Analysis and Testing, Part 1, Vol. 1, 44th edition, 1985, J. Wiley & Son.

AS 1530.4-1985—Methods for Fire Tests on Building Materials, Components and Structures—Part 4—Fire Resistance Tests of Elements of Building Construction.

AS 2106-1980—Methods of Test for the Determination of the Flashpoint of Flammable Liquids (Closed Cup).

AS 1563-1974—General Purpose Freight Containers (International Sizes).

Classification of Hazardous Areas—

AS 2430.1-1987—Part 1—Explosive Gas Atmospheres.

Statutory Rules—*continued*

- AS 2430.2-1986—Part 2—Combustible Dusts.
 AS 2430.3-1987—Part 3—Specific Occupancies.
 AS 1763-1985—Industrial Trucks—Glossary of Terms.
 AS 1580-1975—Methods of Test for Paints, Varnishes, Lacquers and Related Materials (Metric Units)—Method 301.1 Non-Volatile Content.
 Standard for the Uniform Scheduling of Drugs and Poisons No. 4—National Health and Medical Research Council.
 AS 1719-1981—Recommended Common Names for Pesticides.
 AS 1319-1983—Safety Signs for the Occupational Environment (as amended).
 AS 2118-1982—SAA Code for Automatic Fire Sprinkler Systems (as amended).
 AS 1851.3-1985—Maintenance of Fire Protection Equipment—Automatic Fire Sprinkler Systems.
 AS 1221-1989—Fire Hose Reels.
 AS 2441-1988—Installation of Fire Hose Reels.
 AS 1851.2-1988—Maintenance of Fire Protection Equipment—Part 2—Fire Hose Reels.
 AS 1851.4-1988—Maintenance of Fire Protection Equipment—Part 4—Fire Hydrant Installations.
 AS 2419.1-1988—Fire Hydrant Installations—Part 1—System Design, Installation and Commissioning (as amended).
 AS 1851.1-1989—Maintenance of Fire Protection Equipment—Part 1—Portable Fire Extinguishers.
 AS 1841-1985—Portable Fire Extinguishers—Water (Gas Container) Type.
 AS 1842-1985—Portable Fire Extinguishers—Water (Stored Pressure) Type.
 AS 1844-1985—Portable Fire Extinguishers—Foam (Gas Container) Type.
 AS 1845-1985—Portable Fire Extinguishers—Foam (Stored Pressure) Type.
 AS 1846-1985—Portable Fire Extinguishers—Powder Type (as amended).
 AS 1847-1985—Portable Fire Extinguishers—Carbon Dioxide Type.
 AS 1848-1985—Portable Fire Extinguishers—Halon Type (as amended).
 AS 1850-1981—Portable Fire Extinguishers—Classification, Rating and Fire Testing (as amended).
 AS 2243, Part 1-1982—Safety in Laboratories—Part 1—General.
 AS 2243, Part 2-1982—Safety in Laboratories—Part 2—Chemical.
 AS 2243, Part 6-1980—Code of Practice for Safety in Laboratories—Mechanical Aspects.
 AS 2243, Part 7-1980—Code of Practice for Safety in Laboratories—Electrical Aspects.
 AS 2243.8-1986—Safety in Laboratories—Part 8—Fume Cupboards.
 AS 2982-1987—Laboratory Construction.
 AS 3000-1986—SAA Wiring Rules (as amended).
 AS 1020-1984—The Control of Undesirable Static Electricity.
 AS 1680-1976—Code of Practice for Interior Lighting and the Visual Environment.
 AS 1915-1983—Electrical Equipment for Explosive Gas Atmospheres—Battery Operated Vehicles.
 AS 2359.1-1985—SAA Industrial Truck Code—Part 1—Design and Manufacture.

Statutory Rules—*continued*

- Australian Code for the Transport of Dangerous Goods by Road and Rail (Commonwealth Government *Gazette* No. P15, 1987).
- AS 1210-1989—SAA Unfired Pressure Vessels Code.
- API 620-1986—Recommended Rules for Design and Construction of Large, Welded, Low-Pressure Storage Tanks (seventh edition).
- API 650-1988—Welded Steel Tanks for Oil Storage (eighth edition).
- SAA Gas Cylinders Code—
- AS 2030.1-1989—Part 1—Cylinders for Compressed Gases other than Acetylene.
- AS 2030.2-1985—Part 2—Cylinders for Dissolved Acetylene.
- AS 2030.3-1982—Part 3—Non-refillable Cylinders for Compressed Gases.
- AS 2030.4-1985—Part 4—Welded Cylinders—Insulated.
- Supplement No. 1—1986—Supplement No. 1 to AS 2030—Foreign Gas Cylinder Specifications.
- AS 1942-1987—Refrigerant Gas Cylinder Identification.
- AS 1943-1987—Industrial Gas Cylinder Identification.
- AS 1944-1987—Medical Gas Cylinder Identification.
- AS 1596-1989—LP Gas—Storage and Handling.
- AG 504-1987—Code of Practice for NGV Refuelling Stations—Australian Gas Association, May 1989.
- AS 2906-1986—Fuel Containers—Portable—Plastics and Metal (as amended).
- AS 2236-1985—Electrical Equipment for Explosive Atmospheres—Dust—Excluding Ignition—Proof (DIP) Enclosure.
- AS 1692-1983—Tanks for Flammable and Combustible Liquids.
- AS 2634-1983—Chemical Plant Equipment made from Glass-Fibre Reinforced Plastics (GRP) based on Thermosetting Resins.
- AS CB18, Part 1—1967—SAA Pressure Piping Code—Part 1—Ferrous Piping.
- AS 2117-1983—Hose and Hose Assemblies for Petroleum and Petroleum Products—Suction and Discharge.
- Institute of Petroleum—IP Standards for Petroleum and its Products—Part 1—Methods for Analysis and Testing—Volume 1—Methods IP1-261.
- AS 2700-1985—Colour Standards for General Purposes.
- Methods for Fire Tests on Building Materials, Components and Structures—
- AS 1530.1-1984—Part 1—Combustibility Test for Materials.
- AS 1530.2-1973—Part 2—Test for Flammability of Materials.
- AS 1530.3-1989—Part 3—Simultaneous determination of ignitability, flame propagation, heat release and smoke release.
- Dental Technicians Act 1972—Nos. 308, 309, 339 and 344/1989.
- Dentists Act 1972—Nos. 307 and 337/1989.
- Dietitians Act 1981—No. 329/1989.
- Drugs, Poisons and Controlled Substances Act 1981—Nos. 275, 310 and 333/1989; and 23/1990.
- Environment Protection Act 1970—No. 276/1989.
- Estate Agents Act 1980—Nos. 284, 305 and 306/1989.
- Evidence Act 1958—Nos. 352 and 353/1989.
- Extractive Industries Act 1966—No. 318/1989.
- Financial Institutions Duty Act 1982—No. 15/1990, together with a copy of the Social Security Act 1947 and the Veterans Entitlements Act 1986 which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table.
- Fisheries Act 1968—No. 372/1989; and No. 25/1990.

Statutory Rules—*continued*

Food Act 1984—

No. 340/1989;

No. 26/1990, together with a copy of Amendments 3, 4 and 5 to the National Health and Medical Research Council Food Standards Code, Commonwealth *Gazette* Nos. P28, P33 and P38/1989 which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table.

Forests Act 1958—Nos. 270 and 371/1989.

Friendly Societies Act 1986—No. 363/1989.

Groundwater Act 1969—No. 298/1989.

Guardianship and Administration Board Act 1986—No. 361/1989.

Health Act 1958—Nos. 280, 281, 312 to 316, 330, 336 and 338/1989.

Health Services Act 1988—Nos. 317, 328 and 347/1989.

Intellectually Disabled Persons' Services Act 1986—No. 365/1989; and No. 3/1990.

Juries Act 1967—No. 356/1989.

Land Act 1958—Nos. 366 and 387/1989.

Land Tax Act 1958—No. 379/1989.

Legal Profession Practice Act 1958—No. 410/1989.

Lifts and Cranes Act 1967—Nos. 290 to 292/1989.

Liquor Control Act 1987—Nos. 374 and 377/1989.

Lotteries Gaming and Betting Act 1966—Nos. 388, 389 and 402/1989.

Magistrates' Courts Act 1971—Nos. 301 and 351/1989.

Marine Act 1988—No. 283/1989, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Notices under section 15 (2) of the Marine Act 1988—

No. 1—Notice setting out certain rules to be observed by operators of vessels and other users of specified State Waters (*Gazette* No. G49, 21 December 1988).

No. 2—Amendment to Notice No. 1 (*Gazette* No. G9, 1 March 1989).

No. 3—Amendments to Notice No. 1 (*Gazette* No. G42, 25 October 1989).

AS 2260-1988—Buoyancy Garments.

AS Z27-1968—Life Jackets.

AS 1499-1973—Buoyancy Vests (as amended).

AS 1499-1979—Buoyancy Vests.

AS 1499-1983—Buoyancy Vests.

Commonwealth Navigation Act 1912.

Commonwealth Marine Orders No. 19/1983, Part 25—Equipment—Life Saving.

AS 1512-1979—Life Jackets (as amended).

International Code of Signals 1969—Extracts of Alphabetical flags and Single-letter signals.

Marine Information Manual—Reproduction of extracts from International Code of Signals.

AS 1512-1981—Life Jackets.

AS 1512-1984—Life Jackets.

AS 1512-1988—Personal Flotation Devices—Type 1.

AS 1499-1988—Personal Flotation Devices—Type 2.

AS 2260-1988—Personal Flotation Devices—Type 3.

Uniform Shipping Laws Code—Australian Transport Advisory Council—Section 16—Collision Regulations.

Martial Arts Control Act 1986—No. 406/1989.

Statutory Rules—*continued*

- Medical Practitioners Act 1970—Nos. 342 and 346/1989.
 Melbourne and Metropolitan Board of Works Act 1958—No. 304/1989; and No. 2/1990.
 Metropolitan Fire Brigades Act 1958—No. 18/1990.
 Metropolitan Fire Brigades Superannuation Act 1976—No. 383/1989.
 Mines Act 1958—No. 319/1989.
 Mining Development Act 1958—No. 320/1989.
 Motor Car Traders Act 1986—No. 279/1989.
 National Parks Act 1975—Nos. 367 and 368/1989.
 Nurses Act 1958—Nos. 411 to 413/1989.
 Occupational Health and Safety Act 1985—No. 349/1989, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:
 AS 1270-1988—Acoustics—Hearing Protectors.
 AS 1337-1984—Eye Protectors for Industrial Applications.
 AS 1873-1978—Explosive-Powered Hand-held Fastening Tools, Fasteners and Explosive Charges.
 Optometrists Registration Act 1958—Nos. 269, 311 and 343/1989.
 Parliamentary Salaries and Superannuation Act 1968—No. 33/1990.
 Petroleum Act 1958—No. 321/1989.
 Pharmacists Act 1974—Nos. 331 and 335/1989.
 Physiotherapists Act 1978—Nos. 282 and 334/1989.
 Pipelines Act 1967—No. 322/1989.
 Police Regulation Act 1958—No. 324/1989; and No. 29/1990.
 Post-Secondary Education Act 1978—Nos. 326 and 327/1989.
 Private Agents Act 1966—No. 277/1989.
 Professional Boxing Control Act 1985—Nos. 403 and 405/1989.
 Public Service Act 1974—Nos. 265 and 386/1989; Nos. 20 and 21/1990; PSD Nos. 37 to 50/1989; and Nos. 1 and 2/1990.
 Racing Act 1958—Nos. 296, 390 to 394 and 396 to 401/1989.
 Reference Areas Act 1978—No. 370/1989.
 Registration of Births Deaths and Marriages Act 1959—No. 24/1990.
 Residential Tenancies Act 1980—No. 375/1989.
 Road Safety Act 1986—Nos. 267, 271 and 325/1989; and Nos. 6, 7, 12 and 13/1990.
 Scaffolding Act 1971—Nos. 293 to 295/1989.
 Small Claims Tribunals Act 1973—No. 376/1989.
 Sport and Recreation Act 1972—No. 404/1989.
 State Casual Employees Superannuation Act 1989—No. 382/1989.
 State Electricity Commission Act 1958—

No. 274/1989, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

- AS 3198-1977—Approval and Test Specification for XLPE Insulated Electric Cables for working voltages of 0.6/1kV.
 International Standard IEC56-1987—High-voltage alternating-current circuit-breakers.

No. 414/1989, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

- AS 1024-1971—Direct Recording Electrical Measuring Instruments and their Accessories.
 AS 1042-1973—Direct-Acting Indicating Electrical Measuring Instruments and their Accessories.
 AS 2040-1977—Household Electric Clothes Washing Machines.

Statutory Rules—*continued*

AS 2442-1981—Performance of Household Electrical Appliances—
Rotary Clothes Dryers.

AS 3185-1986—Approval and Test Specification—Electric Rotary
Clothes Dryers for Household Use.

State Superannuation Act 1988—Nos. 299 and 381/1989.

Subdivision Act 1988—No. 384/1989.

Supreme Court Act 1986—

Nos. 273, 300 and 302/1989;

No. 303/1989, together with a copy of the Commonwealth Admiralty
Rules (SR No. 269/1988) which, by section 32 of the *Interpretation of
Legislation Act* 1984, is also required to be laid upon the Table;

Nos. 357 and 358/1989; and No. 1/1990.

Teaching Service Act 1981—No. 409/1989.

Tobacco Act 1987—No. 348/1989.

Transport Act 1983—Nos. 8 to 11/1990.

Transport Accident Act 1986—No. 378/1989.

Travel Agents Act 1986—No. 4/1990.

Very Fast Train (Route Investigation) Act 1989—No. 22/1990.

Water Act 1958—No. 34/1990.

Wildlife Act 1975—No. 369/1989; and No. 16/1990.

Swan Hill District Hospital—Report and financial statements for the year 1988-89.

Tawonga District General Hospital—Report and financial statements for the year
1988-89.

Terang and District (Norah Cosgrove) Community Hospital—Report and financial
statements for the year 1988-89.

The Constitution Act Amendment Act 1958—Statement of functions conferred
upon the Electoral Commissioner, November 1989.

Totalizator Agency Board—Supplementary financial statements for the year
1988-89.

Transport Superannuation Board—Report and financial statements for the year
1988-89.

Upper Yarra Valley and Dandenong Ranges Authority—Report and financial
statements for the year ended 30 September 1989.

Wangaratta District Base Hospital—Report and financial statements for the year
1988-89.

Waranga Memorial Hospital—Financial statements for the year 1988-89.

Werribee District Hospital—Report and financial statements for the year 1988-89
(two papers).

West Gippsland Hospital—Report and financial statements for the year 1988-89
(two papers).

Westernport Memorial Hospital—Report and financial statements for the year
1988-89.

William Angliss Knox and Sherbrooke Community Hospital—Report and financial
statements for the year 1988-89 (two papers).

Williamstown Hospital—Report and financial statements for the year 1988-89
(two papers).

Wimmera Base Hospital—Report and financial statements for the year 1988-89.

Wonthaggi and District Hospital—Report and financial statements for the year
1988-89 (two papers).

Statutory Rules—*continued*

Woorayl District Memorial Hospital—Report and financial statements for the year 1988–89.

Yea and District Memorial Hospital—Report and financial statements for the year 1988–89.

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Accident Compensation (General Amendment) Act 1989—Sections 5 to 8, 10, 20, 27 (a) and 30 to 35—5 March 1990; section 36—1 July 1990 (*Gazette* No. G8, 21 February 1990).

Adoption (Amendment) Act 1989—Whole Act (except section 11 (2))—5 December 1989 (*Gazette* No. G48, 6 December 1989).

Agriculture Acts (General Amendment) Act 1989—Sections 1 to 6, 8 to 10, 12 to 16, 18 to 23, 25 and 26—20 December 1989 (*Gazette* No. G50, 20 December 1989).

Crimes (Fingerprinting) Act 1988—Sections 1 to 5, 7 (except paragraph (b)), 8 and 9—1 January 1990 (*Gazette* No. G50, 20 December 1989).

Crimes Legislation (Miscellaneous Amendments) Act 1989—Sections 40, 43 to 48 and 54—20 December 1989; sections 11 to 13—1 January 1990 (*Gazette* No. G50, 20 December 1989).

Fire Authorities Act 1989—Section 26 (10)—5 December 1989; sections 17 (a), 21, 26 (11) to (13), 32 and 44 (2), (7) and (8)—1 January 1990 (*Gazette* No. S71, 5 December 1989).

Fire Authorities (Contributions) Act 1989—Sections 1 to 6, 7 (b) to (h) and 8—12 December 1989 (*Gazette* No. S72, 12 December 1989).

Fisheries (Amendment) Act 1989—Whole Act (except sections 7 and 9)—20 December 1989 (*Gazette* No. G50, 20 December 1989).

Land (Miscellaneous Matters) Act 1989—Part 7—24 January 1990 (*Gazette* No. G4, 24 January 1990).

National Parks (Alpine National Park) Act 1989—Whole Act (except section 11 (1) to (5))—2 December 1989 (*Gazette* No. G47, 29 November 1989).

Ombudsman (Amendment) Act 1989—12 December 1989 (*Gazette* No. S72, 12 December 1989).

Pathology Services Accreditation Act 1984—Section 22—10 December 1989 (*Gazette* No. G48, 6 December 1989).

Prince Henry's Institute of Medical Research Act 1988—1 January 1990 (*Gazette* No. G48, 6 December 1989).

Road Safety (Miscellaneous Amendments) Act 1989—Sections 4, 5, 8 (2), 14, 15, 17 and 18—11 November 1989 (*Gazette* No. S61, 9 November 1989).

Subdivision (Further Amendment) Act 1989—12 December 1989 (*Gazette* No. G48, 6 December 1989).

Very Fast Train (Route Investigation) Act 1989—7 February 1990 (*Gazette* No. G6, 7 February 1990).

* * * *

The Honourable Haddon Storey moved, That the Reports tabled by the Honourables Evan Walker, D. R. White, D. M. Evans and the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

STANDING ORDERS COMMITTEE—ANSWERS TO QUESTIONS ON NOTICE—The Honourable W. A. Landeryou, on behalf of the President (Chairman), presented a report from the Standing Orders Committee upon Answers to Questions on Notice.

Ordered to lie on the Table and to be printed.

The Honourable W. A. Landeryou moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 11 **HEALTH (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the amendment be taken into consideration on the next day of meeting.

- 12 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to revoke the permanent reservations of certain lands, to repeal the 'Dookie Agricultural College Land Act 1972' and the 'Bendigo Aerodrome Act 1973', to amend the 'Albert Park Land Act 1972' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 13 **EDUCATION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the amendment be taken into consideration on the next day of meeting.

- 14 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.29 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That Regulation 7(a)(iii) of the Tobacco (Promotion of Exempt Sponsorship) Regulations 1989 (S.R. No. 179/1989) be disallowed. [*Notice given 26 October 1989; 4 sitting days remain for resolving***]
- 2 THE HON. D.M. EVANS - To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 7 sitting days remain for resolving***]
- 3 THE HON. D.M. EVANS - To move, That the Water (Lake Eildon Recreational Area) (Amendment) Regulations 1989 (S.R. No. 205/1989) be disallowed. [*Notice given 14 November 1989; 7 sitting days remain for resolving***]
- *4 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 12 sitting days remain for resolving***]

ORDER OF THE DAY

- *1 ANSWERS TO QUESTIONS ON NOTICE - STANDING ORDERS COMMITTEE'S REPORT - To be considered.

***Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

NOTICE OF MOTION

- *1 THE HON. D.R. WHITE - To move -

1. That a Joint Select Committee be appointed to enquire into and report upon the proposals contained in the Constitution (Proportional Representation) Bill considered by the Parliament in 1988, and in particular -

- (a) necessary changes to the electoral system for the Legislative Council in order to provide fair representation for all Victorians through the adoption of a quota-preferential (proportional representation) voting system;
- (b) taking into account the different systems adopted in other Australian States and other Western democracies, whether a system of proportional representation should be based on a single 'whole of State' electorate or on several regionally based or other electorates and, if the latter option is preferred, the basis on which boundaries should be determined and the number of representatives of such regionally based or other electorates;
- (c) whether the system should include 'overlapping terms' or whether all representatives should be elected at any one time and concurrently with the Legislative Assembly;
- (d) if it is decided to use overlapping terms, how it would be determined whether a particular member has a long term or a short term, and by whom;
- (e) what form the ballot paper should take and in particular whether a group voting option should be offered;
- (f) the method of filling casual vacancies;
- (g) the establishment of rules to determine the formality of a vote cast, i.e., how many squares need to be filled in, and in what manner, to ensure that the ballot paper is valid; and
- (h) any other matters arising from and incidental to the question of proportional representation.

Reporting

2. That the Committee may report from time to time but shall present its final report no later than 31 December 1990.

Membership

3. That the Committee shall consist of ten Members comprising five Members of the Council and five Members of the Assembly.

Quorum

4. That five members of the Committee shall constitute a quorum of the Committee, but a quorum shall not consist exclusively of Members of the Council or Members of the Assembly.

Chairman

5. That the Committee shall elect one of the Government Members of the Committee to be Chairman.
6. That the Chairman shall have a deliberative vote and, in the event of an equality of votes, shall have a casting vote.

Deputy Chairman

7. That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform all the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.

Sitting Times and Places

8. That the Committee may sit in such places in Victoria as seems most convenient for the proper and speedy despatch of business.
9. That the Committee shall not sit while either House is actually sitting except by leave of that House and may not, while either

House is actually sitting, sit in any place other than a place that is within the Parliament building.

Evidence

10. That the Committee may send for persons, papers and records and report the minutes of evidence from time to time.
11. That the Committee shall, unless it otherwise resolves, take all evidence in public.
12. That the Committee shall keep a record of all evidence given before it and determinations made by it.
13. That the Committee have the power to authorize publication of any evidence given before it in public and any document presented to it.
14. That as soon as practicable after the completion of each day's proceedings a transcript of the evidence taken in public by the Committee shall be published.

Payment of Members

15. That the Committee be a Committee to which Section 51A of the *Parliamentary Committees Act 1968* applies.

Conflict with Standing Orders

16. That the foregoing provisions of this resolution so far as they are inconsistent with the Standing Orders and practices of the Houses shall have effect notwithstanding anything contained in those Standing Orders.

Expiry of Resolution

17. That this resolution shall have effect up to and until 31 December 1990.

ORDERS OF THE DAY

- 1 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. Evan Walker) - Second reading.
- * 2 LAND (FURTHER MISCELLANEOUS MATTERS) BILL - (from Assembly - Hon. B. T. Pullen) - Second reading.
- * 3 HEALTH (AMENDMENT) BILL - AMENDMENT OF THE ASSEMBLY - To be considered.
- * 4 EDUCATION (AMENDMENT) BILL - AMENDMENT OF THE ASSEMBLY - To be considered.
- 5 FISHERIES (ABALONE LICENCE CHARGES) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. R.I. Knowles).
- 6 CONTROL OF WEAPONS BILL - (Hon. D.R. White) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - Resumption of debate. (Hon. J. McLean).
- 7 ROOMING HOUSES BILL - (Hon. B. T. Pullen) - Second reading - Resumption of debate. (Hon. K. M. Smith).
- 8 PENALTIES AND SENTENCES BILL - (Hon. Evan Walker) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).
- 9 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 10 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL - (Hon. Evan Walker) - Second reading - Resumption of debate. (Hon. Haddon Storey).

11 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL -
(from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate.
(Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- * 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- * 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.

Tuesday, 13 March 1990

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumpti.* of debate. (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **LEGISLATIVE COUNCIL DEPARTMENT REPORT, 1988-89** - To be considered.
- 11 **PARLIAMENTARY LIBRARY REPORT, 1988-89** - To be considered.
- 12 **HANSARD DEPARTMENT REPORT, 1988-89** - To be considered.
- 13 **HOUSE COMMITTEE DEPARTMENT REPORT, 1988-89** - To be considered.
- 14 **SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT** - To be considered.
- 15 **AUDITOR-GENERAL'S OFFICE REPORT, 1988-89** - To be considered.
- 16 **BUILDING SOCIETIES - REGISTRAR'S REPORT, 1988-89** - To be considered.
- 17 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1988-89** - To be considered.
- 18 **CO-OPERATIVE HOUSING SOCIETIES - REGISTRAR'S REPORT, 1988-89** - To be considered.
- 19 **CO-OPERATIVE SOCIETIES - REGISTRAR'S REPORT, 1988-89** - To be considered.
- 20 **EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1987-88** - To be considered.
- 21 **FRIENDLY SOCIETIES - REGISTRAR'S REPORT, 1988-89** - To be considered.

- 22 HEALTH PROMOTION FOUNDATION REPORT, 1988-89 - To be considered.
- 23 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1988-89 - To be considered.
- 24 ACCOUNTABILITY REQUIREMENTS FOR PUBLIC HOSPITALS IN VICTORIA - MINISTER'S RESPONSE TO ECONOMIC AND BUDGET REVIEW COMMITTEE'S RECOMMENDATIONS - To be considered.
- 25 PROPERTY AND SERVICES DEPARTMENT REPORT, 1988-89 - To be considered.
- 26 WATER RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
- 27 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
- 28 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1988-89 - To be considered.
- 29 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1987 - To be considered.
- 30 FREEDOM OF INFORMATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- 31 ACCIDENT COMPENSATION COMMISSION REPORT, 1988-89 - To be considered.
- 32 ACCIDENT COMPENSATION TRIBUNAL REPORT, 1988-89 - To be considered.
- 33 ACCIDENT REHABILITATION COUNCIL REPORT, 1988-89 - To be considered.
- 34 ADULT PAROLE BOARD REPORT, 1987-88 AND 1988-89 - To be considered.
- 35 ANTI-CANCER COUNCIL REPORT, 1988-89 - To be considered.
- 36 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1988 - To be considered.
- 37 COMMUNITY SERVICES DEPARTMENT REPORT, 1988-89 - To be considered.
- 38 CONSERVATION TRUST REPORT, 1988-89 - To be considered.
- 39 CORRECTIONS OFFICE REPORT, 1988-89 - To be considered.
- 40 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1988-89 - To be considered.
- 41 HEALTH DEPARTMENT REPORT, 1988-89 - To be considered.
- 42 HEALTH SERVICES COMMISSIONER'S REPORT, 1988-89 - To be considered.
- 43 HISTORIC BUILDINGS COUNCIL REPORT, 1988-89 - To be considered.
- 44 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT - To be considered.
- 45 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - LAW REFORM COMMISSION'S REPORT - To be considered.
- 46 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - DOCTOR AND PATIENT STUDIES - LAW REFORM COMMISSION'S REPORT - To be considered.
- 47 INQUIRY AGENTS, GUARD AGENTS AND WATCHMEN - LAW REFORM COMMISSION'S REPORT - To be considered.
- 48 OFFENSIVE WEAPONS - LAW REFORM COMMISSION'S REPORT - To be considered.
- 49 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1988-89 - To be considered.

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- 50 MARINE BOARD REPORT, 1988-89 - To be considered.
 - 51 MEDICAL BOARD REPORT, 1987-88 - To be considered.
 - 52 METROPOLITAN TRANSIT AUTHORITY REPORT, 1988-89 - To be considered.
 - 53 NURSING COUNCIL REPORT, 1988-89 - To be considered.
 - 54 OPTOMETRISTS REGISTRATION BOARD REPORT, 1988-89 - To be considered.
 - 55 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1988-89 - To be considered.
 - 56 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1988-89 - To be considered.
 - 57 PORT OF GEELONG AUTHORITY REPORT, 1988-89 - To be considered.
 - 58 PORT OF MELBOURNE AUTHORITY REPORT, 1988-89 - To be considered.
 - 59 PORT OF PORTLAND AUTHORITY REPORT, 1988-89 - To be considered.
 - 60 POULTRY FARMER LICENSING COMMITTEE REPORT, 1988-89 - To be considered.
 - 61 PREMIER AND CABINET DEPARTMENT REPORT, 1988-89 - To be considered.
 - 62 RADIATION ADVISORY COMMITTEE REPORT, 1988-89 - To be considered.
 - 63 ROAD CONSTRUCTION AUTHORITY REPORT, 1988-89 - To be considered.
 - 64 ROAD TRAFFIC AUTHORITY REPORT, 1988-89 - To be considered.
 - 65 STATE TRANSPORT AUTHORITY REPORT, 1988-89 - To be considered.
 - 66 TAXATION - ANALYSIS OF OPERATIONS OF LAND TAX, 1988 AND PROBATE DUTY AND GIFT DUTY, 1988-89 - To be considered.
 - 67 TOURISM COMMISSION REPORT, 1988-89 - To be considered.
 - 68 TRANSPORT MINISTRY REPORT, 1988-89, AND QUANTITATIVE TARGETS FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION, 1989-90 - To be considered.
 - 69 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1988-89 - To be considered.
 - 70 CAPITAL WORKS AUTHORITY REPORT, 1988-89 - To be considered.
 - 71 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT 1988-89 - To be considered.
 - 72 CONSUMER AFFAIRS MINISTRY REPORT, 1988-89 - To be considered.
 - 73 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1988-89 - To be considered.
 - 74 EDUCATION MINISTRY REPORT, 1988-89 - To be considered.
 - 75 EXHIBITION TRUSTEES REPORT, 1988-89 - To be considered.
 - 76 FREEDOM OF INFORMATION ACT 1982 - REPORT ON OPERATION, 1988-89 - To be considered.
 - 77 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1988-89 - To be considered.
 - 78 GRANTS COMMISSION REPORT, 1988-89 - To be considered.
 - 79 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1988-89 - To be considered.
 - 80 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
 - 81 LATROBE REGIONAL COMMISSION REPORT, 1988-89 - To be considered.

- 82 LAW REFORM COMMISSION REPORT, 1988-89 - To be considered.
- 83 LOCAL GOVERNMENT DEPARTMENT REPORT, 1988-89 - To be considered.
- 84 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1988-89 - To be considered.
- 85 MELBOURNE UNIVERSITY COUNCIL - FINANCIAL STATEMENTS, 1986 - To be considered.
- 86 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS NOTIFIED TO 15 NOVEMBER 1989 - To be considered.
- 87 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 88 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
- 89 PUBLIC ADVOCATE REPORT, 1988-89 - To be considered.
- 90 PUBLIC RECORD OFFICE REPORT, 1987-88 AND 1988-89 - To be considered.
- 91 PUBLIC SERVICE BOARD REPORT, 1988-89 - To be considered.
- 92 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1988-89 - To be considered.
- 93 PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1988-89 - To be considered.
- 94 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1988-89 - To be considered.
- 95 MENTAL HEALTH ACT 1986 - COMMUNITY VISITORS' REPORT, 1988-89 - To be considered.
- 96 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1988-89 - To be considered.
- *97 OFFICE OF CORRECTIONS' BEHAVIOUR - REPORT - To be considered.
- *98 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORTS, 30 NOVEMBER 1989 AND 28 FEBRUARY 1990 - To be considered.
- *99 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL AND ACCIDENT REHABILITATION COUNCIL REPORTS, DECEMBER 1989 - To be considered.
- *100 CONSTITUTION ACT 1975 - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- *101 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1988-89 - To be considered.
- *102 ALEXANDRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- *103 ALFRED GROUP OF HOSPITALS REPORT, 1988-89 - To be considered.
- *104 ALTONA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- *105 ANNE CAUDLE CENTRE REPORT, 1988-89 - To be considered.
- *106 ARARAT AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- *107 ARTS CENTRE TRUST REPORT, 1988-89 - To be considered.
- *108 BACCHUS MARSH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- *109 BALLARAT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- *110 BEEAC AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- *111 BIRREGURRA AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.

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- *112 BRIGHT DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *113 BUNDOORA EXTENDED CARE CENTRE REPORT, 1988-89 - To be considered.
 - *114 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - *115 CAMPERDOWN DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *116 CASTERTON MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *117 CENTRAL GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
 - *118 COBRAM DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *119 COHUNA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - *120 COLAC DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *121 COLERAINE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *122 CORRYONG DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *123 DAYLESFORD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *124 DEAKIN UNIVERSITY COUNCIL, REPORT AND STATUTES, 1987 - To be considered.
 - *125 DUNMUNKLE HEALTH SERVICES REPORT, 1988-89 - To be considered.
 - *126 EAST GIPPSLAND CENTRE REPORT, 1988-89 - To be considered.
 - *127 EASTERN SUBURBS GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
 - *128 ECHUCA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - *129 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *130 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1988-89 - To be considered.
 - *131 EILDON AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - *132 ELMORE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *133 ETHNIC AFFAIRS COMMISSION REPORT, 1988-89 - To be considered.
 - *134 GIPPSLAND BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - *135 GOULBURN VALLEY BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - *136 GRAIN ELEVATORS BOARD REPORT, 1988-89 - To be considered.
 - *137 GREYHOUND RACING CONTROL BOARD REPORT, 1988-89 - To be considered.
 - *138 HAMPTON REHABILITATION HOSPITAL REPORT, 1988-89 - To be considered.
 - *139 HARNESS RACING BOARD REPORT, 1988-89 - To be considered.
 - *140 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *141 HEATHCOTE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *142 HEYWOOD AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *143 KERANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *144 KILMORE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *145 KINGSTON CENTRE REPORT, 1988-89 - To be considered.

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- *146 KOROIT AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *147 KORUMBURRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *148 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - *149 LA TROBE UNIVERSITY COUNCIL, REPORT AND STATUTES, 1988 - To be considered.
 - *150 LITTLE COMPANY OF MARY HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - *151 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1988-89 - To be considered.
 - *152 LYNDOK HOME AND HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
 - *153 MACARTHUR AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *154 MANANGATANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *155 MANSFIELD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *156 MAROONDAH HOSPITAL REPORT, 1988-89 - To be considered.
 - *157 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *158 MELBOURNE AND METROPOLITAN BOARD OF WORKS EMPLOYEES' SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - *159 MILDURA BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - *160 MONASH MEDICAL CENTRE REPORT, 1988-89 - To be considered.
 - *161 MORDIALLOC-CHELTENHAM COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - *162 MORTLAKE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *163 MOUNT ELIZA CENTRE REPORT, 1988-89 - To be considered.
 - *164 MOUNT ROYAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *165 MYRTLEFORD DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *166 NATHALIA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *167 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1988-89 - To be considered.
 - *168 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1988-89 - To be considered.
 - *169 NATIONAL PARKS - DIRECTOR'S REPORT, 1988-89 - To be considered.
 - *170 NUMURKAH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *171 OMEO DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *172 ORBOST AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *173 OUYEN AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *174 OVENS AND MURRAY HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
 - *175 OVENS DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.

Tuesday, 13 March 1990

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- *176 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *177 PORT FAIRY HOSPITAL REPORT, 1988-89 - To be considered.
 - *178 PORTLAND AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *179 POST-SECONDARY EDUCATION COMMISSION REPORT, 1988-89 - To be considered.
 - *180 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - *181 QUEEN ELIZABETH CENTRE REPORT, 1988-89 - To be considered.
 - *182 QUEEN ELIZABETH GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
 - *183 RELIEF COMMITTEE REPORT, 1988-89 - To be considered.
 - *184 RIPON PEACE MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *185 ROBINVALE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *186 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *187 ROYAL WOMEN'S HOSPITAL REPORT, 1988-89 - To be considered.
 - *188 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *189 SEYMOUR DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *190 SHELLEY MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *191 SKIPTON AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *192 SOUTHERN PENINSULA HOSPITAL REPORT, 1988-89 - To be considered.
 - *193 STATE ELECTRICITY COMMISSION SUPERANNUATION FUND FINANCIAL STATEMENTS, 1988-89 - To be considered.
 - *194 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1988-89 - To be considered.
 - *195 STATE LIBRARY COUNCIL AND LIBRARY COUNCIL REPORT, 1988-89 - To be considered.
 - *196 SWAN HILL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *197 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *198 TERANG AND DISTRICT (NORAH COSGRAVE) COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - *199 TOTALIZATOR AGENCY BOARD SUPPLEMENTARY FINANCIAL STATEMENTS, 1988-89 - To be considered.
 - *200 TRANSPORT SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
 - *201 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1988-89 - To be considered.
 - *202 WANGARATTA DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - *203 WARANGA MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *204 WERRIBEE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *205 WEST GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.

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- *206 WESTERNPORT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *207 WILLIAM ANGLISS KNOX AND SHERBROOKE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - *208 WILLIAMSTOWN HOSPITAL REPORT, 1988-89 - To be considered.
 - *209 WIMMERA BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - *210 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - *211 WOORAYL DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - *212 YEA AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday-3.00 p.m.

Wednesday-2.00 p.m.

Thursday-11.00 a.m.

Business to take precedence-

Tuesday and Thursday - Government business.

Wednesday - General business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

Notice Paper No. 49

Wednesday, 14 March 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 6 sitting days remain for resolving***]
- 2 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 11 sitting days remain for resolving***]

ORDER OF THE DAY

- †1 ANSWERS TO QUESTIONS ON NOTICE - STANDING ORDERS COMMITTEE'S REPORT - Motion to take note of report - (*Hon. M.A. Birrell*) - *Resumption of debate. (Hon. Evan Walker).*

***Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and

† Cognate matters - To be debated concurrently pursuant to Order of the Council on 13 March 1990.

similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.

- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.
- *8 **THE HON. M.A. BIRRELL** - To move, That this House -
- (a) condemns the State Government for its cover up of the truth about the State Bank Group and, in particular, its threat through the State Bank to prevent the Leader of the Opposition from carrying out his legitimate activities as a Member of Parliament; and
 - (b) in order to restore full confidence in the State's financial activities, calls on the Premier to establish a Royal Commission into the State Bank Group, the Victorian Economic Development Corporation and the Victorian Investment Corporation Ltd.
- *9 **THE HON M.A. BIRRELL** - To move, That, unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990, and that this order shall have effect until 30 June 1990.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.

- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 11 **HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1988-89** - To be considered.
- 12 **OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1987** - To be considered.
- 13 **FREEDOM OF INFORMATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT** - To be considered.
- 14 **ACCIDENT COMPENSATION COMMISSION REPORT, 1988-89** - To be considered.
- 15 **ACCIDENT COMPENSATION TRIBUNAL REPORT, 1988-89** - To be considered.
- 16 **ACCIDENT REHABILITATION COUNCIL REPORT, 1988-89** - To be considered.
- 17 **ADULT PAROLE BOARD REPORT, 1987-88 AND 1988-89** - To be considered.
- 18 **ANTI-CANCER COUNCIL REPORT, 1988-89** - To be considered.
- 19 **CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1988** - To be considered.
- 20 **COMMUNITY SERVICES DEPARTMENT REPORT, 1988-89** - To be considered.
- 21 **CONSERVATION TRUST REPORT, 1988-89** - To be considered.
- 22 **CORRECTIONS OFFICE REPORT, 1988-89** - To be considered.
- 23 **GEE LONG PERFORMING ARTS CENTRE TRUST REPORT, 1988-89** - To be considered.
- 24 **HEALTH DEPARTMENT REPORT, 1988-89** - To be considered.

- 25 HEALTH SERVICES COMMISSIONER'S REPORT, 1988-89 - To be considered.
- 26 HISTORIC BUILDINGS COUNCIL REPORT, 1988-89 - To be considered.
- 27 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT - To be considered.
- 28 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - LAW REFORM COMMISSION'S REPORT - To be considered.
- 29 INFORMED DECISIONS ABOUT MEDICAL PROCEDURES - DOCTOR AND PATIENT STUDIES - LAW REFORM COMMISSION'S REPORT - To be considered.
- 30 INQUIRY AGENTS, GUARD AGENTS AND WATCHMEN - LAW REFORM COMMISSION'S REPORT - To be considered.
- 31 OFFENSIVE WEAPONS - LAW REFORM COMMISSION'S REPORT - To be considered.
- 32 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1988-89 - To be considered.
- 33 MARINE BOARD REPORT, 1988-89 - To be considered.
- 34 MEDICAL BOARD REPORT, 1987-88 - To be considered.
- 35 METROPOLITAN TRANSIT AUTHORITY REPORT, 1988-89 - To be considered.
- 36 NURSING COUNCIL REPORT, 1988-89 - To be considered.
- 37 OPTOMETRISTS REGISTRATION BOARD REPORT, 1988-89 - To be considered.
- 38 PLANNING AND ENVIRONMENT MINISTRY REPORT, 1988-89 - To be considered.
- 39 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1988-89 - To be considered.
- 40 PORT OF GEELONG AUTHORITY REPORT, 1988-89 - To be considered.
- 41 PORT OF MELBOURNE AUTHORITY REPORT, 1988-89 - To be considered.
- 42 PORT OF PORTLAND AUTHORITY REPORT, 1988-89 - To be considered.
- 43 POULTRY FARMER LICENSING COMMITTEE REPORT, 1988-89 - To be considered.
- 44 PREMIER AND CABINET DEPARTMENT REPORT, 1988-89 - To be considered.
- 45 RADIATION ADVISORY COMMITTEE REPORT, 1988-89 - To be considered.
- 46 ROAD CONSTRUCTION AUTHORITY REPORT, 1988-89 - To be considered.
- 47 ROAD TRAFFIC AUTHORITY REPORT, 1988-89 - To be considered.
- 48 STATE TRANSPORT AUTHORITY REPORT, 1988-89 - To be considered.
- 49 TAXATION - ANALYSIS OF OPERATIONS OF LAND TAX, 1988 AND PROBATE DUTY AND GIFT DUTY, 1988-89 - To be considered.
- 50 TOURISM COMMISSION REPORT, 1988-89 - To be considered.
- 51 TRANSPORT MINISTRY REPORT, 1988-89, AND QUANTITATIVE TARGETS FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION, 1989-90 - To be considered.
- 52 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1988-89 - To be considered.
- 53 CAPITAL WORKS AUTHORITY REPORT, 1988-89 - To be considered.
- 54 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT 1988-89 - To be considered.

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- 55 CONSUMER AFFAIRS MINISTRY REPORT, 1988-89 - To be considered.
 - 56 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1988-89 - To be considered.
 - 57 EDUCATION MINISTRY REPORT, 1988-89 - To be considered.
 - 58 EXHIBITION TRUSTEES REPORT, 1988-89 - To be considered.
 - 59 FREEDOM OF INFORMATION ACT 1982 - REPORT ON OPERATION, 1988-89 - To be considered.
 - 60 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1988-89 - To be considered.
 - 61 GRANTS COMMISSION REPORT, 1988-89 - To be considered.
 - 62 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1988-89 - To be considered.
 - 63 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
 - 64 LATROBE REGIONAL COMMISSION REPORT, 1988-89 - To be considered.
 - 65 LAW REFORM COMMISSION REPORT, 1988-89 - To be considered.
 - 66 LOCAL GOVERNMENT DEPARTMENT REPORT, 1988-89 - To be considered.
 - 67 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1988-89 - To be considered.
 - 68 MELBOURNE UNIVERSITY COUNCIL - FINANCIAL STATEMENTS, 1986 - To be considered.
 - 69 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS NOTIFIED TO 15 NOVEMBER 1989 - To be considered.
 - 70 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - 71 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
 - 72 PUBLIC ADVOCATE REPORT, 1988-89 - To be considered.
 - 73 PUBLIC RECORD OFFICE REPORT, 1987-88 AND 1988-89 - To be considered.
 - 74 PUBLIC SERVICE BOARD REPORT, 1988-89 - To be considered.
 - 75 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1988-89 - To be considered.
 - 76 PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1988-89 - To be considered.
 - 77 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1988-89 - To be considered.
 - 78 MENTAL HEALTH ACT 1986 - COMMUNITY VISITORS' REPORT, 1988-89 - To be considered.
 - 79 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1988-89 - To be considered.
 - 80 OFFICE OF CORRECTIONS' BEHAVIOUR - REPORT - To be considered.
 - 81 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORTS, 30 NOVEMBER 1989 AND 28 FEBRUARY 1990 - To be considered.
 - 82 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL AND ACCIDENT REHABILITATION COUNCIL REPORTS, DECEMBER 1989 - To be considered.
 - 83 CONSTITUTION ACT 1975 - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.

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- 84 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1988-89 - To be considered.
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 - 92 BALLARAT BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - 93 BEEAC AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 94 BIRREGURRA AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 95 BRIGHT DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 96 BUNDOORA EXTENDED CARE CENTRE REPORT, 1988-89 - To be considered.
 - 97 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 98 CAMPERDOWN DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 99 CASTERTON MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 100 CENTRAL GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
 - 101 COBRAM DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 102 COHUNA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - 103 COLAC DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 104 COLERAINE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 105 CORRYONG DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 106 DAYLESFORD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 107 DEAKIN UNIVERSITY COUNCIL, REPORT AND STATUTES, 1987 - To be considered.
 - 108 DUNMUNKLE HEALTH SERVICES REPORT, 1988-89 - To be considered.
 - 109 EAST GIPPSLAND CENTRE REPORT, 1988-89 - To be considered.
 - 110 EASTERN SUBURBS GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
 - 111 ECHUCA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - 112 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 113 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1988-89 - To be considered.
 - 114 EILDON AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 115 ELMORE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 116 ETHNIC AFFAIRS COMMISSION REPORT, 1988-89 - To be considered.
 - 117 GIPPSLAND BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - 118 GOULBURN VALLEY BASE HOSPITAL REPORT, 1988-89 - To be considered.

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- 119 GRAIN ELEVATORS BOARD REPORT, 1988-89 - To be considered.
 - 120 GREYHOUND RACING CONTROL BOARD REPORT, 1988-89 - To be considered.
 - 121 HAMPTON REHABILITATION HOSPITAL REPORT, 1988-89 - To be considered.
 - 122 HARNESS RACING BOARD REPORT, 1988-89 - To be considered.
 - 123 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 124 HEATHCOTE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 125 HEYWOOD AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 126 KERANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 127 KILMORE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 128 KINGSTON CENTRE REPORT, 1988-89 - To be considered.
 - 129 KOROIT AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 130 KORUMBURRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 131 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 132 LA TROBE UNIVERSITY COUNCIL, REPORT AND STATUTES, 1988 - To be considered.
 - 133 LITTLE COMPANY OF MARY HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - 134 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1988-89 - To be considered.
 - 135 LYNDOK HOME AND HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
 - 136 MACARTHUR AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 137 MANANGATANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 138 MANSFIELD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 139 MAROONDAH HOSPITAL REPORT, 1988-89 - To be considered.
 - 140 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 141 MELBOURNE AND METROPOLITAN BOARD OF WORKS EMPLOYEES' SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - 142 MILDURA BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - 143 MONASH MEDICAL CENTRE REPORT, 1988-89 - To be considered.
 - 144 MORDIALLOC-CHELLENHAM COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 145 MORTLAKE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 146 MOUNT ELIZA CENTRE REPORT, 1988-89 - To be considered.
 - 147 MOUNT ROYAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 148 MYRTLEFORD DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 149 NATHALIA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.

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- 150 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1988-89
- To be considered.
 - 151 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1988-89 - To be considered.
 - 152 NATIONAL PARKS - DIRECTOR'S REPORT, 1988-89 - To be considered.
 - 153 NUMURKAH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 154 OMEO DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 155 ORBOST AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 156 OUYEN AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 157 OVENS AND MURRAY HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
 - 158 OVENS DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 159 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 160 PORT FAIRY HOSPITAL REPORT, 1988-89 - To be considered.
 - 161 PORTLAND AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 162 POST-SECONDARY EDUCATION COMMISSION REPORT, 1988-89 - To be considered.
 - 163 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 164 QUEEN ELIZABETH CENTRE REPORT, 1988-89 - To be considered.
 - 165 QUEEN ELIZABETH GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
 - 166 RELIEF COMMITTEE REPORT, 1988-89 - To be considered.
 - 167 RIPON PEACE MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 168 ROBINVALE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 169 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89
- To be considered.
 - 170 ROYAL WOMEN'S HOSPITAL REPORT, 1988-89 - To be considered.
 - 171 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 -
To be considered.
 - 172 SEYMOUR DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 173 SHELLEY MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 174 SKIPTON AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 175 SOUTHERN PENINSULA HOSPITAL REPORT, 1988-89 - To be considered.
 - 176 STATE ELECTRICITY COMMISSION SUPERANNUATION FUND FINANCIAL STATEMENTS, 1988-89 - To be considered.
 - 177 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1988-89 - To be considered.
 - 178 STATE LIBRARY COUNCIL AND LIBRARY COUNCIL REPORT, 1988-89 - To be considered.
 - 179 SWAN HILL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.

- 180 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1988-89 - To be considered.
- 181 TERANG AND DISTRICT (NORAH COSGRAVE) COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 182 TOTALIZATOR AGENCY BOARD SUPPLEMENTARY FINANCIAL STATEMENTS, 1988-89 - To be considered.
- 183 TRANSPORT SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 184 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1988-89 - To be considered.
- 185 WANGARATTA DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 186 WARANGA MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 187 WERRIBEE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 188 WEST GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 189 WESTERNPORT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 190 WILLIAM ANGLISS KNOX AND SHERBROOKE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 191 WILLIAMSTOWN HOSPITAL REPORT, 1988-89 - To be considered.
- 192 WIMMERA BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 193 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 194 WOORAYL DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 195 YEA AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- *196 SUPREME COURT JUDGES REPORT, 1988 - To be considered.
- *197 VEHICLE OCCUPANT PROTECTION - SOCIAL DEVELOPMENT COMMITTEE'S REPORT - To be considered.
- *198 GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- †*199 ANSWERS TO QUESTIONS ON NOTICE - Motion to adopt Sessional Order and guidelines recommended by Standing Orders Committee - (*Hon. M.A. Birrell*) - *Resumption of debate. (Hon. Evan Walker).*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 ROAD SAFETY (AMENDMENT) BILL - AMENDMENTS OF THE ASSEMBLY - To be considered.
- 2 LAND (FURTHER MISCELLANEOUS MATTERS) BILL - (*from Assembly - Hon. B. T. Pullen*) - Second reading - *Resumption of debate. (Hon. R.I. Knowles).*
- 3 CONTROL OF WEAPONS BILL - (*Hon. D.R. White*) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - *Resumption of debate. (Hon. J. McLean).*
- 4 ROOMING HOUSES BILL - (*Hon. B. T. Pullen*) - To be committed.

- 5 FISHERIES (ABALONE LICENCE CHARGES) BILL - *(from Assembly - Hon. B.T. Pullen)* - To be further considered in Committee.
- 6 PENALTIES AND SENTENCES BILL - *(Hon. Evan Walker)* - Second reading - *Resumption of debate. (Hon. B.A. Chamberlain).*
- 7 MENTAL HEALTH (GENERAL AMENDMENT) BILL - *(Hon. C.J. Hogg)* - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 8 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL - *(Hon. Evan Walker)* - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 9 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - *(from Assembly - Hon. M.A. Lyster)* - Second reading - *Resumption of debate. (Hon. Haddon Storey).*

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TUESDAY, 27 MARCH 1990

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - *(from Assembly - Hon. Evan Walker)* - Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- * 2 PROPORTIONAL REPRESENTATION - Motion for appointment of Joint Select Committee - *(Hon. D.R. White)* - *Resumption of debate. (Hon. Haddon Storey).*

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxledge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxledge, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday-3.00 p.m.
Wednesday-2.00 p.m.
Thursday-11.00 a.m.

Business to take precedence-

Tuesday and Thursday - Government business.
Wednesday - General business.
No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 49 and 50

No. 49—Tuesday, 13 March 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ROAD SAFETY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 3 **PETITION—CHILD HEALTH NURSE SERVICE, WARRAGUL**—The Honourable R. J. Long presented a Petition from certain citizens of Victoria praying that the Government immediately reverse its decision to terminate the Visiting Child Health Nurse Service in Warragul.

Ordered to lie on the Table.

- 4 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—RESOLUTION RESCINDED**—The Honourable Evan Walker moved, by leave, That the resolution of the House of 7 March 1990 appointing the Honourable D. E. Henshaw to the Natural Resources and Environment Committee be rescinded.

Question—put and resolved in the affirmative.

- 5 **PAPERS**—

SUPREME COURT JUDGES—The Honourable Evan Walker presented, by command of His Excellency the Governor, the Report of the Supreme Court Judges for the year 1988.

Ordered to lie on the Table.

* * * *

SOCIAL DEVELOPMENT COMMITTEE—VEHICLE OCCUPANT PROTECTION—The Honourable G. P. Connard presented a Report from the Social Development Committee upon Vehicle Occupant Protection, together with Appendices, Extracts from the Proceedings of the Committee and a Minority Report.

Ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, That the Reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Gas and Fuel Corporation Superannuation Board—Report and financial statements for the year 1988–89.

Planning and Environment Act 1987— Notice of Approval of Amendment L6 to the Bairnsdale (Shire) Planning Scheme.

Statutory Rules under the following Acts of Parliament:

Accident Compensation Act 1985—Nos. 36 and 37.

Pathology Services Accreditation Act 1984—No. 30, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

AS 1216.1—1984—Classification, Hazard Identification and Information Systems for Dangerous Goods—Part 1—Classification and Class Labels for Dangerous Goods.

AS 1216—1981—Classification, Hazard Identification and Information Systems for Dangerous Goods.

Part 2—Hazchem Emergency Action Code.

Part 3—NFPA Hazard Identification System.

Part 4—UN Substance Identification Numbers.

AS 2252, Part 1—1981—Biological Safety Cabinets—Biological Safety Cabinets (Class I) for Personnel Protection.

AS 2252.2—1985—Biological Safety Cabinets—Part 2—Laminar Flow Biological Safety Cabinets (Class II) for Personnel and Product Protection.

AS 2647—1983—Biological Safety Cabinets—Installation and Use.

AS 2714—1984—The Storage and Handling of Hazardous Chemical Materials—Class 5.2 Substances—Organic Peroxides.

Criteria for Assessment of External Quality Assurance Programs—National Pathology Accreditation Advisory Council—Volume 1—Clinical Biochemistry, Haematology, Microbiology, March 1984.

Retention of Laboratory Records and Diagnostic Material—National Pathology Accreditation Advisory Council, September 1987.

Safety in Laboratories—

AS 2243, Part 1—1982—General.

AS 2243, Part 2—1982—Chemical.

AS 2243.3—1985—Part 3—Microbiology.

AS 2243.4—1986—Part 4—Ionizing Radiations.

AS 2243, Part 5—1980—Non-Ionizing Radiations.

AS 2243, Part 6—1980—Mechanical Aspects.

AS 2243, Part 7—1980—Electrical Aspects.

AS 2243.8—1986—Part 8—Fume Cupboards.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, February 1990.

The Honourable B. A. Chamberlain moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Order of the Day, Business to take Precedence, be postponed until later this day.

7 PROPORTIONAL REPRESENTATION—The Honourable D. R. White moved—

1. That a Joint Select Committee be appointed to enquire into and report upon the proposals contained in the Constitution (Proportional Representation) Bill considered by the Parliament in 1988, and in particular—

(a) necessary changes to the electoral system for the Legislative Council in order to provide fair representation for all Victorians through the adoption of a quota-preferential (proportional representation) voting system;

- (b) taking into account the different systems adopted in other Australian States and other Western democracies, whether a system of proportional representation should be based on a single 'whole of State' electorate or on several regionally based or other electorates and, if the latter option is preferred, the basis on which boundaries should be determined and the number of representatives of such regionally based or other electorates;
- (c) whether the system should include 'overlapping terms' or whether all representatives should be elected at any one time and concurrently with the Legislative Assembly;
- (d) if it is decided to use overlapping terms, how it would be determined whether a particular member has a long term or a short term, and by whom;
- (e) what form the ballot paper should take and in particular whether a group voting option should be offered;
- (f) the method of filling casual vacancies;
- (g) the establishment of rules to determine the formality of a vote cast, i.e., how many squares need to be filled in, and in what manner, to ensure that the ballot paper is valid; and
- (h) any other matters arising from and incidental to the question of proportional representation.

Reporting

2. That the Committee may report from time to time but shall present its final report no later than 31 December 1990.

Membership

3. That the Committee shall consist of ten Members comprising five Members of the Council and five Members of the Assembly.

Quorum

4. That five members of the Committee shall constitute a quorum of the Committee, but a quorum shall not consist exclusively of Members of the Council or Members of the Assembly.

Chairman

5. That the Committee shall elect one of the Government Members of the Committee to be Chairman.
6. That the Chairman shall have a deliberative vote and, in the event of an equality of votes, shall have a casting vote.

Deputy Chairman

7. That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform all the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.

Sitting Times and Places

8. That the Committee may sit in such places in Victoria as seems most convenient for the proper and speedy despatch of business.
9. That the Committee shall not sit while either House is actually sitting except by leave of that House and may not, while either House is actually sitting, sit in any place other than a place that is within the Parliament building.

Evidence

10. That the Committee may send for persons, papers and records and report the minutes of evidence from time to time.
11. That the Committee shall, unless it otherwise resolves, take all evidence in public.

12. That the Committee shall keep a record of all evidence given before it and determinations made by it.
13. That the Committee have the power to authorize publication of any evidence given before it in public and any document presented to it.
14. That as soon as practicable after the completion of each day's proceedings a transcript of the evidence taken in public by the Committee shall be published.

Payment of Members

15. That the Committee be a Committee to which Section 51A of the *Parliamentary Committees Act* 1968 applies.

Conflict with Standing Orders

16. That the foregoing provisions of this resolution so far as they are inconsistent with the Standing Orders and practices of the Houses shall have effect notwithstanding anything contained in those Standing Orders.

Expiry of Resolution

17. That this resolution shall have effect up to and until 31 December 1990.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 27 March 1990.

- 8 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. S. de Fegely moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 27 March 1990.

- 9 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **HEALTH (AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the amendment made by the Assembly in this Bill, the said amendment was read and is as follows:

Clause 2, line 9, omit "1 January 1990" and insert "a day to be proclaimed".

On the motion of the the Honourable Evan Walker (for the Honourable C. J. Hogg), and after debate, the Council agreed to the amendment made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 11 **EDUCATION (AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the amendment made by the Assembly in this Bill, the said amendment was read and is as follows:

Clause 2, lines 7 and 8, omit "1 January 1990" and insert "a day to be proclaimed".

The Honourable Evan Walker moved, That the Council agree to the amendment made by the Assembly in this Bill.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 and 6, be postponed until later this day.

- 13 **ROOMING HOUSES BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 14 **FISHERIES (ABALONE LICENCE CHARGES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and had agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill:

1. Clause 1, line 4, omit “, renewal or transfer” and insert “or renewal”.
2. Clause 2, lines 6 and 7, omit “the day on which it receives the Royal Assent” and insert “1 April 1990”.
3. Clause 3, page 1, lines 15 and 16, and page 2, lines 1 and 2, omit paragraph (d) and insert:
 ‘(d) In section 13A (9) omit “a consolidated abalone licence,”’.
4. Clause 3, page 2, line 7, omit “\$28 500” and insert “\$23 450”.
5. Long title, omit “, renewal or transfer” and insert “or renewal”.

On the motion of the Honourable B. T. Pullen, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 15 **EDUCATION (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the motion to agree to the amendment made by the Assembly in this Bill—

Debate resumed.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the amendment made by the Assembly in this Bill.

- 16 **COGNATE DEBATE**—The Honourable M. A. Birrell moved, by leave, That consideration of the Order of the Day for the consideration of the report of the Standing Orders Committee upon Answers to Questions on Notice be taken cognately with debate on a motion to adopt the Sessional Order and guidelines recommended by that Committee.

Question—put and resolved in the affirmative.

- 17 **STANDING ORDERS COMMITTEE—ANSWERS TO QUESTIONS ON NOTICE**—The Order of the Day having been read for the consideration of the report of the Standing Orders Committee upon Answers to Questions on Notice, pursuant to the Order of the Council this day [*see Item 16*], the Honourable M. A. Birrell moved—

- That the Council take note of the Report; and

- (1) That—
 - (a) 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—
 - (i) at the conclusion of the normal time for answering questions on notice on any day after that period the Member may ask the relevant Minister for an explanation; and
 - (ii) at the conclusion of any such explanation the Member may move, without notice, “That the Council take note of the explanation”.
 - (b) In the event that a Minister does not provide an explanation, notice may be given of a motion regarding the Minister’s failure to provide either an answer or an explanation and precedence shall be given to such a motion at the conclusion of the business under consideration at the expiration of two hours after the giving of the notice or at the end of the sequence prescribed in Standing Order No. 86, whichever last occurs.
 - (c) The provisions of this resolution, so far as they are inconsistent with the Standing Orders, shall have effect notwithstanding anything contained in those Standing Orders.
- (2) That, in relation to the operation of the foregoing Order—
 - (a) This House endorses the guidelines set out in paragraph 12 of the Standing Orders Committee report dated 6 March 1990; and
 - (b) Questions presently listed on the Notice Paper be treated as if they appeared for the first time immediately following adoption of the Order.

Debate ensued.

The Honourable Evan Walker moved, That the debate be now adjourned.

Question—That the debate be now adjourned, put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.26 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 50—Wednesday, 14 March 1990

- 1 The President took the Chair and read the Prayer.
- 2 **OMBUDSMAN—DINGO PARK RAID**—The President announced the receipt of the following letter from the Ombudsman:

14 March 1990

Dear Mr President,

Following a complaint to me, a discussion with a witness, the media coverage of the incident and subsequent events, I decided to investigate the “raid” on the Dingo Park at Chewton by officers of the Department of Conservation, Forests and Lands on 5 March 1990.

In accordance with the provisions of the *Ombudsman Act* 1973 I have advised the Hon. K. Setches, Minister for Conservation, Forests and Lands, and Mr L. Foster, the Director-General, of my intention and defined the administrative actions to be investigated as:

- (a) the alleged unreasonable, forced entry into the premises of Mr Bruce Jacobs;
- (b) the alleged unreasonable and unlawful destruction of a number of dingos; and
- (c) the alleged unreasonable and unlawful removal of the dingos from his property.

My investigation has commenced.

Subsequent to this, I have been made aware of a concern that my investigation may not cover all the issues involved and there could be a need for a further, more extensive inquiry at the instigation of Parliament.

The Ombudsman Act Division 2 section 16 (1) states:

“At any time—

- (a) the Legislative Council or a committee of the Legislative Council;
- (b) the Legislative Assembly or a committee of the Legislative Assembly;
- or
- (c) a joint committee of both Houses of Parliament—

may refer to the Ombudsman for investigation and report any matter, other than a matter concerning a judicial proceeding, which that House or committee considers should be investigated by him.”

It is my current intention to proceed with the defined administrative actions but interpret these to cover:

- (a) the events leading up to the raid in terms of licences, permits, previous involvement of departmental officers and complaints by neighbours or municipal officers;
- (b) the raid, role and actions of all participants including Conservation, Forests and Lands officers, RSPCA, Police and others; and
- (c) post raid issues such as the laying of charges, including the autopsies on the shot animals and the care and disposal of others.

If further issues are referred to me by the Legislative Council, Legislative Assembly or by committees of the Council or Assembly under the provisions of section 16 (1) of the Ombudsman Act then those additional matters will be investigated as part of my current investigation.

Yours sincerely,

(Norman Geschke)
OMBUDSMAN

The Honourable R. I. Knowles moved, by leave, That this House notes and endorses the terms of reference of the investigation by the Ombudsman into the raid on the Dingo Park at Chewton on 5 March 1990, as communicated to Mr President on 14 March 1990, and requests that his report following the investigation be tabled in the House.

Question—put and resolved in the affirmative.

- 3 **PETITION—MET TICKET**—The Honourable G. H. Cox presented a Petition from certain citizens of Victoria praying that the Minister for Transport abandon the Met Ticketing System.

Ordered to lie on the Table.

- 4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Bacchus Marsh Planning Scheme—Amendment L15.
- Bulla Planning Scheme—Amendment L21.
- Berwick Planning Scheme—Amendment R70.

Caulfield Planning Scheme—Amendment L9.
 Euroa Planning Scheme—Amendment L7.
 Flinders Planning Scheme—Amendment L30.
 Frankston Planning Scheme—Amendments L12 and R67.
 Gisborne Planning Scheme—Amendment L2.
 Hastings Planning Scheme—Amendment L23.
 Huntly Planning Scheme—Amendment L14.
 Kew Planning Scheme—Amendment L5.
 Kilmore Planning Scheme—Amendment L33.
 Korumburra Planning Scheme—Amendment L9.
 Mildura (Shire) Planning Scheme—Amendment L4.
 Mornington Planning Scheme—Amendment L10.
 Oakleigh Planning Scheme—Amendment L5.
 Rodney Planning Scheme—Amendment L26.
 Seymour Planning Scheme—Amendment L16.
 South Melbourne Planning Scheme—Amendment L22.
 Tambo Planning Scheme—Amendment L24.
 Traralgon (City) Planning Scheme—Amendment L22.
 Whittlesea Planning Scheme—Amendment L15.
 Winchelsea Planning Scheme—Amendment L4.
 Woorayl Planning Scheme—Amendment L19.

Police Service Board Determination No. 523.

5 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Order of the Day, Business to take Precedence, and Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

6 STATE BANK GROUP—The Honourable M. A. Birrell moved, That this House—

(a) condemns the State Government for its cover up of the truth about the State Bank Group and, in particular, its threat through the State Bank to prevent the Leader of the Opposition from carrying out his legitimate activities as a Member of the Parliament; and

(b) in order to restore full confidence in the State's financial activities, calls on the Premier to establish a Royal Commission into the State Bank Group, the Victorian Economic Development Corporation and the Victorian Investment Corporation Ltd.

Debate ensued.

Question—put.

The Council divided.

AYES, 22

The Hon. G. B. Ashman
 W. R. Baxter
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 D. M. Evans (*Teller*)
 P. R. Hall
 R. M. Hallam
 R. I. Knowles

NOES, 15

The Hon. B. E. Davidson (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean (*Teller*)
 B. W. Mier
 B. T. Pullen
 G. A. Sgro

R. Lawson
 R. Macey
 R. A. Mackenzie
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith (*Teller*)
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

T. C. Theophanous
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 7 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 27 March 1990.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.07 p.m., adjourned until Tuesday, 27 March 1990.

A. V. BRAY
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M EVANS - To move, That Regulations 13 and 19 of the Tim .. Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 5 sitting days remain for resolving***]
- 2 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 10 sitting days remain for resolving***]

ORDER OF THE DAY

- †1 ANSWERS TO QUESTIONS ON NOTICE - STANDING ORDERS COMMITTEE'S REPORT - Motion to take note of report - (*Hon. M.A. Birrell*) - Resumption of debate. (*Hon. Evan Walker*).

***Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 ROAD SAFETY (AMENDMENT) BILL - AMENDMENTS OF THE ASSEMBLY - To be considered.
- 2 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (*from Assembly - Hon. Evan Walker*) - Second reading - Resumption of debate. (*Hon. R.S. de Fegely*).
- 3 ROOMING HOUSES BILL - (*Hon. B. T. Pullen*) - To be committed.
- 4 LAND (FURTHER MISCELLANEOUS MATTERS) BILL - (*from Assembly - Hon. B. T. Pullen*) - Second reading - Resumption of debate. (*Hon. R.I. Knowles*).
- 5 PROPORTIONAL REPRESENTATION - Motion for appointment of Joint Select Committee - (*Hon. D.R. White*) - Resumption of debate. (*Hon. Haddon Storey*).
- 6 CONTROL OF WEAPONS BILL - (*Hon. D.R. White*) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - Resumption of debate. (*Hon. J. McLean*).

† Cognate matters - To be debated concurrently pursuant to Order of the Council on 13 March 1990.

- 7 FISHERIES (ABALONE LICENCE CHARGES) BILL - (from Assembly - Hon. B.T. Pullen) - To be further considered in Committee.
- 8 PENALTIES AND SENTENCES BILL - (Hon. Evan Walker) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).
- 9 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 10 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL - (Hon. Evan Walker) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 11 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. HADDON STOREY - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 THE HON. G.R. CRAIGE - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be

increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.

- 8 **THE HON M.A. BIRRELL** - To move, That, unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990, and that this order shall have effect until 30 June 1990.
- *9 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- *10 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (Hon. B.A. Chamberlain) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (Hon. D.M. Evans) - Resumption of debate. (Hon. C.F. Van Buren).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (Hon. R.J. Long) - Resumption of debate. (Hon. B.E. Davidson).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (Hon. Marie Tehan) - Resumption of debate. (Hon. D.M. Evans).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (Hon. D.M. Evans) - Resumption of debate. (Hon. W.A. Landeryou).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (Hon. R.A. Mackenzie) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (Hon. M.A. Birrell) - Resumption of debate. (Hon. Evan Walker).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (Hon. R.M. Hallam) - Resumption of debate. (Hon. B.A. Chamberlain).

- 9 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
- 10 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
- 11 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1988-89 - To be considered.
- 12 CAPITAL WORKS AUTHORITY REPORT, 1988-89 - To be considered.
- 13 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT 1988-89 - To be considered.
- 14 CONSUMER AFFAIRS MINISTRY REPORT, 1988-89 - To be considered.
- 15 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1988-89 - To be considered.
- 16 EDUCATION MINISTRY REPORT, 1988-89 - To be considered.
- 17 EXHIBITION TRUSTEES REPORT, 1988-89 - To be considered.
- 18 FREEDOM OF INFORMATION ACT 1982 - REPORT ON OPERATION, 1988-89 - To be considered.
- 19 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1988-89 - To be considered.
- 20 GRANTS COMMISSION REPORT, 1988-89 - To be considered.
- 21 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1988-89 - To be considered.
- 22 INDUSTRY, TECHNOLOGY AND RESOURCES DEPARTMENT REPORT, 1988-89 - To be considered.
- 23 LATROBE REGIONAL COMMISSION REPORT, 1988-89 - To be considered.
- 24 LAW REFORM COMMISSION REPORT, 1988-89 - To be considered.
- 25 LOCAL GOVERNMENT DEPARTMENT REPORT, 1988-89 - To be considered.
- 26 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1988-89 - To be considered.
- 27 MELBOURNE UNIVERSITY COUNCIL - FINANCIAL STATEMENTS, 1986 - To be considered.
- 28 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS NOTIFIED TO 15 NOVEMBER 1989 - To be considered.
- 29 METROPOLITAN TRANSIT AUTHORITY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 30 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
- 31 PUBLIC ADVOCATE REPORT, 1988-89 - To be considered.
- 32 PUBLIC RECORD OFFICE REPORT, 1987-88 AND 1988-89 - To be considered.
- 33 PUBLIC SERVICE BOARD REPORT, 1988-89 - To be considered.
- 34 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1988-89 - To be considered.
- 35 PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. REPORTS, 1988-89 - To be considered.
- 36 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1988-89 - To be considered.

- 37 MENTAL HEALTH ACT 1986 - COMMUNITY VISITORS' REPORT, 1988-89 - To be considered.
- 38 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1988-89 - To be considered.
- 39 OFFICE OF CORRECTIONS' BEHAVIOUR - REPORT - To be considered.
- 40 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORTS, 30 NOVEMBER 1989 AND 28 FEBRUARY 1990 - To be considered.
- 41 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL AND ACCIDENT REHABILITATION COUNCIL REPORTS, DECEMBER 1989 - To be considered.
- 42 CONSTITUTION ACT 1975 - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- 43 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1988-89 - To be considered.
- 44 ALEXANDRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 45 ALFRED GROUP OF HOSPITALS REPORT, 1988-89 - To be considered.
- 46 ALTONA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 47 ANNE CAUDLE CENTRE REPORT, 1988-89 - To be considered.
- 48 ARARAT AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 49 ARTS CENTRE TRUST REPORT, 1988-89 - To be considered.
- 50 BACCHUS MARSH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 51 BALLARAT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 52 BEEAC AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 53 BIRREGURRA AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 54 BRIGHT DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 55 BUNDOORA EXTENDED CARE CENTRE REPORT, 1988-89 - To be considered.
- 56 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 57 CAMPERDOWN DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 58 CASTERTON MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 59 CENTRAL GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 60 COBRAM DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 61 COHUNA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
- 62 COLAC DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 63 COLERAINE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 64 CORRYONG DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 65 DAYLESFORD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 66 DEAKIN UNIVERSITY COUNCIL, REPORT AND STATUTES, 1987 - To be considered.
- 67 DUNMUNKLE HEALTH SERVICES REPORT, 1988-89 - To be considered.
- 68 EAST GIPPSLAND CENTRE REPORT, 1988-89 - To be considered.
- 69 EASTERN SUBURBS GERIATRIC CENTRE REPORT, 1988-89 - To be considered.

- 70 ECHUCA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
- 71 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 72 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1988-89 - To be considered.
- 73 EILDON AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 74 ELMORE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 75 ETHNIC AFFAIRS COMMISSION REPORT, 1988-89 - To be considered.
- 76 GIPPSLAND BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 77 GOULBURN VALLEY BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 78 GRAIN ELEVATORS BOARD REPORT, 1988-89 - To be considered.
- 79 GREYHOUND RACING CONTROL BOARD REPORT, 1988-89 - To be considered.
- 80 HAMPTON REHABILITATION HOSPITAL REPORT, 1988-89 - To be considered.
- 81 HARNESS RACING BOARD REPORT, 1988-89 - To be considered.
- 82 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 83 HEATHCOTE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 84 HEYWOOD AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 85 KERANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 86 KILMORE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 87 KINGSTON CENTRE REPORT, 1988-89 - To be considered.
- 88 KOROIT AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 89 KORUMBURRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 90 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 91 LA TROBE UNIVERSITY COUNCIL, REPORT AND STATUTES, 1988 - To be considered.
- 92 LITTLE COMPANY OF MARY HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
- 93 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1988-89 - To be considered.
- 94 LYNDOK HOME AND HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
- 95 MACARTHUR AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 96 MANANGATANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 97 MANSFIELD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 98 MAROONDAH HOSPITAL REPORT, 1988-89 - To be considered.
- 99 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.

- 100 MELBOURNE AND METROPOLITAN BOARD OF WORKS EMPLOYEES' SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 101 MILDURA BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 102 MONASH MEDICAL CENTRE REPORT, 1988-89 - To be considered.
- 103 MORDIALLOC-CHELLENHAM COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 104 MORTLAKE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 105 MOUNT ELIZA CENTRE REPORT, 1988-89 - To be considered.
- 106 MOUNT ROYAL HOSPITAL REPORT, 1988-89 - To be considered.
- 107 MYRTLEFORD DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 108 NATHALIA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 109 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1988-89 - To be considered.
- 110 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1988-89 - To be considered.
- 111 NATIONAL PARKS - DIRECTOR'S REPORT, 1988-89 - To be considered.
- 112 NUMURKAH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 113 OMEO DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 114 ORBOST AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 115 OUYEN AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 116 OVENS AND MURRAY HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
- 117 OVENS DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 118 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 119 PORT FAIRY HOSPITAL REPORT, 1988-89 - To be considered.
- 120 PORTLAND AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 121 POST-SECONDARY EDUCATION COMMISSION REPORT, 1988-89 - To be considered.
- 122 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 123 QUEEN ELIZABETH CENTRE REPORT, 1988-89 - To be considered.
- 124 QUEEN ELIZABETH GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
- 125 RELIEF COMMITTEE REPORT, 1988-89 - To be considered.
- 126 RIPON PEACE MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 127 ROBINVALE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 128 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 129 ROYAL WOMEN'S HOSPITAL REPORT, 1988-89 - To be considered.
- 130 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 131 SEYMOUR DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.

- 132 SHELLEY MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 133 SKIPTON AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 134 SOUTHERN PENINSULA HOSPITAL REPORT, 1988-89 - To be considered.
- 135 STATE ELECTRICITY COMMISSION SUPERANNUATION FUND FINANCIAL STATEMENTS, 1988-89 - To be considered.
- 136 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1988-89 - To be considered.
- 137 STATE LIBRARY COUNCIL AND LIBRARY COUNCIL REPORT, 1988-89 - To be considered.
- 138 SWAN HILL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 139 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1988-89 - To be considered.
- 140 TERANG AND DISTRICT (NORAH COSGRAVE) COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 141 TOTALIZATOR AGENCY BOARD SUPPLEMENTARY FINANCIAL STATEMENTS, 1988-89 - To be considered.
- 142 TRANSPORT SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 143 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1988-89 - To be considered.
- 144 WANGARATTA DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 145 WARANGA MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 146 WERRIBEE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 147 WEST GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 148 WESTERNPORT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 149 WILLIAM ANGLISS KNOX AND SHERBROOKE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 150 WILLIAMSTOWN HOSPITAL REPORT, 1988-89 - To be considered.
- 151 WIMMERA BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 152 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 153 WOORAYL DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 154 YEA AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 155 SUPREME COURT JUDGES REPORT, 1988 - To be considered.
- 156 VEHICLE OCCUPANT PROTECTION - SOCIAL DEVELOPMENT COMMITTEES REPORT - To be considered.
- 157 GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- †158 ANSWERS TO QUESTIONS ON NOTICE - Motion to adopt Sessional Order and guidelines recommended by Standing Orders Committee - (Hon. M.A. Birrell) - Resumption of debate. (Hon. Evan Walker).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

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Tuesday-3.00 p.m.

Wednesday-2.00 p.m.

Thursday-11.00 a.m.

Business to take precedence-

Tuesday and Thursday - Government business.

Wednesday - General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

Notice Paper No. 51

Wednesday, 28 March 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That Regulations 13 and 19 of the Timber Harvesting Regulations 1989 (S.R. No. 194/1989) be disallowed. [*Notice given 14 November 1989; 4 sitting days remain for resolving***]
- 2 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 9 sitting days remain for resolving***]

ORDER OF THE DAY

- †1 ANSWERS TO QUESTIONS ON NOTICE - STANDING ORDERS COMMITTEE'S REPORT - Motion to take note of report - (*Hon. M.A. Birrell*) - *Resumption of debate. (Hon. Evan Walker).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

† Cognate matters - To be debated concurrently pursuant to Order of the Council on 13 March 1990.

to the land by voluntary contribution and other relevant matters in establishing an equitable rent.

- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.
- 8 **THE HON M.A. BIRRELL** - To move, That, unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990, and that this order shall have effect until 30 June 1990.
- 9 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- 10 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- * 11 **THE HON. R. LAWSON** - To move, That this House views with concern the continuing decay of Victoria's roads and calls on the Government to - (a) adequately maintain and improve existing roads; (b) commence the construction of important and necessary link roads in Victoria; (c) design roads so as to minimise any deleterious effect on neighbourhoods and the

environment; and (d) design roads so as to separate conflicting traffic flows and ensure the greatest possible safety for vehicle users and pedestrians.

- *12 **THE HON. R.M. HALLAM** - To move, That this House calls upon the Treasurer to release all the documents relevant to State Bank Victoria losses and, in particular, those documents referred to in his statement of 23 February 1990.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 11 **OFFICE OF CORRECTIONS' BEHAVIOUR - REPORT** - To be considered.
- 12 **BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORTS, 30 NOVEMBER 1989 AND 28 FEBRUARY 1990** - To be considered.
- 13 **ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL AND ACCIDENT REHABILITATION COUNCIL REPORTS, DECEMBER 1989** - To be considered.
- 14 **CONSTITUTION ACT 1975 - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT** - To be considered.
- 15 **ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1988-89** - To be considered.

- 16 ALEXANDRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 17 ALFRED GROUP OF HOSPITALS REPORT, 1988-89 - To be considered.
- 18 ALTONA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 19 ANNE CAUDLE CENTRE REPORT, 1988-89 - To be considered.
- 20 ARARAT AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 21 ARTS CENTRE TRUST REPORT, 1988-89 - To be considered.
- 22 BACCHUS MARSH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 23 BALLARAT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 24 BEEAC AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 25 BIRREGURRA AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 26 BRIGHT DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 27 BUNDOORA EXTENDED CARE CENTRE REPORT, 1988-89 - To be considered.
- 28 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 29 CAMPERDOWN DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 30 CASTERTON MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 31 CENTRAL GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 32 COBRAM DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 33 COHUNA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
- 34 COLAC DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 35 COLERAINE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 36 CORYONG DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 37 DAYLESFORD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 38 DEAKIN UNIVERSITY COUNCIL, REPORT AND STATUTES, 1987 - To be considered.
- 39 DUNMUNKLE HEALTH SERVICES REPORT, 1988-89 - To be considered.
- 40 EAST GIPPSLAND CENTRE REPORT, 1988-89 - To be considered.
- 41 EASTERN SUBURBS GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
- 42 ECHUCA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
- 43 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 44 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1988-89 - To be considered.
- 45 EILDON AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 46 ELMORE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 47 ETHNIC AFFAIRS COMMISSION REPORT, 1988-89 - To be considered.
- 48 GIPPSLAND BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 49 GOULBURN VALLEY BASE HOSPITAL REPORT, 1988-89 - To be considered.

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- 50 GRAIN ELEVATORS BOARD REPORT, 1988-89 - To be considered.
 - 51 GREYHOUND RACING CONTROL BOARD REPORT, 1988-89 - To be considered.
 - 52 HAMPTON REHABILITATION HOSPITAL REPORT, 1988-89 - To be considered.
 - 53 HARNESS RACING BOARD REPORT, 1988-89 - To be considered.
 - 54 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 55 HEATHCOTE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 56 HEYWOOD AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 57 KERANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 58 KILMORE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 59 KINGSTON CENTRE REPORT, 1988-89 - To be considered.
 - 60 KOROIT AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 61 KORUMBURRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 62 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 63 LA TROBE UNIVERSITY COUNCIL, REPORT AND STATUTES, 1988 - To be considered.
 - 64 LITTLE COMPANY OF MARY HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - 65 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1988-89 - To be considered.
 - 66 LYNDOCH HOME AND HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
 - 67 MACARTHUR AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 68 MANANGATANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 69 MANSFIELD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 70 MAROONDAH HOSPITAL REPORT, 1988-89 - To be considered.
 - 71 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 72 MELBOURNE AND METROPOLITAN BOARD OF WORKS EMPLOYEES' SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - 73 MILDURA BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - 74 MONASH MEDICAL CENTRE REPORT, 1988-89 - To be considered.
 - 75 MORDIALLOC-CHELLENHAM COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 76 MORTLAKE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 77 MOUNT ELIZA CENTRE REPORT, 1988-89 - To be considered.
 - 78 MOUNT ROYAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 79 MYRTLEFORD DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.

- 80 NATHALIA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 81 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1988-89 - To be considered.
- 82 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1988-89 - To be considered.
- 83 NATIONAL PARKS - DIRECTOR'S REPORT, 1988-89 - To be considered.
- 84 NUMURKAH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 85 OMEO DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 86 ORBOST AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 87 OUYEN AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 88 OVENS AND MURRAY HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
- 89 OVENS DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 90 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 91 PORT FAIRY HOSPITAL REPORT, 1988-89 - To be considered.
- 92 PORTLAND AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 93 POST-SECONDARY EDUCATION COMMISSION REPORT, 1988-89 - To be considered.
- 94 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 95 QUEEN ELIZABETH CENTRE REPORT, 1988-89 - To be considered.
- 96 QUEEN ELIZABETH GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
- 97 RELIEF COMMITTEE REPORT, 1988-89 - To be considered.
- 98 RIPON PEACE MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 99 ROBINVALE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 100 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 101 ROYAL WOMEN'S HOSPITAL REPORT, 1988-89 - To be considered.
- 102 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 103 SEYMOUR DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 104 SHELLEY MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 105 SKIPTON AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 106 SOUTHERN PENINSULA HOSPITAL REPORT, 1988-89 - To be considered.
- 107 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1988-89 - To be considered.
- 108 STATE LIBRARY COUNCIL AND LIBRARY COUNCIL REPORT, 1988-89 - To be considered.
- 109 SWAN HILL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.

Wednesday, 28 March 1990

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- 110 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1988-89 - To be considered.
- 111 TERANG AND DISTRICT (NORAH COSGRAVE) COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 112 TOTALIZATOR AGENCY BOARD SUPPLEMENTARY FINANCIAL STATEMENTS, 1988-89 - To be considered.
- 113 TRANSPORT SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 114 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1988-89 - To be considered.
- 115 WANGARATTA DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 116 WARANGA MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 117 WERRIBEE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 118 WEST GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 119 WESTERNPORT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 120 WILLIAM ANGLISS KNOX AND SHERBROOKE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 121 WILLIAMSTOWN HOSPITAL REPORT, 1988-89 - To be considered.
- 122 WIMMERA BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 123 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 124 WOORAYL DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 125 YEA AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 126 SUPREME COURT JUDGES REPORT, 1988 - To be considered.
- 127 VEHICLE OCCUPANT PROTECTION - SOCIAL DEVELOPMENT COMMITTEE'S REPORT - To be considered.
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- †129 ANSWERS TO QUESTIONS ON NOTICE - Motion to adopt Sessional Order and guidelines recommended by Standing Orders Committee - (*Hon. M.A. Birrell*) - *Resumption of debate. (Hon. Evan Walker).*
- *130 DARATECH PTY. LTD. REPORT, 1988-89 - To be considered.
- *131 ANNUAL REPORTING ACT 1983 - HEALTH MINISTER'S REPORT OF 19 MARCH 1990 OF FAILURE OF CERTAIN PUBLIC BODIES TO SUBMIT ANNUAL REPORTS TO HER BY 30 NOVEMBER 1989 AND REASONS THEREFOR - To be considered.
- *132 CITY OF MELBOURNE SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- *133 GEELONG AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
- *134 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
- *135 MUSEUM COUNCIL REPORT, 1988-89 - To be considered.

- *136 STATE ELECTRICITY COMMISSION SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- *137 SUNRAYSIA WATER BOARD REPORT, 1988-89 - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading.
- * 2 DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading.
- * 3 LOCAL GOVERNMENT (AMENDMENT) BILL - (Hon. M.A. Lyster) - Second reading.
- 4 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. Evan Walker) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 5 ROOMING HOUSES BILL - (Hon. B. T. Pullen) - To be committed.
- 6 PROPORTIONAL REPRESENTATION - Motion for appointment of Joint Select Committee - (Hon. D.R. White) - Resumption of debate. (Hon. Haddon Storey).
- 7 CONTROL OF WEAPONS BILL - (Hon. D.R. White) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - Resumption of debate. (Hon. J. McLean).
- 8 FISHERIES (ABALONE LICENCE CHARGES) BILL - (from Assembly - Hon. B.T. Pullen) - To be further considered in Committee.
- 9 PENALTIES AND SENTENCES BILL - (Hon. Evan Walker) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).
- 10 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 11 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL - (Hon. Evan Walker) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 12 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

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STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 51 and 52

No. 51—Tuesday, 27 March 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable Evan Walker presented Messages from their Excellencies the Governor and the Lieutenant-Governor as Deputy for the Governor, informing the Council that they had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to them by the Clerk of the Parliaments:

On 20 March 1990—

Health (Amendment) Act.

On 27 March 1990—

Education (Amendment) Act.

3 **PETITIONS**—

PUBLIC HOSPITALS CLOSURE—The Honourable Marie Tehan presented a Petition from certain citizens of Victoria opposing government plans to close and sell public hospitals and calling on the Government to improve the health system.

Ordered to lie on the Table.

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HEALTH SERVICES, WEDDERBURN—The Honourable R. A. Best presented a Petition from certain citizens of Victoria praying that the Minister for Health ensure the provision of a fully integrated health service system, including an acute health facility in Wedderburn, following closure of the Korong Bush Nursing Hospital.

Ordered to lie on the Table.

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MET TICKET—The Honourable Rosemary Varty presented a Petition from certain citizens of Victoria praying that the Minister for Transport abandon the Met Ticketing System.

Ordered to lie on the Table.

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- 4 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Pathology Services Accreditation Act 1984* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 5 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Drugs, Poisons and Controlled Substances Act 1981* and the *Drugs, Poisons and Controlled Substances (Amendment) Act 1983* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

6 **LOCAL GOVERNMENT (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable M. A. Lyster, leave was given to bring in a Bill to amend the *Local Government Act 1989* and to make miscellaneous amendments to the *Local Government (Consequential Provisions) Act 1989* and certain other Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

7 **PAPERS**—

DARATECH PTY. LTD.—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Report of Daratech Pty. Ltd. for the year 1988–89.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Annual Reporting Act 1983—Minister's report of 19 March 1990 of failure of certain public bodies to submit annual reports to her by 30 November 1989 and the reasons therefor.

City of Melbourne Superannuation Fund—Report and financial statements for the year 1988–89.

Geelong and District Water Board—Report and statement of accounts for the year 1988–89.

Mornington Peninsula and District Water Board—Report and statement of accounts for the year 1988–89.

Museum Council—Report and financial statements for the year 1988–89.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Bacchus Marsh Planning Scheme—Amendment L9 Part 2.
- Bendigo Planning Scheme—Amendment L6 Part 1.
- Berwick Planning Scheme—Amendment L3 Part 2.
- Box Hill Planning Scheme—Amendment L6.
- Bright Planning Scheme—Amendment L9.
- Broadmeadows Planning Scheme—Amendment L10.
- Croydon Planning Scheme—Amendments L7, L8 and L12.
- Essendon Planning Scheme—Amendment L4.
- Flinders Planning Scheme—Amendments L34 and L55.
- Footscray Planning Scheme—Amendment L10.
- Geelong Regional Planning Scheme—Amendments R37, R44 and R47.
- Gisborne Planning Scheme—Amendment L6.
- Hastings Planning Scheme—Amendment L18.
- Kilmore Planning Scheme—Amendment L18.
- Knox Planning Scheme—Amendment L19.
- Kyabram Planning Scheme—Amendment L2.
- Melbourne Planning Scheme—Amendment L38.
- Metropolitan Region Planning Schemes—Amendments R9 and R89.
- Mornington Planning Scheme—Amendment L26.
- Myrtleford Planning Scheme—Amendment L15.
- Nathalia Planning Scheme—Amendment L1.

Planning and Environment Act 1987—continued

- Northcote Planning Scheme—Amendment L7.
- Oakleigh Planning Scheme—Amendment RL69 Part 4.
- Port Melbourne Planning Scheme—Amendment L6.
- Prahran Planning Scheme—Amendment L3.
- South Melbourne Planning Scheme—Amendment RL63.
- Warragul Planning Scheme—Amendment L6.
- Woorayl Planning Scheme—Amendment L12.

Prevention of Cruelty to Animals Act 1986—

- Code of Practice relating to the Management of Companion Animals in Shelters and Pounds.
- Code of Practice relating to the Welfare of Animals in Hunting.

State Electricity Commission Superannuation Fund—Report and financial statements for the year 1988–89 (*in lieu of that Tabled on 7 March 1990*).

Statutory Rules under the following Acts of Parliament:

- Administrative Appeals Tribunal Act 1984—Planning and Environment Act 1987—Planning Appeals Act 1980—No. 40.
- Drugs, Poisons and Controlled Substances Act 1981—No. 39.
- Health Services Act 1988—No. 38.
- Magistrates' Court Act 1989—No. 35.
- National Parks Act 1975—No. 47.
- Pathology Services Accreditation Act 1984—No. 31.
- Planning and Environment Act 1987—No. 41.
- Public Service Act 1974—PSD No. 3.
- Racing Act 1958—No. 48.
- Supreme Court Act 1986—No. 45.
- Transfer of Land Act 1958—Nos. 42 and 43.
- Water Act 1958—No. 44.
- Wildlife Act 1975—No. 46.

Sunraysia Water Board—Report and statement of accounts for the year 1988–89.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, March 1990.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

8 BUSINESS POSTPONED—Ordered—That the consideration of the Notices of Motion and the Order of the Day, Business to take Precedence, be postponed until the next day of meeting.

9 ROAD SAFETY (AMENDMENT) BILL—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 7, page 4, after line 13, insert—

“(4) Section 50 (4B) (a) of the Principal Act does not apply to a person who applies for an order within 18 months after the commencement of this subsection.”.

2. Clause 15, after line 22 insert—

() In section 89A (2) of the Principal Act, for “service” substitute “the date”.

3. Clause 15, after line 28 insert—

() In section 89C (3) of the Principal Act, after “month” insert “and the person is disqualified from obtaining a further licence or permit for 1 month”.

() In section 89C (4) of the Principal Act, after “suspension” (where secondly occurring) insert “and disqualification”.

() In section 89D (1) of the Principal Act, after “in the notice” insert “and the person is disqualified from obtaining a further licence or permit for that period”.

() In section 89D (3) of the Principal Act, after “suspension” insert “, disqualification”.

4. Clause 15, after line 31 insert—

“() The amendment made to the Principal Act by sub-section (4) applies only with respect to infringement notices issued after the commencement of this section.”.

5. Clause 16, line 37, after “months” insert “and the person is disqualified from obtaining a further licence or permit for those 3 months”.

6. Clause 16, page 8, line 5, after “suspension” insert “, disqualification”.

7. Clause 16, page 8, line 24, after “month” insert “, the person is disqualified from obtaining a further licence or permit for one month”.

8. Clause 16, page 8, line 27, after “suspension” insert “, disqualification”.

On the motion of the Honourable B. T. Pullen, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

10 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

11 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

12 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.01 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 52—Wednesday, 28 March 1990

1 The President took the Chair and read the Prayer.

2 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Construction Industry Long Service Leave Act 1983’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **FISHERIES (ABALONE LICENCE CHARGES) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have made some of the amendments suggested by the Council in

this Bill, have made the remaining amendment suggested by the Council with a modification, and have made a further amendment in the Bill, and desiring the concurrence of the Council therein.

Ordered—That the Message be referred to the Committee of the whole on the Bill.

4 PAPERS—

PUBLIC BODIES REVIEW COMMITTEE—WESTERN METROPOLITAN MARKET TRUST—The Honourable K. M. Smith presented a Report from the Public Bodies Review Committee on the Western Metropolitan Market Trust, together with an Appendix and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendix to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPER PURSUANT TO STATUTE—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

National Crime Authority—Report for the year 1988–89 (including comments on the report by the Inter-Governmental Committee).

The Honourable Haddon Storey moved, That the Report and comments tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Order of the Day, Business to take Precedence, and Notices of Motion, General Business, Nos. 1 to 11 inclusive, be postponed until later this day.

6 STATE BANK LOSSES—The Honourable R. M. Hallam moved, That this House calls upon the Treasurer to release all the documents relevant to State Bank Victoria losses and, in particular, those documents referred to in his statement of 23 February 1990.

Debate ensued.

The Honourable D. R. White moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

7 ROADS—The Honourable R. Lawson moved, That this House views with concern the continuing decay of Victoria's roads and calls on the Government to—(a) adequately maintain and improve existing roads; (b) commence the construction of important and necessary link roads in Victoria; (c) design roads so as to minimise any deleterious effect on neighbourhoods and the environment; and (d) design roads so as to separate conflicting traffic flows and ensure the greatest possible safety for vehicle users and pedestrians.

Debate ensued.

The Honourable G. H. Cox moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

8 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “An

Act to amend the 'Administrative Appeals Tribunal Act 1984' and the 'Planning Appeals Act 1980' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 **ANSWERS TO QUESTIONS ON NOTICE**—The Order of the Day having been read for the resumption of the debate on the motion to take note of the Report of the Standing Orders Committee (the resumption of the debate on the motion to adopt the Sessional Order and guidelines recommended by the Standing Orders Committee having been authorized to be debated concurrently pursuant to an Order of the Council on 13 March 1990)—

Debate resumed.

Question—That the Council take note of the Report of the Standing Orders Committee upon Answers to Questions on Notice—put and resolved in the affirmative.

Question—

(1) That—

- (a) 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—
- (i) at the conclusion of the normal time for answering questions on notice on any day after that period the Member may ask the relevant Minister for an explanation; and
- (ii) at the conclusion of any such explanation the Member may move, without notice, "That the Council take note of the explanation".
- (b) In the event that a Minister does not provide an explanation, notice may be given of a motion regarding the Minister's failure to provide either an answer or an explanation and precedence shall be given to such a motion at the conclusion of the business under consideration at the expiration of two hours after the giving of the notice or at the end of the sequence prescribed in Standing Order No. 86, whichever last occurs.
- (c) The provisions of this resolution, so far as they are inconsistent with the Standing Orders, shall have effect notwithstanding anything contained in those Standing Orders.

(2) That, in relation to the operation of the foregoing Order—

- (a) This House endorses the guidelines set out in paragraph 12 of the Standing Orders Committee report dated 6 March 1990; and
- (b) Questions presently listed on the Notice Paper be treated as if they appeared for the first time immediately following adoption of the Order—

put and resolved in the affirmative.

- 10 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 11 **FISHERIES (ABALONE LICENCE CHARGES) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill, including some of the amendments made by the Assembly on the suggestion of the Council, the remaining amendment made

by the Assembly on the suggestion of the Council with a modification and the further amendment made by the Assembly, without further amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including some of the amendments made by the Assembly on the suggestion of the Council, the remaining amendment made by the Assembly on the suggestion of the Council with a modification and the further amendment made by the Assembly, without amendment.

- 12 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable C. J. Hogg) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable Marie Tehan) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable C. J. Hogg) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable Marie Tehan) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 **ROADS**—The Order of the Day having been read for the resumption of the debate on the motion expressing concern at the continuing decay of Victoria's roads and calling on the Government to adequately maintain and improve existing roads [*see item 7*]—

Debate resumed.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 15 **BUSINESS OF THE HOUSE**—The Honourable Evan Walker moved, That so much of the Sessional Orders be suspended as would prevent a motion for the second reading of the Local Government (Amendment) Bill being taken after 10.00 p.m. during the sitting of the Council this day.

Question—put and resolved in the affirmative.

- 16 **ROADS**—The Order of the Day having been read for the resumption of the debate on the question—That this House views with concern the continuing decay of Victoria's roads and calls on the Government to—(a) adequately maintain and improve existing roads; (b) commence the construction of important and necessary link roads in Victoria; (c) design roads so as to minimise any deleterious effect on neighbourhoods and the environment; and (d) design roads so as to separate conflicting traffic flows and ensure the greatest possible safety for vehicle users and pedestrians.

Debate resumed.

Question—put.

The Council divided.

AYES, 20

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best (*Teller*)
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 R. M. Hallam
 R. I. Knowles (*Teller*)
 R. Lawson
 R. Macey
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

NOES, 15

The Hon. Joan Coxsedg
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives (*Teller*)
 C. J. Kennedy
 L. Kokocinski (*Teller*)
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

17 **CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

18 **LOCAL GOVERNMENT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable R. Macey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

19 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.18 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 8 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL - (*from Assembly - Hon. Evan Walker*) - Second reading.
- *2 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - Second reading.
- 3 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 4 DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 5 LOCAL GOVERNMENT (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R. Macey*).
- 6 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (*from Assembly - Hon. Evan Walker*) - Second reading - *Resumption of debate.* (*Hon. R.S. de Fegely*).
- 7 ROOMING HOUSES BILL - (*Hon. B. T. Pullen*) - To be committed.
- 8 PROPORTIONAL REPRESENTATION - Motion for appointment of Joint Select Committee - (*Hon. D.R. White*) - *Resumption of debate.* (*Hon. Haddon Storey*).
- 9 CONTROL OF WEAPONS BILL - (*Hon. D.R. White*) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - *Resumption of debate.* (*Hon. J. McLean*).
- 10 PENALTIES AND SENTENCES BILL - (*Hon. Evan Walker*) - Second reading - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 11 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 12 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL - (*Hon. Evan Walker*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

13 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL -
(from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate.
(Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.

- 8 **THE HON M.A. BIRRELL** - To move, That, unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990, and that this order shall have effect until 30 June 1990.
- 9 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- 10 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 11 **OFFICE OF CORRECTIONS' BEHAVIOUR - REPORT** - To be considered.

- 12 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORTS, 30 NOVEMBER 1989 AND 28 FEBRUARY 1990 - To be considered.
- 13 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL AND ACCIDENT REHABILITATION COUNCIL REPORTS, DECEMBER 1989 - To be considered.
- 14 CONSTITUTION ACT 1975 - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- 15 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1988-89 - To be considered.
- 16 ALEXANDRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 17 ALFRED GROUP OF HOSPITALS REPORT, 1988-89 - To be considered.
- 18 ALTONA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 19 ANNE CAUDLE CENTRE REPORT, 1988-89 - To be considered.
- 20 ARARAT AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 21 ARTS CENTRE TRUST REPORT, 1988-89 - To be considered.
- 22 BACCHUS MARSH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 23 BALLARAT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 24 BEEAC AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 25 BIRREGURRA AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 26 BRIGHT DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 27 BUNDOORA EXTENDED CARE CENTRE REPORT, 1988-89 - To be considered.
- 28 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 29 CAMPERDOWN DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 30 CASTERTON MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 31 CENTRAL GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 32 COBRAM DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 33 COHUNA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
- 34 COLAC DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 35 COLERAINE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 36 CORRYONG DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 37 DAYLESFORD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 38 DEAKIN UNIVERSITY COUNCIL, REPORT AND STATUTES, 1987 - To be considered.
- 39 DUNMUNKLE HEALTH SERVICES REPORT, 1988-89 - To be considered.
- 40 EAST GIPPSLAND CENTRE REPORT, 1988-89 - To be considered.
- 41 EASTERN SUBURBS GERIATRIC CENTRE REPORT, 1988-89 - To be considered.
- 42 ECHUCA DISTRICT HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
- 43 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.

Tuesday, 3 April 1990

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- 44 EDUCATIONAL ADMINISTRATION INSTITUTE REPORT, 1988-89 - To be considered.
 - 45 EILDON AND DISTRICT COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 46 ELMORE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 47 ETHNIC AFFAIRS COMMISSION REPORT, 1988-89 - To be considered.
 - 48 GIPPSLAND BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - 49 GOULBURN VALLEY BASE HOSPITAL REPORT, 1988-89 - To be considered.
 - 50 GRAIN ELEVATORS BOARD REPORT, 1988-89 - To be considered.
 - 51 GREYHOUND RACING CONTROL BOARD REPORT, 1988-89 - To be considered.
 - 52 HAMPTON REHABILITATION HOSPITAL REPORT, 1988-89 - To be considered.
 - 53 HARNESS RACING BOARD REPORT, 1988-89 - To be considered.
 - 54 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 55 HEATHCOTE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 56 HEYWOOD AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 57 KERANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 58 KILMORE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 59 KINGSTON CENTRE REPORT, 1988-89 - To be considered.
 - 60 KOROIT AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 61 KORUMBURRA DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 62 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
 - 63 LA TROBE UNIVERSITY COUNCIL, REPORT AND STATUTES, 1988 - To be considered.
 - 64 LITTLE COMPANY OF MARY HOSPITAL INCORPORATED REPORT, 1988-89 - To be considered.
 - 65 LODDON-CAMPASPE REGIONAL PLANNING AUTHORITY REPORT, 1988-89 - To be considered.
 - 66 LYNDOKH HOME AND HOSPITAL FOR THE AGED REPORT, 1988-89 - To be considered.
 - 67 MACARTHUR AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
 - 68 MANANGATANG AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 69 MANSFIELD DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 70 MAROONDAH HOSPITAL REPORT, 1988-89 - To be considered.
 - 71 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
 - 72 MELBOURNE AND METROPOLITAN BOARD OF WORKS EMPLOYEES' SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - 73 MILDURA BASE HOSPITAL REPORT, 1988-89 - To be considered.

- 74 MONASH MEDICAL CENTRE REPORT, 1988-89 - To be considered.
- 75 MORDIALLOC-CHELTENHAM COMMUNITY HOSPITAL REPORT, 1988-89 -
To be considered.
- 76 MORTLAKE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 77 MOUNT ELIZA CENTRE REPORT, 1988-89 - To be considered.
- 78 MOUNT ROYAL HOSPITAL REPORT, 1988-89 - To be considered.
- 79 MYRTLEFORD DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89 -
To be considered.
- 80 NATHALIA AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 81 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1988-89 -
To be considered.
- 82 NATIONAL GALLERY OF VICTORIA COUNCIL REPORT, 1988-89 - To be
considered.
- 83 NATIONAL PARKS - DIRECTOR'S REPORT, 1988-89 - To be considered.
- 84 NUMURKAH AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-
89 - To be considered.
- 85 OMEO DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 86 ORBOST AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 87 OUYEN AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 88 OVENS AND MURRAY HOSPITAL FOR THE AGED REPORT, 1988-89 - To be
considered.
- 89 OVENS DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 90 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To
be considered.
- 91 PORT FAIRY HOSPITAL REPORT, 1988-89 - To be considered.
- 92 PORTLAND AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 93 POST-SECONDARY EDUCATION COMMISSION REPORT, 1988-89 - To be
considered.
- 94 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1988-89 - To
be considered.
- 95 QUEEN ELIZABETH CENTRE REPORT, 1988-89 - To be considered.
- 96 QUEEN ELIZABETH GERIATRIC CENTRE REPORT, 1988-89 - To be
considered.
- 97 RELIEF COMMITTEE REPORT, 1988-89 - To be considered.
- 98 RIPON PEACE MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 99 ROBINVALE AND DISTRICT HOSPITAL REPORT, 1988-89 - To be
considered.
- 100 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1988-89
- To be considered.
- 101 ROYAL WOMEN'S HOSPITAL REPORT, 1988-89 - To be considered.
- 102 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 -
To be considered.
- 103 SEYMOUR DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be
considered.
- 104 SHELLEY MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.

Tuesday, 3 April 1990

- 105 SKIPTON AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 106 SOUTHERN PENINSULA HOSPITAL REPORT, 1988-89 - To be considered.
- 107 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1988-89 - To be considered.
- 108 STATE LIBRARY COUNCIL AND LIBRARY COUNCIL REPORT, 1988-89 - To be considered.
- 109 SWAN HILL DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 110 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1988-89 - To be considered.
- 111 TERANG AND DISTRICT (NORAH COSGRAVE) COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 112 TOTALIZATOR AGENCY BOARD SUPPLEMENTARY FINANCIAL STATEMENTS, 1988-89 - To be considered.
- 113 TRANSPORT SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 114 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1988-89 - To be considered.
- 115 WANGARATTA DISTRICT BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 116 WARANGA MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 117 WERRIBEE DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 118 WEST GIPPSLAND HOSPITAL REPORT, 1988-89 - To be considered.
- 119 WESTERNPORT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 120 WILLIAM ANGLISS KNOX AND SHERBROOKE COMMUNITY HOSPITAL REPORT, 1988-89 - To be considered.
- 121 WILLIAMSTOWN HOSPITAL REPORT, 1988-89 - To be considered.
- 122 WIMMERA BASE HOSPITAL REPORT, 1988-89 - To be considered.
- 123 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1988-89 - To be considered.
- 124 WOORAYL DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 125 YEA AND DISTRICT MEMORIAL HOSPITAL REPORT, 1988-89 - To be considered.
- 126 SUPREME COURT JUDGES REPORT, 1988 - To be considered.
- 127 VEHICLE OCCUPANT PROTECTION - SOCIAL DEVELOPMENT COMMITTEE'S REPORT - To be considered.
- 128 GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 129 DARATECH PTY. LTD. REPORT, 1988-89 - To be considered.
- 130 ANNUAL REPORTING ACT 1983 - HEALTH MINISTER'S REPORT OF 19 MARCH 1990 OF FAILURE OF CERTAIN PUBLIC BODIES TO SUBMIT ANNUAL REPORTS TO HER BY 30 NOVEMBER 1989 AND REASONS THEREFOR - To be considered.
- 131 CITY OF MELBOURNE SUPERANNUATION FUND REPORT, 1988-89 - To be considered.

- 132 GEELONG AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
- 133 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
- 134 MUSEUM COUNCIL REPORT, 1988-89 - To be considered.
- 135 STATE ELECTRICITY COMMISSION SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 136 SUNRAYSIA WATER BOARD REPORT, 1988-89 - To be considered.
- *137 WESTERN METROPOLITAN MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT - To be considered.
- *138 NATIONAL CRIME AUTHORITY REPORT, 1988-89 AND COMMENTS OF INTER-GOVERNMENTAL COMMITTEE - To be considered.
- *139 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate. (Hon. D.R. White).*

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday-3.00 p.m.

Wednesday-2.00 p.m.

Thursday-11.00 a.m.

Business to take precedence-

Tuesday and Thursday - Government business.

Wednesday - General business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

Notice Paper No. 53

Wednesday, 4 April 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 7 sitting days remain for resolving ***]
- *2 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 12 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.
- 8 **THE HON M.A. BIRRELL** - To move, That, unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990, and that this order shall have effect until 30 June 1990.
- 9 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- 10 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- *11 **THE HON. MARIE TEHAN** - To move, That this House condemns the Minister for Health and the State Government for their failure to properly provide adequate hospital services to the people of Victoria and their failure to adequately finance the Victorian public hospital system.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health

- hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
 - 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
 - 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
 - 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
 - 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
 - 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
 - 10 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
 - 11 **SUPREME COURT JUDGES REPORT, 1988** - To be considered.
 - 12 **VEHICLE OCCUPANT PROTECTION - SOCIAL DEVELOPMENT COMMITTEE'S REPORT** - To be considered.
 - 13 **GAS AND FUEL CORPORATION SUPERANNUATION BOARD REPORT, 1988-89** - To be considered.
 - 14 **DARATECH PTY. LTD. REPORT, 1988-89** - To be considered.
 - 15 **ANNUAL REPORTING ACT 1983 - HEALTH MINISTER'S REPORT OF 19 MARCH 1990 OF FAILURE OF CERTAIN PUBLIC BODIES TO SUBMIT ANNUAL REPORTS TO HER BY 30 NOVEMBER 1989 AND REASONS THEREFOR** - To be considered.
 - 16 **CITY OF MELBOURNE SUPERANNUATION FUND REPORT, 1988-89** - To be considered.
 - 17 **GEELONG AND DISTRICT WATER BOARD REPORT, 1988-89** - To be considered.
 - 18 **MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1988-89** - To be considered.
 - 19 **MUSEUM COUNCIL REPORT, 1988-89** - To be considered.
 - 20 **STATE ELECTRICITY COMMISSION SUPERANNUATION FUND REPORT, 1988-89** - To be considered.
 - 21 **SUNRAYSIA WATER BOARD REPORT, 1988-89** - To be considered.
 - 22 **WESTERN METROPOLITAN MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT** - To be considered.
 - 23 **NATIONAL CRIME AUTHORITY REPORT, 1988-89 AND COMMENTS OF INTER-GOVERNMENTAL COMMITTEE** - To be considered.

- 24 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (Hon. R.M. Hallam) - Resumption of debate. (Hon. D.R. White).
- * 25 MAGISTRATES' COURT REPORT, 1988-89 - To be considered.
- * 26 ADMINISTRATIVE ARRANGEMENTS ORDER No. 74 - To be considered.
- * 27 WORKCARE ACTUARIAL REPORT, DECEMBER 1989 - To be considered.
- * 28 PRISON INDUSTRIES COMMISSION REPORT, 1988-89 - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2) - (from Assembly - Hon. M.A. Lyster) - Second reading.
- 2 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 3 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 4 DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 5 ROOMING HOUSES BILL - (Hon. B.T. Pullen) - To be committed.
- 6 LOCAL GOVERNMENT (AMENDMENT) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R. Macey).
- 7 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 8 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (Hon. C.J. Hogg) - To be committed.
- 9 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 10 CONTROL OF WEAPONS BILL - (Hon. M.A. Lyster) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - Resumption of debate. (Hon. J. McLean).
- 11 PENALTIES AND SENTENCES BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).
- 12 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 13 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 53 and 54

No. 53—Tuesday, 3 April 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Cultural and Recreational Lands (Amendment) Act

Fisheries (Abalone Licence Charges) Act

Road Safety (Amendment) Act

Land (Further Miscellaneous Matters) Act.

3 **PAPERS**—

MAGISTRATES' COURT—The Honourable M. A. Lyster presented, by command of His Excellency the Governor, the Report of the Magistrates' Court for the year ended 31 July 1989.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

ADMINISTRATIVE ARRANGEMENTS—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of Administrative Arrangements Order No. 74 made pursuant to the *Administrative Arrangements Act* 1983.

Question—put and resolved in the affirmative.

The said Order was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Order be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

WORKCARE—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of the Actuarial Report on WorkCare for the period ending 31 December 1989, given to Mr President pursuant to section 37C of the *Accident Compensation Act* 1985.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Bacchus Marsh Planning Scheme—Amendment L12 Part 2A.
- Bendigo Planning Scheme—Amendment L11 Part 1.
- Hastings Planning Scheme—Amendments L10 Part 2 and L30.
- Lillydale Planning Scheme—Amendment L50.
- Maffra Planning Scheme—Amendment L16.
- Narracan Planning Scheme—Amendment L4.
- Rodney Planning Scheme—Amendment L14.
- Wangaratta (Shire) Planning Scheme—Amendment L1.
- Wodonga Planning Scheme—Amendment L8.

Prison Industries Commission—Report and financial statements for the year 1988–89.

Statutory Rules under the following Acts of Parliament:

- Accident Compensation Act 1985—No. 50, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

- Guides to the Evaluation of Permanent Impairment, Second edition, American Medical Association.
- Diagnostic and Statistical Manual of Mental Disorders, Third edition, American Psychiatric Association, 1980.
- Disability and Handicap Severity Scales, First edition, Department of Labour, March 1990.
- Epidemiology Standardization Project, Volume 118, July–December 1978, American Review of Respiratory Disease.

Evidence Act 1958—No. 53.

Exhibition Act 1957—No. 51.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 4 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.
- 5 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 6 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable G. B. Ashman moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 7 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 7 inclusive, be postponed until later this day.

8 PROPORTIONAL REPRESENTATION—The Order of the Day having been read for the resumption of the debate on the question—

1. That a Joint Select Committee be appointed to enquire into and report upon the proposals contained in the Constitution (Proportional Representation) Bill considered by the Parliament in 1988, and in particular—

- (a) necessary changes to the electoral system for the Legislative Council in order to provide fair representation for all Victorians through the adoption of a quota-preferential (proportional representation) voting system;
- (b) taking into account the different systems adopted in other Australian States and other Western democracies, whether a system of proportional representation should be based on a single “whole of State” electorate or on several regionally based or other electorates and, if the latter option is preferred, the basis on which boundaries should be determined and the number of representatives of such regionally based or other electorates;
- (c) whether the system should include “overlapping terms” or whether all representatives should be elected at any one time and concurrently with the Legislative Assembly;
- (d) if it is decided to use overlapping terms, how it would be determined whether a particular member has a long term or a short term, and by whom;
- (e) what form the ballot paper should take and in particular whether a group voting option should be offered;
- (f) the method of filling casual vacancies;
- (g) the establishment of rules to determine the formality of a vote cast, i.e., how many squares need to be filled in, and in what manner, to ensure that the ballot paper is valid; and
- (h) any other matters arising from and incidental to the question of proportional representation.

Reporting

2. That the Committee may report from time to time but shall present its final report no later than 31 December 1990.

Membership

3. That the Committee shall consist of ten Members comprising five Members of the Council and five Members of the Assembly.

Quorum

4. That five members of the Committee shall constitute a quorum of the Committee, but a quorum shall not consist exclusively of Members of the Council or Members of the Assembly.

Chairman

5. That the Committee shall elect one of the Government Members of the Committee to be Chairman.

6. That the Chairman shall have a deliberative vote and, in the event of an equality of votes, shall have a casting vote.

Deputy Chairman

7. That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform all the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.

Sitting Times and Places

8. That the Committee may sit in such places in Victoria as seems most convenient for the proper and speedy despatch of business.

9. That the Committee shall not sit while either House is actually sitting except by leave of that House and may not, while either House is actually sitting, sit in any place other than a place that is within the Parliament building.

Evidence

10. That the Committee may send for persons, papers and records and report the minutes of evidence from time to time.

11. That the Committee shall, unless it otherwise resolves, take all evidence in public.

12. That the Committee shall keep a record of all evidence given before it and determinations made by it.

13. That the Committee have the power to authorise publication of any evidence given before it in public and any document presented to it.

14. That as soon as practicable after the completion of each day's proceedings a transcript of the evidence taken in public by the Committee shall be published.

Payment of Members

15. That the Committee be a Committee to which section 51A of the *Parliamentary Committees Act 1968* applies.

Conflict with Standing Orders

16. That the foregoing provisions of this resolution so far as they are inconsistent with the Standing Orders and practices of the Houses shall have effect notwithstanding anything contained in those Standing Orders.

Expiry of Resolution

17. That this resolution shall have effect up to and until 31 December 1990.

Debate resumed.

The Honourable M. A. Lyster moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put.

The Council divided.

AYES, 17

The Hon. Joan Coxsedge
 G. R. Crawford
 B. E. Davidson
 D. E. Henshaw
 C. J. Hogg
 C. J. Kennedy
 L. Kokocinski
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro
 T. C. Theophanous (*Teller*)
 C. F. Van Buren (*Teller*)
 Evan Walker
 D. R. White

NOES, 22

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 G. H. Cox (*Teller*)
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

And so it passed in the negative.

Debate continued.

Main question—put.

The Council divided.

AYES, 16

The Hon. Joan Coxsedge (*Teller*)
 B. E. Davidson
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro (*Teller*)
 T. C. Theophanous
 C. F. Van Buren
 D. R. White

NOES, 21

The Hon. G. B. Ashman
 W. R. Baxter
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 R. Macey (*Teller*)
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

And so it passed in the negative.

- 9 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Crimes (Family Violence) Act 1987' and the 'Children and Young Persons Act 1989' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 10 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 and 10, be postponed until later this day.

- 11 **MENTAL HEALTH (GENERAL AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 12 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn.
 Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.15 p.m., adjourned until tomorrow.

A. V. BRAY
 Clerk of the Legislative Council

No. 54—Wednesday, 4 April 1990

- 1 The President took the Chair and read the Prayer.
- 2 **AUDIT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Audit Act 1958' to clarify the powers of the Auditor-General and for other purposes*" and desiring the concurrence of the Council therein.
 On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **PETITION—RECYCLED PAPER**—The Honourable B. E. Davidson presented a Petition from certain citizens of Victoria praying that recycled and unbleached paper be used in all government departments, institutions and agencies.
 Ordered to lie on the Table.
- 4 **PAPER PURSUANT TO STATUTE**—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
 Publications—Report of the State Classification of Publications Board for the year 1988–89.
 The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.
 Question—put and resolved in the affirmative.
- 5 **BUSINESS POSTPONED**—
 Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
 Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 6 **ADJOURNMENT OF BILLS**—The Honourable M. A. Birrell moved, That, unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990, and that this order shall have effect until 30 June 1990.
 Debate ensued.
 The Honourable D. R. White moved, That the debate be now adjourned.
 Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until Wednesday next.
- 7 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 9 and 10, be postponed until later this day.
- 8 **HOSPITAL SERVICES**—The Honourable Marie Tehan moved, That this House condemns the Minister for Health and the State Government for their failure to properly provide adequate hospital services to the people of Victoria and their failure to adequately finance the Victorian public hospital system.
 Debate ensued.
 Question—put.
 The Council divided.

AYES, 23

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain (*Teller*)
 G. P. Connard
 G. H. Cox
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty (*Teller*)
 K. I. M. Wright

NOES, 18

The Hon. Joan Coxside
 G. R. Crawford (*Teller*)
 B. E. Davidson
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 R. A. Mackenzie
 B. W. Mier
 B. T. Pullen
 G. A. Sgro
 C. F. Van Buren
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

9 **BUSINESS POSTPONED**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until the next day of meeting.

10 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

11 **AUDIT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

12 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 10 inclusive, be postponed until the next day of meeting.

13 **PENALTIES AND SENTENCES BILL—ORDER DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question—That this Bill be now read a second time—

The Honourable M. A. Lyster moved, That this Order be discharged and that the Bill be withdrawn.

Question—put and resolved in the affirmative.

14 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL—ORDER DISCHARGED—

The Order of the Day having been read for the resumption of the debate on the question—That this Bill be now read a second time—

The Honourable M. A. Lyster moved, That this Order be discharged and that the Bill be withdrawn.

Question—put and resolved in the affirmative.

15 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.26 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 6 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 11 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 2 DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 3 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be committed.
- 4 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (*Hon. C.J. Hogg*) - To be committed.
- 5 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- *6 AUDIT (AMENDMENT BILL) - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. M.A. Birrell*).
- 7 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2) - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 8 LOCAL GOVERNMENT (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R. Macey*).
- 9 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R.S. de Fegely*).

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

- 10 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL -**
(from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate.
(Hon. G.B. Ashman).
- 11 CONTROL OF WEAPONS BILL -** (Hon. M.A. Lyster) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - Resumption of debate. (Hon. J. McLean).
- 12 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL -**
(from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate.
(Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for reneging on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum

for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.

- 8 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- 9 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 11 **DARATECH PTY. LTD. REPORT, 1988-89** - To be considered.

- 12 ANNUAL REPORTING ACT 1983 - HEALTH MINISTER'S REPORT OF 19 MARCH 1990 OF FAILURE OF CERTAIN PUBLIC BODIES TO SUBMIT ANNUAL REPORTS TO HER BY 30 NOVEMBER 1989 AND REASONS THEREFOR - To be considered.
- 13 CITY OF MELBOURNE SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 14 GEELONG AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
- 15 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
- 16 MUSEUM COUNCIL REPORT, 1988-89 - To be considered.
- 17 STATE ELECTRICITY COMMISSION SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 18 SUNRAYSIA WATER BOARD REPORT, 1988-89 - To be considered.
- 19 WESTERN METROPOLITAN MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT - To be considered.
- 20 NATIONAL CRIME AUTHORITY REPORT, 1988-89 AND COMMENTS OF INTER-GOVERNMENTAL COMMITTEE - To be considered.
- 21 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 22 MAGISTRATES' COURT REPORT, 1988-89 - To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ORDER No. 74 - To be considered.
- 24 WORKCARE ACTUARIAL REPORT, DECEMBER 1989 - To be considered.
- 25 PRISON INDUSTRIES COMMISSION REPORT, 1988-89 - To be considered.
- * 26 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1988-89 - To be considered.

* * * *

WEDNESDAY, 11 APRIL 1990

GENERAL BUSINESS

ORDER OF THE DAY

- * 1 BILLS - Motion for adjournment to August 1990 of second reading debate on Bills introduced after 18 May 1990 - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. D.R. White*).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
Wednesday - 2.00 p.m.
Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
Wednesday - General business.
Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

Notice Paper No. 55 Wednesday, 11 April 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 5 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 10 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

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Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.
- 8 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- 9 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- * 10 **THE HON. M.A. BIRRELL** - To move, That this House requests the Auditor-General to inquire into the financial affairs of the State Bank Group insofar as they relate to or impact upon the administration and financial position of the State of Victoria, and report his findings to Parliament.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion

- to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 LIQUOR CONTROL ACT - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
 - 6 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading.
 - 7 PRIVILEGES COMMITTEE - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
 - 8 ROAD FUNDING - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
 - 9 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
 - 10 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
 - 11 DARATECH PTY. LTD. REPORT, 1988-89 - To be considered.
 - 12 ANNUAL REPORTING ACT 1983 - HEALTH MINISTER'S REPORT OF 19 MARCH 1990 OF FAILURE OF CERTAIN PUBLIC BODIES TO SUBMIT ANNUAL REPORTS TO HER BY 30 NOVEMBER 1989 AND REASONS THEREFOR - To be considered.
 - 13 CITY OF MELBOURNE SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - 14 GEELONG AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
 - 15 MORNINGTON PENINSULA AND DISTRICT WATER BOARD REPORT, 1988-89 - To be considered.
 - 16 MUSEUM COUNCIL REPORT, 1988-89 - To be considered.
 - 17 STATE ELECTRICITY COMMISSION SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
 - 18 SUNRAYSIA WATER BOARD REPORT, 1988-89 - To be considered.
 - 19 WESTERN METROPOLITAN MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT - To be considered.
 - 20 NATIONAL CRIME AUTHORITY REPORT, 1988-89 AND COMMENTS OF INTER-GOVERNMENTAL COMMITTEE - To be considered.
 - 21 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
 - 22 MAGISTRATES' COURT REPORT, 1988-89 - To be considered.
 - 23 ADMINISTRATIVE ARRANGEMENTS ORDER No. 74 - To be considered.
 - 24 WORKCARE ACTUARIAL REPORT, DECEMBER 1989 - To be considered.
 - 25 PRISON INDUSTRIES COMMISSION REPORT, 1988-89 - To be considered.
 - 26 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1988-89 - To be considered.

- 27 **BILLS** - Motion for adjournment to August 1990 of second reading debate on Bills introduced after 18 May 1990 - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. D.R. White*).
- * 28 **TRUSTEES EXECUTORS AND AGENCY CO. LTD. - SPECIAL INVESTIGATOR'S REPORT** - To be considered.
- * 29 **DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1988-89** - To be considered.
- * 30 **EGG MARKETING BOARD REPORT, 1988-89** - To be considered.
- * 31 **GREENSBOROUGH DISTRICT BY-ELECTION REPORT, 15 APRIL 1989** - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 **HEALTH SERVICES (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading.
- * 2 **MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading.
- * 3 **SHOP TRADING (AMENDMENT) BILL (No. 2)** - (*Hon. B.W. Mier*) - Second reading.
- * 4 **FAIR TRADING (AMENDMENT) BILL** - (*Hon. B.W. Mier*) - Second reading.
- * 5 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL - MESSAGE OF THE ASSEMBLY** - To be considered.
- * 6 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL - AMENDMENTS OF THE ASSEMBLY** - To be considered.
- 7 **AUDIT (AMENDMENT) BILL** - (*from Assembly - Hon. D.R. White*) - To be further considered in Committee.
- 8 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2)** - (*from Assembly - Hon. M.A. Lyster*) - To be committed.
- 9 **ROOMING HOUSES BILL** - (*Hon. B.T. Pullen*) - To be committed.
- * 10 **KEW AND HEIDELBERG LANDS (TRUST) BILL** - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 11 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL** - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- * 12 **LAND CONSERVATION (AMENDMENT) BILL** - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. M.A. Birrell*).
- 13 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 14 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 15 **MENTAL HEALTH (GENERAL AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - To be committed.
- 16 **LOCAL GOVERNMENT (AMENDMENT) BILL** - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R. Macey*).

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- 17 **CONTROL OF WEAPONS BILL** - (*Hon. M.A. Lyster*) - Motion for second reading and reasoned amendment of the *Hon. B.A. Chamberlain* - *Resumption of debate.* (*Hon. J. McLean*).
 - 18 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.B. Ashman*).
 - 19 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R.S. de Fegely*).
 - 20 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL** - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

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SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
Wednesday - 2.00 p.m.
Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
Wednesday - General business.
Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 55 and 56

No. 55—Tuesday, 10 April 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACT**—The Honourable D. R. White presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments:

Medical Treatment (Enduring Power of Attorney) Act.

- 3 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
- 4 **YACKANDANDAH LAND BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to revoke the permanent reservation of land at Yackandandah and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **KEW AND HEIDELBERG LANDS (TRUST) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Kew and Heidelberg Lands Act 1933' and the 'Kew and Heidelberg Lands Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 **LAND CONSERVATION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Land Conservation Act 1970' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 **FISHERIES (ABALONE LICENCE CHARGES) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Fisheries (Abalone Licence Charges) Act 1990' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 9 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council in this Bill, have agreed to another amendment made by the Council with an amendment, and have disagreed with the remaining amendment made by the Council but have made an amendment in the Bill, and desiring the concurrence of the Council therein.

Ordered—That the Message be taken into consideration later this day.

- 10 **PETITION—BUSH NURSING**—The Honourable Marie Tehan presented a Petition from certain citizens of Victoria supporting the contribution by the Victorian Bush Nursing Association and affiliated agencies to Victoria's health services and praying that every effort be made to ensure that no bush nursing centre, hospital or nursing home be forced to close.

Ordered to lie on the Table.

- 11 **HEALTH SERVICES (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Health Services Act 1988* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 12 **MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Melbourne College of Divinity Act 1910* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 13 **FAIR TRADING (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable D. R. White (for the Honourable B. W. Mier), leave was given to bring in a Bill to amend the *Fair Trading Act 1985* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 14 **SHOP TRADING (AMENDMENT) BILL (No. 2)**—On the motion (by leave without notice) of the Honourable D. R. White (for the Honourable B. W. Mier), leave was given to bring in a Bill to amend the *Shop Trading Act 1987* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

15 **PAPERS**—

TRUSTEES EXECUTORS AND AGENCY CO. LTD.—The Honourable M. A. Lyster moved, by leave, That there be laid before this House a copy of the Report of the Special Investigator into the collapse of Trustees Executors and Agency Co. Ltd.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable M. A. Lyster and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dental Board—Report and financial statement, together with the report of the Specialist Practitioners Qualifications Committee, for the year ended 30 September 1989.

Egg Marketing Board—Report and financial statements for the year 1988–89.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Bulla Planning Scheme—Amendment L15.
- Cranbourne Planning Scheme—Amendment RL 109 Part 1 to Chapter 1.
- Diamond Valley Planning Scheme—Amendment L4.
- Essendon Planning Scheme—Amendment L1.
- Lexton Planning Scheme—Amendment L2.
- St Kilda Planning Scheme—Amendment L5.
- Waverley Planning Scheme—Amendment RL 110.
- Werribee Planning Scheme—Amendment L12.
- Whittlesea Planning Scheme—Amendment RL 73 Part 2.

Statutory Rules under the following Acts of Parliament:

- Prostitution Regulation Act 1986—No. 52.
- Public Service Act 1974—No. 55; and PSD Nos. 4 and 5.
- Racing Act 1958—No. 56.

The Constitution Act Amendment Act 1958—Report on the Greensborough District By-election, 15 April 1989.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

16 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

17 **YACKANDANDAH LAND BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

And the President having ruled the Bill to be a Private Bill—

The Honourable B. T. Pullen moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

18 **KEW AND HEIDELBERG LANDS (TRUST) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

19 **LAND CONSERVATION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable M. A. Birrell moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

20 **FISHERIES (ABALONE LICENCE CHARGES) (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 6 inclusive, be postponed until later this day.
- 22 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 23 **AUDIT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable R. J. Long reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 24 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.02 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 56—Wednesday, 11 April 1990

- 1 The President took the Chair and read the Prayer.
- 2 **COMMUNITY PROTECTION BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for certain proceedings in the Supreme Court*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **PAPERS**—

ECONOMIC AND BUDGET REVIEW COMMITTEE—PROGRAM BUDGETING—The Honourable T. C. Theophanous presented a Report from the Economic and Budget Review Committee on Program Budgeting, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Bayside Project Act 1988—Order in Council of 10 April 1990 declaring closure of certain roads.

Fishing Industry Council—Report and statement of accounts for the year 1988–89.

Statutory Rules under the following Acts of Parliament:

Accident Compensation Act 1985—No. 49, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Instruction to all Claims Administration Agents—

Introduction of New Medicare Benefits Schedule (MBS) for Pathology Services, No. 89/47, Accident Compensation Commission, December 1989.

Interim Arrangement Fees for Medical Services—No. 90/01, Accident Compensation Commission, January 1990.

Notices pursuant to section 160 (2) (d) of the Accident Compensation Act 1985 listed in *Government Gazette* Nos. G47, 2 December 1987; G48, 9 December 1987; G51, 30 December 1987; G2, 13 January 1988; G10, 16 March 1988; G33, 31 August 1988; G36, 21 September 1988; G8, 22 February 1989; G23, 14 June 1989; G27, 12 July 1989; and G46, 22 November 1989.

Australian Life Tables, Office of the Australian Government Actuary, 1980–82.

Table of Inflation—For the purposes of the Actuarial Valuation of Assessed Liabilities, Reserve Bank Bulletin and Department of Management and Budget, August 1989.

List of Medical Services and Fees—Australian Medical Association, November 1989.

Medicare Benefits Schedule Book—Department of Community Services and Health, August 1988 (as amended).

Environment Protection Act 1970—No. 54, together with a copy of the Commonwealth Ozone Protection Act 1989 which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 9 inclusive, be postponed until later this day.

5 STATE BANK GROUP—The Honourable M. A. Birrell moved, That this House requests the Auditor-General to inquire into the financial affairs of the State Bank Group insofar as they relate to or impact upon the administration and financial position of the State of Victoria, and report his findings to Parliament.

Debate ensued.

The Honourable D. R. White moved, That the debate be now adjourned.

Debate ensued.

Motion, by leave, withdrawn.

Debate continued.

Member named—The Honourable D. R. White having been named by the President for wilfully disregarding the authority of the Chair—

The Honourable Haddon Storey moved, That the Honourable D. R. White be suspended from the service of the Council during the remainder of the sitting this day.

And the Honourable D. R. White, having addressed the House, by leave—

Motion, by leave, withdrawn.

Debate on main question continued.

Question—put and resolved in the affirmative.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 26 inclusive, be postponed until the next day of meeting.
- 7 **ADJOURNMENT OF BILLS**—The Order of the Day having been read for the resumption of the debate on the question, That, unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990, and that this order shall have effect until 30 June 1990.

Debate resumed.

The Honourable D. R. White moved, as an amendment:

After “18 May 1990,” insert “or the Thursday of the second last scheduled sitting week, whichever is the later,”.

Debate ensued.

The Honourable C. F. Van Buren moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and negatived.

Debate continued.

Amendment, by leave, withdrawn.

Main question—put and resolved in the affirmative.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until the next day of meeting.
- 9 **COMMUNITY PROTECTION BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.
- The Honourable B. A. Chamberlain (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 10 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 11 **MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 **COMMUNITY PROTECTION BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable G. A. Sgro moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered, after debate—That the debate be adjourned until later this day.
- 13 **PAPER PURSUANT TO STATUTE**—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Law Reform Commission—Report on the Concept of Mental Illness in the *Mental Health Act* 1986, No. 31.
The Honourable Haddon Storey moved, by leave, That the Report tabled by the Clerk be taken into consideration forthwith.
Question—put and resolved in the affirmative.
- 14 **COGNATE DEBATE—LAW REFORM COMMISSION REPORT AND COMMUNITY PROTECTION BILL**—The Honourable Haddon Storey moved, That the Council take note of the Report of the Law Reform Commission upon the Concept of Mental Illness in the *Mental Health Act* 1986, and that debate on this motion be taken cognately with further debate on the motion for the second reading of the Community Protection Bill.
Question—put and resolved in the affirmative.
- 15 **COMMUNITY PROTECTION BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the motion that the Council take note of the report of the Law Reform Commission upon the Concept of Mental Illness in the *Mental Health Act* 1986 having been authorized to be debated concurrently pursuant to the Order of the Council this day]—
Debate resumed.
The Honourable Marie Tehan moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 16 **HEALTH SERVICES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
The Honourable Marie Tehan moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 17 **SHOP TRADING (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.
The Honourable R. I. Knowles (for the Honourable G. P. Connard) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday next.
- 18 **FAIR TRADING (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.
The Honourable R. I. Knowles (for the Honourable G. P. Connard) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 19 OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL—
The Order of the Day having been read for the consideration of the Message from the Assembly relating to amendments made by Council in this Bill (*see page 284 ante*).

The amendments remaining for consideration by the Council were read and are as follows:

<i>Amendments made by the Legislative Council</i>	<i>How dealt with by the Legislative Assembly</i>
* *	* *
No. 3. Clause 4, lines 4 and 5, omit “co-ordinate health and safety activities on behalf of the employer” and insert “be the employer’s representative or representatives under sections 26, 30 and 31”.	Agreed to with the following amendment: Omit “, 30”.
No. 4. Clause 4, after line 5 insert— “(2) In section 30 (8) of the Principal Act, after “this Part” insert “in consultation with the employers representative or representatives and.” (3) In section 31 (1) of the Principal Act, after “representative” insert “, in consultation with the employer’s representative or representatives.”.	Disagreed with but the following amendment made in the Bill: “Clause 4, after line 5, insert— (2) In section 31 (1) of the Principal Act— (a) after “(b)” insert “after consultation with the employer’s representative or representatives”; (b) after “(c)” insert “after consultation with the employer’s representative or representatives”; (c) after “(d)” insert “after consultation with the employer’s representative or representatives”.”.

The Honourable B. W. Mier moved, That the Council agree to the amendment made by the Assembly to amendment No. 3 of the Council.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable B. W. Mier moved, That the Council do not insist on their amendment with which the Assembly have disagreed.

Question—put and resolved in the affirmative.

The Honourable B. W. Mier moved, as an amendment to the further amendment made by the Assembly:

After “Principal Act—” insert—

 “(a) in paragraph (a) (i), after “employer” insert “or employer’s representative”.”.

Question—put and resolved in the affirmative.

The Honourable B. W. Mier moved, That the Council agree to the further amendment made by the Assembly, as amended by the Council.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the amendment made by the Assembly to one of the amendments made by the Council, do not insist on their amendment with which the Assembly have disagreed and have agreed to the further amendment made by the Assembly in the Bill with an amendment, and desiring their concurrence therein.

20 COMMUNITY PROTECTION BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the motion that the Council take note of the report of the Law Reform Commission upon the Concept of Mental Illness in the *Mental Health Act* 1986 having been authorized to be debated concurrently pursuant to the Order of the Council this day]—

Debate resumed.

And the concurrent debate having concluded—

Question—That the Council take note of the Report of the Law Reform Commission upon the Concept of Mental Illness in the *Mental Health Act* 1986—put and resolved in the affirmative.

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

The Council divided.

AYES, 36

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. H. Cox
 Joan Coxsedge
 G. R. Crawford
 B. E. Davidson
 R. S. de Fegely
 D. M. Evans
 P. R. Hall
 R. M. Hallam
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 R. I. Knowles
 W. A. Landeryou (*Teller*)
 R. Lawson
 M. A. Lyster
 J. McLean
 R. Macey
 B. W. Mier
 J. G. Miles
 B. T. Pullen
 G. A. Sgro
 K. M. Smith
 Haddon Storey
 Marie Tehan (*Teller*)
 T. C. Theophanous
 C. F. Van Buren
 Rosemary Varty
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 4

The Hon. G. P. Connard
 J. V. C. Guest (*Teller*)
 R. A. Mackenzie (*Teller*)
 B. A. E. Skeggs

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

21 ADJOURNMENT—The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until Tuesday, 1 May 1990.

Question—put and resolved in the affirmative.

The Honourable C. J. Hogg moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 12 APRIL 1990

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.28 a.m., adjourned until Tuesday, 1 May 1990.

A. V. BRAY
Clerk of the Legislative Council

Notice Paper No. 56

Tuesday, 1 May 1990

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 4 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 9 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL - AMENDMENTS OF THE ASSEMBLY - To be considered.
- 2 LOCAL GOVERNMENT (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. R. Macey).*
- 3 AUDIT (AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - To be further considered in Committee.
- 4 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2) - (*from Assembly - Hon. M.A. Lyster*) - To be committed.
- 5 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be committed.
- 6 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 7 DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 8 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (*Hon. C.J. Hogg*) - To be committed.
- 9 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 10 KEW AND HEIDELBERG LANDS (TRUST) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate. (Hon. R.I. Knowles).*

**

Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 11 LAND CONSERVATION (AMENDMENT) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 12 HEALTH SERVICES (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 13 MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 14 SHOP TRADING (AMENDMENT) BILL (No. 2) - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 15 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 16 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 17 CONTROL OF WEAPONS BILL - (Hon. M.A. Lyster) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - Resumption of debate. (Hon. J. McLean).
- 18 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 19 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.
- 8 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- 9 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.

- 7 PRIVILEGES COMMITTEE - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate. (Hon. Evan Walker)*.
- 8 ROAD FUNDING - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate. (Hon. B.A. Chamberlain)*.
- 9 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
- 10 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate. (Hon. W.R. Baxter)*.
- 11 WESTERN METROPOLITAN MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT - To be considered.
- 12 NATIONAL CRIME AUTHORITY REPORT, 1988-89 AND COMMENTS OF INTER-GOVERNMENTAL COMMITTEE - To be considered.
- 13 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate. (Hon. D.R. White)*.
- 14 MAGISTRATES' COURT REPORT, 1988-89 - To be considered.
- 15 ADMINISTRATIVE ARRANGEMENTS ORDER No. 74 - To be considered.
- 16 WORKCARE ACTUARIAL REPORT, DECEMBER 1989 - To be considered.
- 17 PRISON INDUSTRIES COMMISSION REPORT, 1988-89 - To be considered.
- 18 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1988-89 - To be considered.
- 19 TRUSTEES EXECUTORS AND AGENCY CO. LTD. - SPECIAL INVESTIGATOR'S REPORT - To be considered.
- 20 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1988-89 - To be considered.
- 21 EGG MARKETING BOARD REPORT, 1988-89 - To be considered.
- 22 GREENSBOROUGH DISTRICT BY-ELECTION REPORT, 15 APRIL 1989 - To be considered.
- * 23 FISHING INDUSTRY COUNCIL REPORT, 1988-89 - To be considered.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, W.A. Landeryou, R.J. Long, J. McLean and G.A. Sgro.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, R. Lawson, R. Macey, B.W. Mier and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

*ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990, where a Bill is introduced by a Minister or is received from the Legislative Assembly after 18 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Treasury (Further Amendment) Regulations 1989 (S.R. No. 215/1989) be disallowed. [*Notice given 7 March 1990; 3 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 8 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
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- 8 **THE HON. D.M. EVANS** - To move, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counterproductive in its effect.
- 9 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- *10 **THE HON. MARIE TEHAN** - To move, That this House expresses its concern at the lack of detail given to the public in the announcement of the decision to sell St. Andrew's Hospital and redevelop Peter MacCallum on that site and, in view of the expression of public interest in the matter, calls on the Minister for Health to advise the House -
- (a) why St. Andrew's Hospital could not be given an opportunity to repay its debts over a period of time;
 - (b) what provision has been made for the staff, patients and health services provided by St. Andrew's over the past 60 years;
 - (c) why the East Melbourne site was selected for the redevelopment of Peter MacCallum;
 - (d) what independent costings have been obtained for the redevelopment of Peter MacCallum on the St. Andrew's site;
 - (e) what other redevelopment plans for Peter MacCallum have been costed and considered;
 - (f) if the Government can guarantee that full services of Peter MacCallum will be provided for the \$50 million proposed to be advanced; and
 - (g) what impact the decision will have on the State-wide delivery of cancer services, as outlined in the recently announced Cancer Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 11 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 12 **MAGISTRATES' COURT REPORT, 1988-89** - To be considered.
- 13 **ADMINISTRATIVE ARRANGEMENTS ORDER No. 74** - To be considered.
- 14 **WORKCARE ACTUARIAL REPORT, DECEMBER 1989** - To be considered.
- 15 **PRISON INDUSTRIES COMMISSION REPORT, 1988-89** - To be considered.
- 16 **STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1988-89** - To be considered.
- 17 **TRUSTEES EXECUTORS AND AGENCY CO. LTD. - SPECIAL INVESTIGATOR'S REPORT** - To be considered.
- 18 **DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1988-89** - To be considered.
- 19 **EGG MARKETING BOARD REPORT, 1988-89** - To be considered.

- 20 GREENSBOROUGH DISTRICT BY-ELECTION REPORT, 15 APRIL 1989 - To be considered.
- 21 FISHING INDUSTRY COUNCIL REPORT, 1988-89 - To be considered.
- * 22 HOSPITALS SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- * 23 PREVENTION OF CRUELTY TO ANIMALS ACT 1986 - CODE OF PRACTICE RELATING TO THE TETHERING OF ANIMALS - To be considered.
- * 24 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, MARCH 1990 - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 AUDIT (AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - To be further considered in Committee.
- 2 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2) - (*from Assembly - Hon. M.A. Lyster*) - To be committed.
- 3 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be committed.
- 4 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 5 DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 6 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (*Hon. C.J. Hogg*) - To be committed.
- 7 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 8 KEW AND HEIDELBERG LANDS (TRUST) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 9 LAND CONSERVATION (AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. M.A. Birrell*).
- 10 HEALTH SERVICES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 11 MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 12 SHOP TRADING (AMENDMENT) BILL (No. 2) - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 13 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 14 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 15 CONTROL OF WEAPONS BILL - (*Hon. M.A. Lyster*) - Motion for second reading and reasoned amendment of the Hon. B.A. Chamberlain - *Resumption of debate.* (*Hon. J. McLean*).

Wednesday, 2 May 1990

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- 16 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
 - 17 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

- ECONOMIC AND BUDGET REVIEW (JOINT)** - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.
- HOUSE (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.
- *LEGAL AND CONSTITUTIONAL (JOINT)** - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.
- LIBRARY (JOINT)** - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.
- *NATURAL RESOURCES AND ENVIRONMENT (JOINT)** - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.
- PRINTING** - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.
- PRINTING (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.
- PUBLIC BODIES REVIEW (JOINT)** - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.
- SOCIAL DEVELOPMENT (JOINT)** - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.
- STANDING ORDERS** - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

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*ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Notice Paper No. 58

Thursday, 3 May 1990

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 7 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 TATTERSALL CONSULTATIONS (AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - Second reading.
- †*2 SUPPLY (1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Second reading.
- †*3 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Second reading.
- *4 AUSTRALIAN AIRLINES (INTRASTATE SERVICES) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading.
- 5 AUDIT (AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - To be further considered in Committee.
- 6 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be committed.
- 7 DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 8 MENTAL HEALTH (GENERAL AMENDMENT) BILL - (*Hon. C.J. Hogg*) - To be committed.
- 9 MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 10 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2) - (*from Assembly - Hon. M.A. Lyster*) - To be committed.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

† Cognate Bills - Second reading to be moved and debated concurrently pursuant to Order of the Council on 2 May 1990.

- 11 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 12 KEW AND HEIDELBERG LANDS (TRUST) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. R.I. Knowles).
- 13 LAND CONSERVATION (AMENDMENT) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 14 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 15 HEALTH SERVICES (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 16 SHOP TRADING (AMENDMENT) BILL (No. 2) - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 17 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 18 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 19 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 20 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for Crown Lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.
- 8 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).

- 9 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
- 10 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
- 11 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - Resumption of debate. (*Hon. D.R. White*).
- 12 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1988-89 - To be considered.
- 13 TRUSTEES EXECUTORS AND AGENCY CO. LTD. - SPECIAL INVESTIGATOR'S REPORT - To be considered.
- 14 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1988-89 - To be considered.
- 15 EGG MARKETING BOARD REPORT, 1988-89 - To be considered.
- 16 GREENSBOROUGH DISTRICT BY-ELECTION REPORT, 15 APRIL 1989 - To be considered.
- 17 FISHING INDUSTRY COUNCIL REPORT, 1988-89 - To be considered.
- 18 HOSPITALS SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 19 PREVENTION OF CRUELTY TO ANIMALS ACT 1986 - CODE OF PRACTICE RELATING TO THE TETHERING OF ANIMALS - To be considered.
- 20 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, MARCH 1990 - To be considered.
- *21 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - Resumption of debate. (*Hon. D.E. Henshaw*).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

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* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 6 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 VICTORIA UNIVERSITY OF TECHNOLOGY BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading.
- 2 AUSTRALIAN AIRLINES (INTRASTATE SERVICES) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. R. Lawson*).
- 3 TATTERSALL CONSULTATIONS (AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. Rosemary Varty*).
- 4 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be further considered in Committee.
- †5 SUPPLY (1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. Rosemary Varty*).
- †6 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. Rosemary Varty*).
- 7 HEALTH SERVICES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 8 SHOP TRADING (AMENDMENT) BILL (No. 2) - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 9 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).

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* Indicates new entry.

† Cognate Bills - Second reading to be debated concurrently pursuant to Order of the Council on 2 May 1990.

- 10 LAND CONSERVATION (AMENDMENT) BILL** - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 11 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
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GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
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- 8 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 10 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 11 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 12 **TRUSTEES EXECUTORS AND AGENCY CO. LTD. - SPECIAL INVESTIGATOR'S REPORT** - To be considered.

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- 13 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1988-89 - To be considered.
 - 14 EGG MARKETING BOARD REPORT, 1988-89 - To be considered.
 - 15 GREENSBOROUGH DISTRICT BY-ELECTION REPORT, 15 APRIL 1989 - To be considered.
 - 16 FISHING INDUSTRY COUNCIL REPORT, 1988-89 - To be considered.
 - 17 HOSPITALS SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
 - 18 PREVENTION OF CRUELTY TO ANIMALS ACT 1986 - CODE OF PRACTICE RELATING TO THE TETHERING OF ANIMALS - To be considered.
 - 19 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, MARCH 1990 - To be considered.
 - 20 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
 - *21 PUBLIC LIABILITY OF VOLUNTARY ORGANIZATIONS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

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ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Notice Paper No. 60

Wednesday, 16 May 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 5 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. G.R. CRAIGE** - To move, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20% per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.
- 8 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - *(Hon. B.A. Chamberlain)* - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - *(Hon. D.M. Evans)* - *Resumption of debate.* *(Hon. C.F. Van Buren).*
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - *(Hon. R.J. Long)* - *Resumption of debate.* *(Hon. B.E. Davidson).*
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - *(Hon. Marie Tehan)* - *Resumption of debate.* *(Hon. D.M. Evans).*
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - *(Hon. D.M. Evans)* - *Resumption of debate.* *(Hon. W.A. Landeryou).*
- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - *(Hon. R.A. Mackenzie)* - Second reading.
- 7 **PRIVILEGES COMMITTEE** - Motion for appointment - *(Hon. M.A. Birrell)* - *Resumption of debate.* *(Hon. Evan Walker).*
- 8 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - *(Hon. R.M. Hallam)* - *Resumption of debate.* *(Hon. B.A. Chamberlain).*
- 9 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.

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- 10 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
 - 11 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - Resumption of debate. (*Hon. D.R. White*).
 - 12 FISHING INDUSTRY COUNCIL REPORT, 1988-89 - To be considered.
 - 13 HOSPITALS SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
 - 14 PREVENTION OF CRUELTY TO ANIMALS ACT 1986 - CODE OF PRACTICE RELATING TO THE TETHERING OF ANIMALS - To be considered.
 - 15 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, MARCH 1990 - To be considered.
 - 16 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - Resumption of debate. (*Hon. D.E. Henshaw*).
 - 17 PUBLIC LIABILITY OF VOLUNTARY ORGANIZATIONS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
 - *18 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR AND WORKCARE APPEALS BOARD REPORTS, MARCH 1990 - To be considered.
 - *19 LOCAL AUTHORITIES SUPERANNUATION BOARD ACTUARIAL INVESTIGATION, 30 JUNE 1989 - To be considered.
 - *20 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
 - *21 RURAL FINANCE ACT 1988 - TREASURER'S DIRECTION OF 24 APRIL 1990 TO RURAL FINANCE CORPORATION - To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- *1 THE HON. B.W. MIER - To move, That he have leave to bring in a Bill relating to the resale of tickets, to amend the *Consumer Affairs Act 1972* and for other purposes.

ORDERS OF THE DAY

- *1 HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading.
- 2 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be further considered in Committee.

- †3 **SUPPLY (1990-91, No. 1) BILL** - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. T.C. Theophanous).
- †4 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. T.C. Theophanous).
- 5 **HEALTH SERVICES (AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 6 **SHOP TRADING (AMENDMENT) BILL (No. 2)** - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 7 **FAIR TRADING (AMENDMENT) BILL** - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 8 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL** - (from Assembly - Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 9 **LAND CONSERVATION (AMENDMENT) BILL** - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 10 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 11 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 12 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 13 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

† Cognate Bills - Second reading to be debated concurrently pursuant to Order of the Council on 2 May 1990.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

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No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICE OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Road Safety (Procedures) (Infringements) Regulations 1989 (S.R. No. 245/1989) be disallowed. [*Notice given 3 April 1990; 4 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 VOCATIONAL EDUCATION AND TRAINING BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading.
- 2 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be further considered in Committee.
- 3 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- 4 SHOP TRADING (AMENDMENT) BILL (No. 2) - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- †5 SUPPLY (1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. B.A.E. Skeggs).*
- †6 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. B.A.E. Skeggs).*
- 7 HEALTH SERVICES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 8 VICTORIA UNIVERSITY OF TECHNOLOGY BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 9 LAND CONSERVATION (AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate. (Hon. M.A. Birrell).*

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

† Cognate Bills - Second reading to be debated concurrently pursuant to Order of the Council on 2 May 1990.

- 10 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL -** (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 11 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL -** (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 12 AGRICULTURAL INDUSTRY DEVELOPMENT BILL -** (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 13 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL -** (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
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- 7 THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
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- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 9 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 **HOSPITALS SUPERANNUATION BOARD REPORT, 1988-89** - To be considered.
- 12 **PREVENTION OF CRUELTY TO ANIMALS ACT 1986 - CODE OF PRACTICE RELATING TO THE TETHERING OF ANIMALS** - To be considered.
- 13 **ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, MARCH 1990** - To be considered.
- 14 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 15 **PUBLIC LIABILITY OF VOLUNTARY ORGANIZATIONS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 16 **ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS**

CONVENOR AND WORKCARE APPEALS BOARD REPORTS, MARCH 1990 -
To be considered.

- 17 LOCAL AUTHORITIES SUPERANNUATION BOARD ACTUARIAL INVESTIGATION, 30 JUNE 1989 - To be considered.
- 18 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY . MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
- 19 RURAL FINANCE ACT 1988 - TREASURER'S DIRECTION OF 24 APRIL 1990 TO RURAL FINANCE CORPORATION - To be considered.
- * 20 COUNTY COURT JUDGES REPORT, 1988-89 - To be considered.
- * 21 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).

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WEDNESDAY, 23 MAY 1990

GENERAL BUSINESS

ORDER OF THE DAY

- 1 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 CONSUMER AFFAIRS (RESALE OF TICKETS) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 2 HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 57, 58 and 59

No. 57—Tuesday, 1 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented a Message from His Excellency the Governor informing the Council that he had, on 24 April 1990, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

Fisheries (Abalone Licence Charges) (Amendment) Act

Yackandandah Land Act

Community Protection Act

Occupational Health and Safety (Miscellaneous Amendment) Act.

- 3 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council to the amendment of the Assembly in this Bill.
- 4 **STATE BANK GROUP**—The President announced the receipt of a letter from the Auditor-General to the Clerk concerning the resolution of the Council of 11 April 1990 requesting the Auditor-General to inquire into the financial affairs of the State Bank Group [*see pp. 287–8 ante*], which letter was read and is as follows:

12 April 1990

Dear Mr Bray,

I acknowledge the receipt of your letter dated 11 April 1990 in which you referred to me the resolution of the Legislative Council asking me to inquire into the financial affairs of the State Bank Group.

My reading of the debate that took place in the House on 11 April 1990 suggests that the House is aware that I have no statutory authority to conduct an audit of the State Bank. It is my understanding therefore, that the primary purpose of the resolution is to ask the Auditor-General to establish the extent to which the recent losses incurred by the State Bank have impacted, or are likely to impact, on the operations of the Consolidated Fund.

I propose to undertake this review immediately and report to the Parliament in due course. I must emphasise however that because of legislative prescriptions my activities will, in the main, be confined to the audit of the Department of the Treasurer.

Yours sincerely,

C. A. Baragwanath
Auditor-General

- 5 **SUSPENSION OF STANDING ORDERS—QUESTIONS**—The Honourable D. R. White moved, by leave, That so much of the Standing Orders as require answers to questions on notice to be delivered verbally in the House be suspended for the sitting of the Council this day.

Debate ensued.

Question—put and resolved in the affirmative.

- 6 **ADJOURNMENT OF BILLS**—The Honourable M. A. Birrell moved, by leave, That the Order of the Council of 11 April 1990, fixing 18 May 1990 as the last day of the current sitting period on which Bills can be introduced by Ministers or received

from the Assembly and fully considered during that period, be amended so as to now fix 25 May 1990 as the last day.

Question—put and resolved in the affirmative.

- 7 **PETITION—MOTOR CYCLE LEGISLATION**—The Honourable K. M. Smith presented a Petition from certain citizens of Victoria opposing proposals for compulsory “lights-on” legislation for motorcyclists and praying that there be consultation on the matter with representatives of motor cycle clubs.

Ordered to lie on the Table.

- 8 **LEGAL AND CONSTITUTIONAL COMMITTEE**—The Honourable D. R. White moved, by leave, That the Honourable G. A. Sgro be discharged from attendance upon the Legal and Constitutional Committee and that the Honourable R. S. Ives be added to such Committee.

Question—put and resolved in the affirmative.

- 9 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—The Honourable D. R. White moved, by leave, That the Honourable B. W. Mier be discharged from attendance upon the Natural Resources and Environment Committee and that the Honourable D. E. Henshaw be added to such Committee.

Question—put and resolved in the affirmative.

- 10 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Hospitals Superannuation Board—Report and financial statements for the year 1988–89.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Bairnsdale (Shire) Planning Scheme—Amendment L12.

Broadford Planning Scheme—Amendment L3.

Frankston Planning Scheme—Amendment L2.

Kilmore Planning Scheme—Amendments L6 and L19.

Knox Planning Scheme—Amendment R22.

Korumburra Planning Scheme—Amendment L24.

Lillydale Planning Scheme—Amendment L68.

Nathalia Planning Scheme—Amendment L2.

Orbost Planning Scheme—Amendment L10.

Shepparton (Shire) Planning Scheme—Amendments L16 and L17.

Traralgon (Shire) Planning Scheme—Amendment L22.

Wodonga Development Areas Planning Scheme—Amendment L5.

Woorayl Planning Scheme—Amendments L15 and L18.

Prevention of Cruelty to Animals Act 1986—Code of Practice relating to the Tethering of Animals.

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—No. 66.

Credit (Administration) Act 1984—No. 63.

Environment Protection Act 1970—No. 65.

Planning and Environment Act 1987—No. 58.

Public Service Act 1974—Nos. 59 and 67.

Road Safety Act 1986—No. 68.

Tobacco Act 1987—No. 57.

Weights and Measures Act 1958—No. 61.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, March 1990.

The Honourable Haddon Storey moved, That the Report, Code of Practice and Statement of functions tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

11 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

12 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1 Clause 7, page 4, line 3, omit “nominations” and insert “nomination”.

2 Clause 14, page 6, line 24, omit “need” and insert “must”.

3 Clause 16, page 8, line 6, omit “(m)” and insert “(l)”.

4 Clause 16, page 8, line 7, omit “(n)” and insert “(m)”.

The Honourable D. R. White moved, That the Council agree to the amendments made by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

13 **LOCAL GOVERNMENT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

14 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 2 MAY 1990

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.20 a.m., adjourned until this day.

A. V. BRAY
Clerk of the Legislative Council

No. 58—Wednesday, 2 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **PETITION—EXHIBITION BUILDINGS**—The Honourable Evan Walker presented a Petition from certain citizens of Victoria opposing the leasing of part of the Exhibition Buildings Complex for use as a nightclub and praying that—
 - (a) the building in Jackson's Square be demolished and the land revert to use as parkland; and
 - (b) the *Exhibition Act* 1957 be amended so as to prohibit the Trustees from by-passing planning procedures of the Melbourne City Council.

Ordered to lie on the Table.

- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Chiropractors and Osteopaths Act 1978—No. 69.

Finance Brokers Act 1969—No. 70.

Forests Act 1958—No. 60.

Public Service Act 1974—PSD No. 6.

Weights and Measures Act 1958—No. 62, together with a copy of the Commonwealth National Measurement Regulations (as amended) which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table.

- 4 **BUSINESS POSTPONED**—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 9 inclusive, be postponed until later this day.

- 5 **ST. ANDREW'S HOSPITAL SITE**—The Honourable Marie Tehan moved, That this House expresses its concern at the lack of detail given to the public in the announcement of the decision to sell St. Andrew's Hospital and redevelop Peter MacCallum on that site and, in view of the expression of public interest in the matter, calls on the Minister for Health to advise the House—

- (a) why St. Andrew's Hospital could not be given an opportunity to repay its debts over a period of time;
- (b) what provision has been made for the staff, patients and health services provided by St. Andrew's over the past 60 years;
- (c) why the East Melbourne site was selected for the redevelopment of Peter MacCallum;
- (d) what independent costings have been obtained for the redevelopment of Peter MacCallum on the St. Andrew's site;
- (e) what other redevelopment plans for Peter MacCallum have been costed and considered;
- (f) if the Government can guarantee that full services of Peter MacCallum will be provided for the \$50 million proposed to be advanced; and
- (g) what impact the decision will have on the State-wide delivery of cancer services, as outlined in the recently announced Cancer Strategy.

Debate ensued.

Question—put and resolved in the affirmative.

- 6 **NATIVE VEGETATION**—The Honourable D. M. Evans moved, That this House rejects the action taken by the Cain Government to introduce without consultation regulations controlling the clearing of native vegetation on privately owned land on the basis that it destroys the trust and confidence which has been built up between landholders and the relevant Departments, and will be counter-productive in its effect.

The Honourable D. E. Henshaw moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 7 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until the next day of meeting.
- 8 **TATTERSALL CONSULTATIONS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Tattersall Consultations Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 **SUPPLY (1990-91, No. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make interim provision for the appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1990-91*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make ancillary provisions for certain works and purposes for the financial year 1990-91*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 **COGNATE BILLS**—The Honourable D. R. White moved, by leave, That this House authorizes and requires the Honourable the President to permit the motions for the second readings of the Supply (1990-91, No. 1) Bill and the Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill to be moved and debated concurrently.

Question—put and resolved in the affirmative.

- 12 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 14 inclusive, be postponed until later this day.

- 13 **CONTROL OF WEAPONS BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—*and on the amendment of the Honourable B. A. Chamberlain*—That all the words after "That" be omitted with the view of inserting in place thereof "this House refuses to read this Bill a second time until the report of the Law Reform Commission on Offensive Weapons, Tabled in this House on 16 November 1989, has undergone a process of public scrutiny and comment."—

Reasoned amendment, by leave, withdrawn.

Question—That this Bill be now read a second time—put and resolved in the affirmative. Bill read a second time and, after debate, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time.

The Honourable M. A. Lyster moved, That the following consequential amendments be made to the Bill:

1. Clause 6, page 3, line 1, omit "an" and insert "a".
2. Clause 16, line 15, omit "an" and insert "a".

Question—put and resolved in the affirmative. Bill passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 **AUSTRALIAN AIRLINES (INTRASTATE SERVICES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to enable Australian Airlines Limited to operate air services within Victoria, to repeal the 'Air Navigation Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 15 **ADJOURNMENT**—The Honourable M. A. Lyster moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.01 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 59—Thursday, 3 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish a university to be known as Victoria University of Technology, to amend the 'Post-Secondary Education Act 1978', the 'Teaching Service Act 1981', the 'Vocational Education and Training Act 1990' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Parliamentary Committees Act 1968—Minister's response to recommendations in Legal and Constitutional Committee's report upon Public Liability of Voluntary Organizations.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Bulla Planning Scheme—Amendment L16.

Doncaster and Templestowe Planning Scheme—Amendments L14 Part 1 and L14 Part 2.

Footscray Planning Scheme—Amendment L5.

Knox Planning Scheme—Amendment RL124.

Phillip Island Planning Scheme—Amendment L19.

Werribee Planning Scheme—Amendment L11.

Whittlesea Planning Scheme—Amendment L12 Part 1.

A Statutory Rule under the Local Government Act 1989—No. 64.

The Honourable Haddon Storey moved, That the Minister's response tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 4 inclusive, be postponed until later this day.

5 AUDIT (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

6 ROOMING HOUSES BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable D. M. Evans reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

7 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Rosemary Varty) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

8 SUPPLY (1990-91, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL—The Order of the Day having been read for the second reading of these Bills, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That these Bills be now read a second time.

The Honourable R. I. Knowles (for the Honourable Rosemary Varty) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 **AUSTRALIAN AIRLINES (INTRASTATE SERVICES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.
The Honourable R. Lawson moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 10 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable G. A. Sgro having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 11 **MENTAL HEALTH (GENERAL AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable G. A. Sgro having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 12 **MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time.
And the President having ruled the Bill to be a Private Bill—
The Honourable C. J. Hogg moved, That this Bill be dealt with as a Public Bill.
Question—put and resolved in the affirmative.
Debate resumed.
Question—That this Bill be now read a second time—put and resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 13 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2)**—This Bill was, according to Order, committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable D. E. Henshaw having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

14 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 11, be postponed until later this day.

15 **KEW AND HEIDELBERG LANDS (TRUST) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Acting President resumed the Chair; and the Honourable R. Lawson having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

16 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. Lawson having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

17 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 13, be postponed until later this day.

18 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable G. B. Ashman moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

19 **LOCAL GOVERNMENT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration forthwith.

Accordingly, the said amendments were read and are as follows:

1. Clause 31, line 36, omit all words and expressions on this line.
2. Clause 31, line 37, after this line insert—

‘ () In section 53 (1) (c) before “induce” insert “attempt to”;

The Honourable M. A. Lyster moved, That the Council agree to the amendments made by the Assembly in this Bill.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

20 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday, 15 May 1990.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.40 p.m., adjourned until Tuesday, 15 May 1990.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 60, 61 and 62

No. 60—Tuesday, 15 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented a Message from His Excellency the Administrator, as Deputy for His Excellency the Governor, informing the Council that he had, on 8 May 1990, given the Royal Assent to the undermentioned Acts presented to him by the Clerk-Assistant of the Legislative Council for and in the absence of the Clerk of the Parliaments:

Petroleum (Submerged Lands) (Amendment) Act

Local Government (Amendment) Act.

- 3 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘House Contracts Guarantee Act 1987’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. W. Mier, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 4 **SUSPENSION OF STANDING ORDERS—QUESTIONS**—The Honourable D. R. White moved, by leave, That so much of the Standing Orders as require answers to questions on notice to be delivered verbally in the House be suspended for the sitting of the Council this day.

Question—put and resolved in the affirmative.

- 5 **PAPERS**—

WORKCARE—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of the Report and financial statements of the—

- (a) Accident Compensation Commission for the quarter ending 31 March 1990, given to Mr President pursuant to section 37C of the *Accident Compensation Act 1985*;
- (b) Accident Compensation Tribunal for the quarter ending 31 March 1990, given to Mr President pursuant to section 69B of the *Accident Compensation Act 1985*;
- (c) Accident Rehabilitation Council for the quarter ending 31 March 1990, given to Mr President pursuant to section 176B of the *Accident Compensation Act 1985*;
- (d) Convenor of the Medical Panels for the quarter ending 31 March 1990, given to Mr President pursuant to section 72LB of the *Accident Compensation Act 1985*; and
- (e) WorkCare Appeals Board for the quarter ending 31 March 1990, given to Mr President pursuant to section 71PB of the *Accident Compensation Act 1985*.

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Local Authorities Superannuation Board—Actuarial Investigation as at 30 June 1989.

Parliamentary Committees Act 1968—Minister's response to recommendations in Natural Resources and Environment Committee's report upon the South-Western Region Water Management Strategy.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Collingwood Planning Scheme—Amendment RL59 Part 3.

Cranbourne Planning Scheme—Amendment L25.

Dandenong Planning Scheme—Amendment L6.

Deakin Planning Scheme—Amendment L1.

Essendon Planning Scheme—Amendment L3.

Euroa Planning Scheme—Amendment L8.

Flinders Planning Scheme—Amendments L35 and L49.

Geelong Regional Planning Scheme—Amendment R29 Part 1.

Korumburra Planning Scheme—Amendment L10.

Mansfield Planning Scheme—Amendment L6.

Marong Planning Scheme—Amendment L13.

Melbourne Planning Scheme—Amendment L45.

Mildura (City) Planning Scheme—Amendment L13.

Moe Planning Scheme—Amendment L13.

Phillip Island Planning Scheme—Amendments L20 and L23.

Prahran Planning Scheme—Amendment R76.

Romsey Planning Scheme—Amendment L9.

Sale Planning Scheme—Amendment L11 Part 1.

Shepparton (City) Planning Scheme—Amendments L20 and L21.

Springvale Planning Scheme—Amendment L6.

Tambo Planning Scheme—Amendment L31.

Rural Finance Act 1988—Treasurer's direction of 24 April 1990 to Rural Finance Corporation.

Statutory Rules under the following Acts of Parliament:

Health Services Act 1988—No. 72.

Melbourne and Metropolitan Board of Works Act 1958—No. 74.

Post-Secondary Education Act 1978—No. 71.

Road Safety Act 1986—No. 73.

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Education (Amendment) Act 1990—Sections 4 to 6 and 8—4 April 1990 (*Gazette* No. G 14, 4 April 1990).

Footscray Land Act 1988—Section 6—28 February 1990 (*Gazette* No. G 9, 28 February 1990).

Health (General Amendment) Act 1988—Sections 13 (1) (b), (c) and (d), 13 (2) and 40—1 July 1990 (*Gazette* No. G 15, 11 April 1990).

Pathology Services Accreditation Act 1984—Remaining provisions—2 March 1990 (*Gazette* No. G 9, 28 February 1990).

Prostitution Regulation Act 1986—Sections 14 and 74 (c)—1 April 1990 (*Gazette* No. G 13, 28 March 1990).

Shop Trading Act 1987—Whole Act (except sections 30 and 32)—25 November 1987 (*Gazette* No. S 12, 23 March 1990).

The Honourable Haddon Storey moved, That the Actuarial Investigation, Minister's response and Treasurer's direction tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

7 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

8 **AUSTRALIAN AIRLINES (INTRASTATE SERVICES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

9 **TATTERSALL CONSULTATIONS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

10 **ROOMING HOUSES BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 11 **SUPPLY (1990-91, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill having been authorized to be debated concurrently pursuant to an Order of the Council on 2 May 1990]—

Debate resumed.

The Honourable T. C. Theophanous moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn.
Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.57 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 61—Wednesday, 16 May 1990

- 1 The President took the Chair and read the Prayer.

2 **PAPERS**—

COUNTY COURT JUDGES—The Honourable M. A. Lyster presented, by command of His Excellency the Governor, the Report of the County Court Judges for the year 1988-89.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Country Fire Authority Act 1958—No. 77.

Drugs, Poisons and Controlled Substances Act 1981—No. 76.

Tobacco Act 1987—No. 75.

3 **BUSINESS POSTPONED**—

Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 6 inclusive, be postponed until later this day.

- 4 **HOME AND COMMUNITY CARE**—The Honourable G. R. Craige moved, That this House condemns the State Government for its total disregard for the needs of the frail, aged and disabled people of Victoria, and for renegeing on its commitment that funding would be increased on Home and Community Care programs by up to 20 per cent per annum for each year of the Government's current contract, which increase would have assisted those in our community who rely on such programs as Home Help, Specific Home Help, Meals on Wheels and Home Maintenance, to live

with dignity in their community, and calls for full restoration of funding in accordance with the Commonwealth/State agreement.

Debate ensued.

The Honourable M. A. Lyster moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 5 **BUSINESS POSTPONED**—Ordered—That the consideration of Notice of Motion, General Business, No. 8, and Orders of the Day, General Business, Nos. 1 to 5 inclusive, be postponed until the next day of meeting.

- 6 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 7 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until the next day of meeting.

- 8 **CONSUMER AFFAIRS (RESALE OF TICKETS) BILL**—On the motion of the Honourable B. W. Mier, leave was given to bring in a Bill relating to the resale of tickets, to amend the *Consumer Affairs Act 1972* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable G. P. Connard) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 9 **VOCATIONAL EDUCATION AND TRAINING BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish a State Training System in Victoria and to amend the 'Post-Secondary Education Act 1978', to amend the 'Employment and Training Act 1981' and to repeal the 'Industrial Training Act 1975' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable G. P. Connard moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 12 **SUPPLY (1990-91, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill having been

authorized to be debated concurrently pursuant to an Order of the Council on 2 May 1990]—

Debate resumed.

The Honourable B. A. E. Skeggs moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn.
Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.01 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 62—Thursday, 17 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Children and Young Persons Act 1989*, the *Children's Court Act 1973* and the *Community Services Act 1970* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Business to take Precedence, be postponed until the next day of meeting.
- 4 **VOCATIONAL EDUCATION AND TRAINING BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 5 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 4 inclusive, be postponed until later this day.
- 6 **SUPPLY (1990-91, No. 1) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill having been authorized to be debated concurrently pursuant to an Order of the Council on 2 May 1990] and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.
Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.
- 7 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL**—The concurrent second reading debate having concluded—
Question—That this Bill be now read a second time—put and resolved in the affirmative.
Ordered—That the Bill be read a third time, by leave, on the next day of meeting.

- 8 **ROOMING HOUSES BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
- 9 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
The Honourable G. R. Craige moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Thursday next.
- 10 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.
- And then the Council, at 5.58 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be further considered in Committee.
- 2 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- 3 SHOP TRADING (AMENDMENT) BILL (No. 2) - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- 4 HEALTH SERVICES (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 5 SUPPLY (1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - To be committed.
- 6 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Third reading.
- 7 VOCATIONAL EDUCATION AND TRAINING BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 8 VICTORIA UNIVERSITY OF TECHNOLOGY BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 9 LAND CONSERVATION (AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate. (Hon. M.A. Birrell).*
- 10 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.B. Ashman).*
- 11 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 12 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 13 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or

consistent and clear guidelines for mining development, miners and prospectors.

- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplors the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).

- 5 LIQUOR CONTROL ACT - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 PRIVILEGES COMMITTEE - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 ROAD FUNDING - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
- 9 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 12 PUBLIC LIABILITY OF VOLUNTARY ORGANIZATIONS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- 13 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR AND WORKCARE APPEALS BOARD REPORTS, MARCH 1990 - To be considered.
- 14 LOCAL AUTHORITIES SUPERANNUATION BOARD ACTUARIAL INVESTIGATION, 30 JUNE 1989 - To be considered.
- 15 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
- 16 RURAL FINANCE ACT 1988 - TREASURER'S DIRECTION OF 24 APRIL 1990 TO RURAL FINANCE CORPORATION - To be considered.
- 17 COUNTY COURT JUDGES REPORT, 1988-89 - To be considered.
- 18 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).

WEDNESDAY, 23 MAY 1990

GENERAL BUSINESS

ORDER OF THE DAY

- 1 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (Hon. R.A. Mackenzie) - Second reading - *Resumption of debate.* (Hon. R.I. Knowles).

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 **CONSUMER AFFAIRS (RESALE OF TICKETS) BILL** - (Hon. B.W. Mier) - Second reading - *Resumption of debate.* (Hon. G.P. Connard).
- 2 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - *Resumption of debate.* (Hon. G.P. Connard).

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THURSDAY, 24 MAY 1990

GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. G.R. Craige).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- *1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 12 sitting days remain for resolving ***]
- *2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 12 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by

* *Indicates new entry*

** *Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- * 8 **THE HON. M.A. BIRRELL** - To move, That this House condemns the Cain Government for its Fire sale of public assets.
- * 9 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.

- 9 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 12 PUBLIC LIABILITY OF VOLUNTARY ORGANIZATIONS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- 13 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR AND WORKCARE APPEALS BOARD REPORTS, MARCH 1990 - To be considered.
- 14 LOCAL AUTHORITIES SUPERANNUATION BOARD ACTUARIAL INVESTIGATION, 30 JUNE 1989 - To be considered.
- 15 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
- 16 RURAL FINANCE ACT 1988 - TREASURER'S DIRECTION OF 24 APRIL 1990 TO RURAL FINANCE CORPORATION - To be considered.
- 17 COUNTY COURT JUDGES REPORT, 1988-89 - To be considered.
- 18 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 19 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- *20 POST-SYNGAMY EMBRYO EXPERIMENTATION REVIEW - STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY'S REPORT AND RELATED MINISTERIAL STATEMENT - To be considered.
- *21 DRIED FRUITS BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR - To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- *1 THE HON. M.A. LYSTER - To move, That she have leave to bring in a Bill to amend section 7 of the *Crimes (Amendment) Act 1986*.

ORDERS OF THE DAY

- * 1 **FOOD (VALIDATION) BILL** - (*Hon. C.J. Hogg*) - Second reading.
- 2 **ROOMING HOUSES BILL** - (*Hon. B.T. Pullen*) - To be further considered in Committee.
- 3 **CONSUMER AFFAIRS (RESALE OF TICKETS) BILL** - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 4 **SUPPLY (1990-91, No. 1) BILL** - (*from Assembly - Hon. D.R. White*) - To be further considered in Committee.
- 5 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - (*from Assembly - Hon. D.R. White*) - Third reading.
- 6 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL** - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 7 **FAIR TRADING (AMENDMENT) BILL** - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 8 **VOCATIONAL EDUCATION AND TRAINING BILL** - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 9 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL** - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 10 **LAND CONSERVATION (AMENDMENT) BILL** - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. M.A. Birrell*).
- 11 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 12 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 13 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R.S. de Fegely*).
- 14 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL** - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).

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At 8.00 p.m.

- * **JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER** - Appointments to the Victorian Institute of Marine Sciences and to the Victorian Health Promotion Foundation.

THURSDAY, 24 MAY 1990

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - (*Hon. C.J. Hogg*) -
Second reading - *Resumption of debate. (Hon. G.R. Craige).*

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

Notice Paper No. 64

Thursday, 24 May 1990

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 11 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 11 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 CRIMES (UNSWORN STATEMENTS) BILL - (*Hon. M.A. Lyster*) - Second reading.
- 2 ROOMING HOUSES BILL - (*Hon. B.T. Pullen*) - To be further considered in Committee.
- 3 SUPPLY (1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - To be further considered in Committee.
- 4 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL - (*from Assembly - Hon. D.R. White*) - Third reading.
- 5 VICTORIA UNIVERSITY OF TECHNOLOGY BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 6 CONSUMER AFFAIRS (RESALE OF TICKETS) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 7 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. G.R. Craige*).
- 8 FOOD (VALIDATION) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- *9 NATIONAL PARKS (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. M.A. Birrell*).

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry

- 10 VOCATIONAL EDUCATION AND TRAINING BILL - (from Assembly - Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 11 LAND CONSERVATION (AMENDMENT) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 12 HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 13 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 14 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 15 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 16 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 17 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

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- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
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- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

Thursday, 24 May 1990

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- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 9 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on

privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).

- 12 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR AND WORKCARE APPEALS BOARD REPORTS, MARCH 1990 - To be considered.
- 13 LOCAL AUTHORITIES SUPERANNUATION BOARD ACTUARIAL INVESTIGATION, 30 JUNE 1989 - To be considered.
- 14 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
- 15 RURAL FINANCE ACT 1988 - TREASURER'S DIRECTION OF 24 APRIL 1990 TO RURAL FINANCE CORPORATION - To be considered.
- 16 COUNTY COURT JUDGES REPORT, 1988-89 - To be considered.
- 17 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for reneging on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 18 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 19 POST-SYNGAMY EMBRYO EXPERIMENTATION REVIEW - STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY'S REPORT AND RELATED MINISTERIAL STATEMENT - To be considered.
- 20 DRIED FRUITS BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR - To be considered.
- * 21 AUDITOR-GENERAL'S REPORT, 1987-88 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- * 22 CITRUS FRUIT MARKETING BOARD REPORT, 1989 - To be considered.
- * 23 LAW FOUNDATION REPORT, 1989 - To be considered.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

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PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 10 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 10 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 PRIVATE AGENTS (AMENDMENT) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading.
- * 2 POLICE REGULATION (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading.
- * 3 COURTS (CHILDREN'S AND MAGISTRATES') BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading.
- * 4 MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading.
- 5 VICTORIA UNIVERSITY OF TECHNOLOGY BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. P.R. Hall).*
- * 6 QUARANTINE OFFICERS (TRANSFER) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 7 VOCATIONAL EDUCATION AND TRAINING BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 8 HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- 9 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry

- 10 CONSUMER AFFAIRS (RESALE OF TICKETS) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 11 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. G.R. Craige).
- 12 FOOD (VALIDATION) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 13 CRIMES (UNSWORN STATEMENTS) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 14 NATIONAL PARKS (FURTHER AMENDMENT) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 15 LAND CONSERVATION (AMENDMENT) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- *16 FOOTSCRAY LAND (AMENDMENT) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. R.I. Knowles).
- *17 RENEWABLE ENERGY AUTHORITY VICTORIA BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).
- *18 CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- *19 CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2) - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 20 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 21 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 22 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 23 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision

Friday, 25 May 1990

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of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.

- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- * 9 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).

- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 9 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 12 **COUNTY COURT JUDGES REPORT, 1988-89** - To be considered.
- 13 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 15 **POST-SYNGAMY EMBRYO EXPERIMENTATION REVIEW - STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY'S REPORT AND RELATED MINISTERIAL STATEMENT** - To be considered.
- 16 **DRIED FRUITS BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR** - To be considered.
- 17 **AUDITOR-GENERAL'S REPORT, 1987-88 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT** - To be considered.
- 18 **CITRUS FRUIT MARKETING BOARD REPORT, 1989** - To be considered.
- 19 **LAW FOUNDATION REPORT, 1989** - To be considered.

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 63, 64, 65 and 66

No. 63—Tuesday, 22 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
Tattersall Consultations (Amendment) Act
Australian Airlines (Intrastate Services) Act.
- 3 **FOOD (VALIDATION) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Food Act* 1984 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 **PAPERS**—

STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Report of the Standing Review and Advisory Committee on Infertility on the Review of “Post-Syngamy” Embryo Experimentation.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

The Honourable C. J. Hogg made a Ministerial statement in relation to the tabling of the Report.

The Honourable Marie Tehan moved, That the Report and Ministerial statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dried Fruits Board—Minister’s report of 16 May 1990 of failure of Board to submit an annual report to him and the reasons therefor.

Marketing of Primary Products Act 1958—

Proclamation of 8 May 1990 declaring that tobacco leaf shall become the property of the Tobacco Leaf Marketing Board for a further period of two years.

Proclamation of 8 May 1990 declaring that oranges, mandarins and grapefruit shall become the property of the Citrus Fruit Marketing Board for a further period of two years.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Avoca Planning Scheme—Amendment L12.

Diamond Valley Planning Scheme—Amendment L5.

Planning and Environment Act—*continued*

- Geelong Regional Planning Scheme—Amendment R18 Part 3A.
- Lillydale Planning Scheme—Amendments L20 and L26.
- Metropolitan Region Planning Schemes—Amendment RL131.
- Moe Planning Scheme—Amendment L15.
- Pakenham Planning Scheme—Amendments L8 and L33.
- Preston Planning Scheme—Amendment L16.
- Rutherglen Planning Scheme—Amendment L1.
- South Melbourne Planning Scheme—Amendments L3 and L24.
- Sunshine Planning Scheme—Amendment L4.
- Tambo Planning Scheme—Amendment L35.

Statutory Rules under the following Acts of Parliament:

- Metropolitan Fire Brigades Act 1958—No. 78.
- Public Service Act 1974—PSD No. 9.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 **ROOMING HOUSES BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable D. E. Henshaw reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 7 **SHOP TRADING (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy-President resumed the Chair; and the Honourable G. A. Sgro having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 8 **HEALTH SERVICES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy-President resumed the Chair; and the Honourable G. A. Sgro having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 9 **SUPPLY (1990-91, No. 1) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

10 **VICTORIAN INSTITUTE OF MARINE SCIENCES COUNCIL AND VICTORIAN HEALTH PROMOTION FOUNDATION**—The President announced the receipt of—

(a) a letter from the Minister for Conservation and Environment requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend a Member for appointment to the Victorian Institute of Marine Sciences Council;

(b) a letter from the Minister for Health requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to elect a Member to the Victorian Health Promotion Foundation; and

(c) a Message from the Assembly acquainting the Council that they had agreed to meet the Council for those purposes and proposing that the place and time of the Joint Sitting be the Assembly Chamber on Wednesday, 23 May 1990 at 8.00 p.m., and desiring the concurrence of the Council.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable C. J. Hogg moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend a Member for appointment to the Victorian Marine Sciences Council and to elect a Member to the Victorian Health Promotion Foundation and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 23 May 1990 at 8.00 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

11 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn. Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.05 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 64—Wednesday, 23 May 1990

1 The President took the Chair and read the Prayer.

2 **NATIONAL PARKS (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to implement Land Conservation Council recommendations for extension of the National Parks system in the Mallee Area, to amend the 'National Parks Act 1975' and the 'National Parks (Alpine National Park) Act 1989' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Kew and Heidelberg Lands (Trust) Bill

Crimes (Family Violence) (Amendment) Bill (No. 2)
Administrative Appeals Tribunal (Planning) Bill.

- 4 PETITION—NEO-NATAL INTENSIVE CARE, GEELONG HOSPITAL—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that a neo-natal intensive care unit be established at Geelong Hospital.

Ordered to lie on the Table.

5 PAPERS—

ECONOMIC AND BUDGET REVIEW COMMITTEE—AUDITOR-GENERAL'S REPORT, 1987-88—The Honourable T. C. Theophanous presented a Report from the Economic and Budget Review Committee upon matters arising from the Auditor-General's 1987-88 Report on Ministerial portfolios, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Citrus Fruit Marketing Board—Report and financial statements for the year ended 31 December 1989.

Law Foundation—Report for the year 1989.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

- 7 ASSET SALES—The Honourable M. A. Birrell moved, That this House condemns the Cain Government for its fire sale of public assets.

Debate ensued.

The Honourable R. A. Mackenzie moved, as an amendment, That the following words be added after “assets”—“and that the Assets Management Review Committee and Land Classification Review Committee process be suspended pending a report by the Government to Parliament on the extent of the program and a review by the Parliament of the effects of the program upon heritage, conservation and other public values.”

Debate ensued.

Question—That the words proposed to be added be so added—put and resolved in the affirmative.

Question—That the motion, as amended, be agreed to—put.

The Council divided.

AYES, 22

The Hon. G. B. Ashman
W. R. Baxter
R. A. Best

NOES, 15

The Hon. Joan Coxsedge (*Teller*)
G. R. Crawford
B. E. Davidson

M. A. Birrell	D. E. Henshaw
G. P. Connard	C. J. Hogg
G. H. Cox	R. S. Ives
G. R. Craige	C. J. Kennedy
R. S. de Fegely	L. Kokocinski
D. M. Evans	M. A. Lyster
J. V. C. Guest	J. McLean
P. R. Hall	B. W. Mier
R. M. Hallam	B. T. Pullen
R. Lawson (<i>Teller</i>)	T. C. Theophanous
R. J. Long	C. F. Van Buren (<i>Teller</i>)
R. Macey	D. R. White
R. A. Mackenzie	
J. G. Miles (<i>Teller</i>)	
B. A. E. Skeggs	
K. M. Smith	
Haddon Storey	
Rosemary Varty	
K. I. M. Wright	

And so it was resolved in the affirmative.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining General Business be postponed until the next day of meeting.
- 9 **CRIMES (UNSWORN STATEMENTS) BILL**—On the motion of the Honourable D. R. White (for the Honourable M. A. Lyster), leave was given to bring in a Bill to amend section 7 of the *Crimes (Amendment) Act 1986*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 10 **JOINT SITTING**—The Council having proceeded to the Assembly Chamber for the Joint Sitting with the Assembly to recommend a Member for appointment to the Victorian Institute of Marine Sciences Council and to elect a Member to the Victorian Health Promotion Foundation, and having returned—
The President reported that at the Joint Sitting, the Honourable David Ernest Henshaw, M.B.E., M.L.C., was chosen to be recommended for appointment to the Victorian Institute of Marine Sciences Council and Edward Joseph Micallef, M.P., was elected to the Victorian Health Promotion Foundation.
- 11 **FOOD (VALIDATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
The Honourable Marie Tehan moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 12 **NATIONAL PARKS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
The Honourable M. A. Birrell moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered, after debate—That the debate be adjourned until the next day of meeting.
- 13 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.
- 14 **SUPPLY (1990-91, No. 1) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

15 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn. Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.27 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 65—Thursday, 24 May 1990

1 The President took the Chair and read the Prayer.

2 **THE LATE HONOURABLE JAMES CHARLES MURRAY BALFOUR, C.B.E.**—The Honourable D. R. White moved, That this House expresses its sincere sorrow at the death, on 19 May 1990, of the Honourable James Charles Murray Balfour, C.B.E., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral Districts of Morwell from 1955 to 1967 and Narracan from 1967 to 1982, and as Minister of Water Supply and Mines in 1964, Minister of Lands, Soldier Settlement and of Conservation from 1964 to 1967, Minister of Fuel and Power and of Mines from 1967 to 1977 and Minister of Minerals and Energy from 1977 to 1981.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

3 **ADJOURNMENT**—The Honourable D. R. White moved, That as a further mark of respect to the memory of the late Honourable James Charles Murray Balfour, C.B.E., the House do now adjourn until this day at 2.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 12.02 p.m., adjourned until this day at 2.00 p.m.

1 The President took the Chair.

2 **RENEWABLE ENERGY AUTHORITY VICTORIA BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to create the Renewable Energy Authority Victoria and to repeal the ‘Victorian Solar Energy Council Act 1980’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **QUARANTINE OFFICERS (TRANSFER) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the transfer of certain Commonwealth officers to the Victorian Public Service and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend section 75 of the ‘Co-operative Housing Societies Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the Public Service Act 1974—PSD Nos. 7 and 8.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

- 7 **RENEWABLE ENERGY AUTHORITY VICTORIA BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 **QUARANTINE OFFICERS (TRANSFER) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable R. S. de Fegely) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 9 **CRIMES (UNSWORN STATEMENTS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **ROOMING HOUSES BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 **FOOTSCRAY LAND (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Footscray Land Act 1988' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **SUPPLY (1990-91, No. 1) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The Deputy-President resumed the Chair; and the Honourable J. V. C. Guest having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL**—This Bill was, according to Order, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 **PRIVATE AGENTS (AMENDMENT) BILL**—The Deputy-President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Private Agents Act 1966' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 16 **POLICE REGULATION (FURTHER AMENDMENT) BILL**—The Deputy-President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Police Regulation Act 1958'; to repeal the 'Pensions Supplementation Act 1966'; and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 17 **COURTS (CHILDREN'S AND MAGISTRATES') BILL**—The Deputy-President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Children's Court Act 1973', the 'Magistrates' Court Act 1989', the 'Magistrates' Court (Consequential Amendments) Act 1989', the 'Evidence Act 1958' and certain other Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 18 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2)**—The Deputy-President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for classification of films and publications, to repeal certain Acts and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.
- Accordingly, the Honourable M. A. Lyster moved, That this Bill be now read a second time.
- The Honourable Haddon Storey moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 19 **FOOTSCRAY LAND (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
- The Honourable Haddon Storey (for the Honourable R. I. Knowles) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 20 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
- Debate resumed.
- The Honourable P. R. Hall moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 21 **MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) BILL**—The Deputy-President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the merger of the Chisholm Institute of Technology and the Gippsland Institute of Advanced Education with Monash University, to amend the 'Monash University Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 22 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until tomorrow at 2.00 p.m.
- Question—put and resolved in the affirmative.
- The Honourable C. J. Hogg moved, That the House do now adjourn.
- Debate ensued.
- Question—put and resolved in the affirmative.
- And then the Council, at 10.50 p.m., adjourned until tomorrow at 2.00 p.m.

A. V. BRAY
Clerk of the Legislative Council

No. 66—Friday, 25 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **DEAKIN UNIVERSITY (WARRNAMBOOL) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the merger of the Warrnambool Institute of Advanced Education with Deakin University, to amend the 'Deakin University Act 1974' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Building Societies Act 1986', the 'Co-operative Housing Societies Act 1958' and the 'Friendly Societies Act 1986' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:
 - Bulla Planning Scheme—Amendment L23.
 - Croydon Planning Scheme—Amendment RL94.
 - Melbourne Planning Scheme—Amendments L47 and L48.
 - Nunawading Planning Scheme—Amendment L8.
 - Prahran Planning Scheme—Amendments L4 and L6.
 - Ripon Planning Scheme—Amendment L2.
 - Springvale Planning Scheme—Amendment L9.
 - Statutory Rules under the following Acts of Parliament:
 - Boilers and Pressure Vessels Act 1970—Nos. 87 and 88.
 - Dangerous Goods Act 1985—Nos. 89 to 91.
 - Environment Protection Act 1970—No. 98.
 - Estate Agents Act 1980—No. 79.
 - Fisheries Act 1968—No. 80.
 - Lifts and Cranes Act 1967—Nos. 92 and 94.
 - Mental Health Act 1986—No. 84.
 - Scaffolding Act 1971—Nos. 95 to 97.
- 5 **BUSINESS POSTPONED**—
 - Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.
 - Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 6 **POLICE REGULATION (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.

- 7 **COURTS (CHILDREN'S AND MAGISTRATES') BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 8 **MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 **DEAKIN UNIVERSITY (WARRNAMBOOL) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 11 **PRIVATE AGENTS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday next at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.37 p.m., adjourned until Tuesday next at 2.00 p.m.

A. V. BRAY
Clerk of the Legislative Council

Notice Paper No. 66

Tuesday, 29 May 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 9 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 9 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CONSUMER AFFAIRS (RESALE OF TICKETS) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- 2 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. G.R. Craige).*
- 3 FOOD (VALIDATION) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 4 CRIMES (UNSWORN STATEMENTS) BILL - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 5 NATIONAL PARKS (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate. (Hon. M.A. Birrell).*
- *6 BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 7 QUARANTINE OFFICERS (TRANSFER) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 8 VOCATIONAL EDUCATION AND TRAINING BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 9 LAND CONSERVATION (AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate. (Hon. M.A. Birrell).*

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry

- 10 **FOOTSCRAY LAND (AMENDMENT) BILL** - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. R.I. Knowles).
- 11 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 12 **MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) BILL** - (from Assembly - Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- * 13 **DEAKIN UNIVERSITY (WARRNAMBOOL) BILL** - (from Assembly - Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 14 **RENEWABLE ENERGY AUTHORITY VICTORIA BILL** - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).
- 15 **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 16 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2)** - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 17 **COURTS (CHILDREN'S AND MAGISTRATES') BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 18 **POLICE REGULATION (FURTHER AMENDMENT) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 19 **PRIVATE AGENTS (AMENDMENT) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 20 **FAIR TRADING (AMENDMENT) BILL** - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 21 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 22 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 23 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 24 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of

its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 9 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.
- *10 **THE HON. M.A. BIRRELL** - To move, That this House condemns the Cain Government for failing to comply with the *Parliamentary Committees Act* 1968 and respond to the report of the Legal and Constitutional Committee on Freedom of Information.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).

- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 9 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 12 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 13 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 14 **POST-SYNGAMY EMBRYO EXPERIMENTATION REVIEW - STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY'S REPORT AND RELATED MINISTERIAL STATEMENT** - To be considered.
- 15 **DRIED FRUITS BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR** - To be considered.
- 16 **AUDITOR-GENERAL'S REPORT, 1987-88 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT** - To be considered.
- 17 **CITRUS FRUIT MARKETING BOARD REPORT, 1989** - To be considered.
- 18 **LAW FOUNDATION REPORT, 1989** - To be considered.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Notice Paper No. 67

Wednesday, 30 May 1990

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 8 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 8 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 9 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.
- 10 **THE HON. M.A. BIRRELL** - To move, That this House condemns the Cain Government for failing to comply with the *Parliamentary Committees Act* 1968 and respond to the report of the Legal and Constitutional Committee on Freedom of Information.
- *11 **THE HON. HADDON STOREY** - To move, That this House supports the principle of legislation outlawing discrimination on the ground of age and abolishing compulsory retirement on the ground of age.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).

- 5 LIQUOR CONTROL ACT - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 PRIVILEGES COMMITTEE - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 ROAD FUNDING - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
- 9 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 12 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 13 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 14 POST-SYNGAMY EMBRYO EXPERIMENTATION REVIEW - STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY'S REPORT AND RELATED MINISTERIAL STATEMENT - To be considered.
- 15 DRIED FRUITS BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR - To be considered.
- 16 AUDITOR-GENERAL'S REPORT, 1987-88 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 17 CITRUS FRUIT MARKETING BOARD REPORT, 1989 - To be considered.
- 18 LAW FOUNDATION REPORT, 1989 - To be considered.
- *19 COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1988-89 - To be considered.
- *20 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- *21 METROPOLITAN FIREBRIGADES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- *22 RAID ON MR. B. JACOBS' DINGO FARM - OMBUDSMAN'S REPORT OF INVESTIGATION, MAY 1990 - To be considered.
- *23 STATE SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- *24 STATE SUPERANNUATION FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 **CRIMES (UNSWORN STATEMENTS) BILL** - (Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 2 **LAND CONSERVATION (AMENDMENT) BILL** - (from Assembly - Hon. B.T. Pullen) - Second reading - *Resumption of debate.* (Hon. M.A. Birrell).
- 3 **POLICE REGULATION (FURTHER AMENDMENT) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 4 **COURTS (CHILDREN'S AND MAGISTRATES') BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 5 **RENEWABLE ENERGY AUTHORITY VICTORIA BILL** - (from Assembly - Hon. D.R. White) - Second reading - *Resumption of debate.* (Hon. B.A. Chamberlain).
- 6 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 7 **VOCATIONAL EDUCATION AND TRAINING BILL** - (from Assembly - Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 8 **NATIONAL PARKS (FURTHER AMENDMENT) BILL** - (from Assembly - Hon. B.T. Pullen) - Second reading - *Resumption of debate.* (Hon. J. McLean).
- 9 **QUARANTINE OFFICERS (TRANSFER) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. R.S. de Fegely).
- 10 **FOOTSCRAY LAND (AMENDMENT) BILL** - (from Assembly - Hon. B.T. Pullen) - Second reading - *Resumption of debate.* (Hon. R.I. Knowles).
- 11 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - *Resumption of debate.* (Hon. G.P. Connard).
- 12 **DEAKIN UNIVERSITY (WARRNAMBOOL) BILL** - (from Assembly - Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 13 **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 14 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2)** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 15 **PRIVATE AGENTS (AMENDMENT) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- * 16 **HEALTH SERVICES (FURTHER AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading.
- 17 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. G.R. Craige).
- 18 **FAIR TRADING (AMENDMENT) BILL** - (Hon. B.W. Mier) - Second reading - *Resumption of debate.* (Hon. G.P. Connard).
- 19 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. Marie Tehan).

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- 20 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL -
(from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate.
(Hon. G.B. Ashman).
- 21 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon.
M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 22 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL -
(from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate.
(Hon. Haddon Storey).

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At 6.00 p.m.

- * JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER -
Appointments to Victoria University of Technology Council.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

Notice Paper No. 68

Thursday, 31 May 1990

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 7 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 7 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 ROOMING HOUSES BILL - AMENDMENTS OF THE ASSEMBLY - To be considered.
- 2 VOCATIONAL EDUCATION AND TRAINING BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 3 QUARANTINE OFFICERS (TRANSFER) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R.S. de Fegely*).
- 4 FOOTSCRAY LAND (AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 5 HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 6 DEAKIN UNIVERSITY (WARRNAMBOOL) BILL - (*from Assembly - Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 7 CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 8 NATIONAL PARKS (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. J. McLean*).

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

- 9 HEALTH SERVICES (FURTHER AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading.
- 10 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. G.R. Craige).
- 11 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 12 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 13 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 14 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 15 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
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- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. HADDON STOREY - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon

the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.

- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 9 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.
- 10 **THE HON. M.A. BIRRELL** - To move, That this House condemns the Cain Government for failing to comply with the *Parliamentary Committees Act* 1968 and respond to the report of the Legal and Constitutional Committee on Freedom of Information.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.

- 9 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
- 10 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - Resumption of debate. (*Hon. D.R. White*).
- 11 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - Resumption of debate. (*Hon. D.E. Henshaw*).
- 12 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - Resumption of debate. (*Hon. M.A. Lyster*).
- 13 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - Resumption of debate. (*Hon. R.I. Knowles*).
- 14 AUDITOR-GENERAL'S REPORT, 1987-88 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 15 CITRUS FRUIT MARKETING BOARD REPORT, 1989 - To be considered.
- 16 LAW FOUNDATION REPORT, 1989 - To be considered.
- 17 COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1988-89 - To be considered.
- 18 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 19 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 20 RAID ON MR. B. JACOBS' DINGO FARM - OMBUDSMAN'S REPORT OF INVESTIGATION, MAY 1990 - To be considered.
- 21 STATE SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 22 STATE SUPERANNUATION FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.
- * 23 STATE CONSERVATION STRATEGY, MAY 1990 - To be considered.
- * 24 PRIVACY AND BREACH OF CONFIDENCE - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- * 25 WASTE MANAGEMENT IN GREATER MELBOURNE AREA - NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT - To be considered.
- * 26 MENTAL DISTURBANCE AND COMMUNITY SAFETY - SOCIAL DEVELOPMENT COMMITTEE'S INTERIM REPORT - To be considered.
- * 27 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS TO 25 MAY 1990 - To be considered.
- * 28 FREEDOM OF INFORMATION IN VICTORIA - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- * 29 STATE EMPLOYEES RETIREMENT BENEFITS FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.

Thursday, 31 May 1990

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- *30 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- *31 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

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ADJOURNMENT OF BILLS [Effective until 30 June 1990]

By resolution of the Council on 11 April 1990 (as subsequently amended on 1 May 1990), where a Bill is introduced by a Minister or is received from the Legislative Assembly after 25 May 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in August 1990 unless the House otherwise orders.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 67, 68 and 69

No. 67—Tuesday, 29 May 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented Messages from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
 - Kew and Heidelberg Lands (Trust) Act*
 - Crimes (Family Violence) (Amendment) Act*
 - Administrative Appeals Tribunal (Planning) Act*
 - Supply (1990–91, No. 1) Act*
 - Works and Services (Ancillary Provisions, 1990–91, No. 1) Act.*
- 3 **BUSINESS OF THE HOUSE**—The Honourable D. R. White moved, That so much of the Sessional Orders be suspended as would prevent new business being taken after 10.00 p.m. during the sitting of the Council this day.
 Debate ensued.
 Question—put and resolved in the affirmative.
- 4 **HEALTH SERVICES (FURTHER AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Health Services Act 1988*, the *Dentists Act 1972*, the *Pharmacists Act 1974* and the *Retirement Villages Act 1986* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 5 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Coal Mine Workers' Pensions Tribunal (Victoria)—Statement of accounts for the year 1988–89.
 - Emergency Services Superannuation Board—Report and financial statements for the year 1988–89.
 - Metropolitan Fire Brigades Superannuation Board—Report and financial statements for the year 1988–89.
 - Ombudsman—Report of investigation of raid by Department of Conservation, Forests and Lands officers and RSPCA staff on Mr Bruce Jacobs' Dingo Farm, May 1990.
 - Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:
 - Bacchus Marsh Planning Scheme—Amendments L13 Part 1A and L18.
 - Geelong Regional Planning Scheme—Amendment R34 Part 1.
 - Echuca Planning Scheme—Amendment L1.
 - Newham and Woodend Planning Scheme—Amendment L11.
 - Sherbrooke Planning Scheme—Amendment L21.
 - Upper Yarra Valley and Dandenong Ranges Region Planning Scheme—Amendment R6.

State Superannuation Board—Report and financial statements for the year 1988–89.

State Superannuation Fund—Actuarial Investigation as at 30 June 1988.

Statutory Rules under the following Acts of Parliament:

Health Act 1958—

Nos. 81 to 83;

No. 85, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Revision of the CDC Surveillance Case Definition for Acquired Immunodeficiency Syndrome, Morbidity and Mortality Weekly Report, Centers for Disease Control, U.S. Department of Health and Human Services, Atlanta, Georgia, 14 August 1987, Volume 36, No. 1S.

Infectious Diseases Handbook, Parts 1 to 4, Health Department Victoria, May 1990.

Guidelines for the Control of Legionnaires' Disease, Health Department Victoria, 1989.

AS 2031, Part 2—1977—Recommendations for the Selection of Containers and Preservation of Water Samples for Chemical and Microbiological Analysis—Microbiological.

AS 2845—1986—Water Supply—Mechanical Backflow Prevention Devices.

AS 1345—1982—Identification of the Contents of Piping, Conduits and Ducts (as amended).

AS 1715—1982—Selection Use and Maintenance of Respiratory Protective Devices.

AS 1716—1984—Respiratory Protective Devices.

AS 1336—1982—Recommended Practices for Eye Protection in the Industrial Environment.

AS 1337—1984—Eye Protectors for Industrial Applications.

Standards of Practice for Beauty Treatment, Health Department Victoria, May 1990.

Standards of Practice for Tattooing, Health Department Victoria, May 1990.

Standards of Practice for Electrolysis, Health Department Victoria, May 1990.

Standards of Practice for Acupuncture, Health Department Victoria, May 1990.

Water Purification Standards for Public Swimming Pools and Spa Pools, Health Department Victoria, 1990.

Lifts and Cranes Act 1967—No. 93.

Racing Act 1958—No. 99.

State Electricity Commission Act 1958—No. 86.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of amendments to planning schemes and Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

7 **CONSUMER AFFAIRS (RESALE OF TICKETS) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The President said—

Honourable Members will recall that when this Bill was last before the House I flagged the possibility that it offended against Standing Order No. 99.

I invited Honourable Members who wished to do so to make submissions on the matter. I have received indications from the Minister and other party Leaders that they do not desire to make submissions and I therefore propose to proceed forthwith to a ruling.

Standing Order No. 99 provides:

“No question shall be proposed in the Council which is the same in substance as any question which, during the same Session, has been resolved in the affirmative or negative.”

Because of common misconceptions, I need first to clarify the meaning of “the session”. I know that in common parlance one speaks of the “Spring session” and the “Autumn session”, whereas strictly they should be called the “Spring sittings” or the “Autumn sittings” unless the session is terminated by a prorogation of Parliament and a new session is opened by the Governor or, indeed, Her Majesty the Queen. That has not occurred and the session which is now current is the same Parliamentary session as existed in the Spring sitting last year.

In the Spring sittings this House rejected the Prices Bill. One of the provisions of that Bill—indeed a major provision—dealt with scalping. During the course of the Minister’s second reading speech on this Bill, it appeared to me that what he was proposing was somewhat similar to the measure defeated in the last Spring sittings and I therefore raised the issue. I have since examined the two Bills and find that the principle of both is in fact identical. If any Honourable Member desires me to illustrate that by comparing provisions, I am perfectly willing to do so but the provisions are identical.

The Clerk went further and did a detailed analysis which showed that not only are the principles identical but also the clauses and sub-clauses are identical, although appearing in different order, except in two respects. Two minor inconsequential sub-clauses which appeared in the Prices Bill are not repeated in this Bill, and one reference to “sale” in the Prices Bill is corrected to “resale” in this Bill.

Apart from that, not only are the principles the same but also the wording itself is the same, the offences created are the same, and the penalties for them are the same.

It thus appears to me quite clear that when the House dealt with the Prices Bill it rejected what is contained in this Bill. What is now being proposed is a review of that question by the House and that is not in accordance with Standing Order No. 99.

To make doubly sure, the Clerk consulted with Parliamentary Counsel and the view of Parliamentary Counsel was identical with the view I have expressed and which the Clerk formed.

Honourable Members may recall also that I invited the Minister to obtain legal advice and I am informed by him that his legal advice concurs with what I am now ruling. Thus the Council is not competent to deal with this Bill unless Standing Order No. 99 is suspended in relation to the measure.

Order of the Day accordingly dropped off Notice Paper.

8 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 11 inclusive, be postponed until later this day.

9 **MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 **FOOD (VALIDATION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 11 **NATIONAL PARKS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time.

Debate resumed—

The Honourable J. McLean moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have agreed to the amendments made by the Council to the Victoria University of Technology Bill.

Acquainting the Council that they have agreed to the following Bills without amendment:

Health Services (Amendment) Bill

Control of Weapons Bill

Mental Health (General Amendment) Bill

Drugs, Poisons and Controlled Substances (Amendment) Bill

Melbourne College of Divinity (Amendment) Bill.

- 13 **VICTORIA UNIVERSITY OF TECHNOLOGY COUNCIL**—The President announced the receipt of—

(a) a letter from the Minister for Education requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend three Members for appointment to the Victoria University of Technology Council;

(b) a Message from the Assembly acquainting the Council that they had agreed to meet the Council for this purpose and proposing that the place and time of the Joint Sitting be the Assembly Chamber on Wednesday, 30 May 1990 at 6.00 p.m., and desiring the concurrence of the Council.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable D. R. White moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend three Members for appointment to the Victoria University of Technology Council and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 30 May 1990 at 6.00 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 14 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 11.00 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.51 p.m., adjourned until tomorrow at 11.00 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 68—Wednesday, 30 May 1990

1 The President took the Chair and read the Prayer.

2 **BUSINESS OF THE HOUSE**—The Honourable D. R. White moved, That so much of the Sessional Orders be suspended as would prevent new business being taken after 10.00 p.m. during the sitting of the Council this day.

Question—put and resolved in the affirmative.

3 **PAPERS**—

STATE CONSERVATION STRATEGY—The Honourable B. T. Pullen moved, by leave, That there be laid before this House a copy of the State Conservation Strategy, May 1990.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable B. T. Pullen and ordered to lie on the Table.

The Honourable M. A. Birrell moved, That the paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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LEGAL AND CONSTITUTIONAL COMMITTEE—PRIVACY—The Honourable Joan Coxedge presented a Report from the Legal and Constitutional Committee upon Privacy and Breach of Confidence, together with Appendices and Minutes of Evidence.

Ordered, after debate, to lie on the Table and the Report and Appendices to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—WASTE MANAGEMENT—The Honourable R. Lawson presented a Report from the Natural Resources and Environment Committee upon Waste Management in the Greater Melbourne Area, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

SOCIAL DEVELOPMENT COMMITTEE—MENTAL DISTURBANCE AND COMMUNITY SAFETY—The Honourable L. Kokocinski presented an Interim Report from the Social Development Committee upon Mental Disturbance and Community Safety, together with Appendices.

Ordered, after debate, to lie on the Table and to be printed.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Members of Parliament (Register of Interests) Act 1978—Summary of variations notified to 25 May 1990.

Parliamentary Committees Act 1968—Minister's response to recommendations in Legal and Constitutional Committee's report upon Freedom of Information in Victoria.

Police Service Board—

Determinations Nos. 524 to 526.

Determination No. 18 for Police Recruits.

Determinations Nos. 20 to 22 for Protective Services Officers.

State Employees Retirement Benefits Fund—Actuarial Investigation as at 30 June 1988.

* * * *

The Honourable Haddon Storey moved, That the Reports tabled by the Honourables R. Lawson and L. Kokocinski and the Clerk, with the exception of the Determinations of the Police Service Board, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 10 inclusive, be postponed until later this day.

5 AGE DISCRIMINATION—The Honourable Haddon Storey moved, That this House supports the principle of legislation outlawing discrimination on the ground of age and abolishing compulsory retirement on the ground of age.

Debate ensued.

The Honourable M. A. Lyster moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

6 BUSINESS POSTPONED—Ordered—That the consideration of the remaining General Business and Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

7 COURTS (CHILDREN'S AND MAGISTRATES') BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 8 **LAND CONSERVATION (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 9 **RENEWABLE ENERGY AUTHORITY VICTORIA BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 10 **ASSENT TO ACT**—The Honourable D. R. White presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments:

Victoria University of Technology Act.

- 11 **PAPER—CITY OF MELBOURNE**—The Honourable M. A. Lyster moved, by leave, That there be laid before this House a copy of a Review of allegations concerning certain matters at the City of Melbourne, together with Notes on the alleged infringements of the pecuniary interest provisions by Councillor Meldrum.

Question—put and resolved in the affirmative.

The said Papers were thereupon presented by the Honourable M. A. Lyster and ordered to lie on the Table.

The Honourable M. A. Lyster made a Ministerial statement in relation to the tabling of the Papers.

The Honourable M. A. Birrell moved, by leave, That the Report and Ministerial statement be taken into consideration forthwith.

Question—put and resolved in the affirmative.

The Honourable M. A. Birrell moved, That the Council take note of the Report and Ministerial statement.

The Honourable W. R. Baxter (for the Honourable R. M. Hallam) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 13 inclusive, be postponed until later this day.

- 13 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 14 **JOINT SITTING**—The President announced that the time had arrived for the Joint Sitting with the Assembly to recommend three Members for appointment to the Council of the Victoria University of Technology.

Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—

The President reported that at the Joint Sitting, the Honourable Robert Clive Fordham, M.P.; Mr Thomas Carter Reynolds, M.P.; and Mr Peter Ross-Edwards, A.M., M.P. were chosen to be recommended for appointment.

- 15 **PRIVATE AGENTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 16 **ROOMING HOUSES BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 17 **FOOD (VALIDATION) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the Bill without amendment.

- 18 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report.

Ordered—That the Bill be read a third time later this day.

- 19 **LAND CONSERVATION (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 20 **POLICE REGULATION (FURTHER AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 21 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL**—This Bill was, according to Order, read a third time.

The Honourable M. A. Lyster moved, That the following consequential amendment be made in the Bill:

Clause 2, line 9, omit "25" and insert "23".

Question—put and resolved in the affirmative.

Bill passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 22 **CRIMES (UNSWORN STATEMENTS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. Sgro having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

And then the Council, at 11.17 p.m., adjourned until tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 69—Thursday, 31 May 1990

1 The President took the Chair and read the Prayer.

2 **PRESIDENT'S STATEMENT—RULINGS IN DEBATE**—The President made a Statement on rulings in debate.

The Honourable W. A. Landeryou moved, That the Statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

3 **BUSINESS OF THE HOUSE**—The Honourable D. R. White moved, That so much of the Sessional Orders be suspended as would prevent new business being taken after 10.00 p.m. during the sitting of the Council this day.

Question—put and resolved in the affirmative.

4 **PAPERS**—

BLF CUSTODIAN—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of Report No. 11 dated 31 May 1990 given to Mr President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

* * * *

HOUSE COMMITTEE—The Honourable W. R. Baxter moved, by leave, That there be laid before this House a copy of a Report of the House Committee upon Parliament House.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable W. R. Baxter and ordered to lie on the Table.

* * * *

LEGAL AND CONSTITUTIONAL COMMITTEE—INTERPRETATION OF LEGISLATION ACT 1984—The Honourable D. M. Evans presented the Fifth Report from the Legal and Constitutional Committee upon the operation of section 32 of the *Interpretation of Legislation Act 1984* concerning Food Standards Regulations 1987 (S.R. No. 252/1987), together with Appendices and an Extract from the Proceedings of the Committee.

Ordered to lie on the Table and to be printed.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Law Reform Commission—Supplementary Report on Public Drunkenness, No. 32.

Ombudsman—Report for the year 1988–89 (including the Report of the Deputy Ombudsman).

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Health (Amendment) Act 1990—15 May 1990 (*Gazette* No. G. 18, 9 May 1990).

Health (General Amendment) Act 1988—Sections 20, 25, 28, 31, 43, 48 and 49—15 May 1990 (*Gazette* No. G. 18, 9 May 1990).

Local Government (Amendment) Act 1990—Sections 3 to 5, 7 to 22, 24 to 30, 32 to 36 and 43—8 May 1990 (*Gazette* No. S. 20, 8 May 1990).

Local Government (Consequential Provisions) Act 1989—Section 6A—8 May 1990 (*Gazette* No. S. 20, 8 May 1990).

Road Safety (Amendment) Act 1990—Sections 1 to 3, 11 to 13, 15 (4), (5) and (7) to (10), 17, 18 and 20—8 May 1990 (*Gazette* No. S. 20, 8 May 1990).

* * * *

The Honourable Haddon Storey moved, That the Reports tabled by the Honourables B. W. Mier, W. R. Baxter and D. M. Evans and the Clerk, with the exception of Proclamations, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

6 **ROOMING HOUSES BILL**—The Order of the Day having been read for the consideration of the amendments made by the Legislative Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 4, line 38, after this line insert—

“(4) This Act does not apply if—

(a) before the commencement of this Act, the Tribunal has made a determination that a residential tenancy agreement exists between a rooming house owner and a resident; and

(b) section 6 (4) (g) of the *Residential Tenancies Act* 1980 does not apply.

(5) The *Residential Tenancies Act* 1980 applies to an agreement under sub-section (4).”

2. Clause 38, page 18, line 2, omit “form in the Schedule” and insert “prescribed form”.

3. Clause 41, page 20, lines 23 to 30, omit all words on these lines and insert—

“(9) If the Tribunal is satisfied that the rooming house owner was not entitled to take the action which resulted in the resident vacating the rooming house, the Tribunal may make an order either—

(a) requiring the rooming house owner to permit the resident to resume residency in the room which he or she previously occupied; or

(b) requiring the rooming house owner to pay to the resident compensation of an amount specified in the order—

or both.”.

4. Schedule, omit the schedule.

On the motion of the Honourable B. T. Pullen, and after debate, the amendments made by the Assembly were agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

7 **VOCATIONAL EDUCATION AND TRAINING BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole

number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 8 **QUARANTINE OFFICERS (TRANSFER) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 9 **FOOTSCRAY LAND (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 **SHOP TRADING (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration forthwith.

Accordingly, the said amendments were read and are as follows:

1. Clause 5, lines 16 and 17, omit “If any person has been convicted of repeated offences against a particular provision of this Act,”.
2. Clause 5, lines 21 and 22, omit all words and expressions on these lines and insert—
 “grant an order restraining a person from engaging in conduct that constitutes or would constitute a contravention of a provision of Part 2, if the Court is satisfied that that person has wilfully and repeatedly engaged in conduct of that kind.”.

On the motion of the Honourable B. W. Mier, and after debate, the Council agreed to the amendments made by the Assembly and ordered that a Message be sent to the Assembly acquainting them therewith.

- 12 **DEAKIN UNIVERSITY (WARRNAMBOOL) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.

- 15 **HEALTH SERVICES (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Marie Tehan) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Pursuant to the Order of the Council of 11 April 1990 the debate was adjourned until the first sitting day in August 1990.

- 16 **AUDIT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council and have disagreed with the remaining amendments made by the Council in the Bill.

Ordered—That the Message be taken into consideration later this day.

- 17 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Law Reform Commission—Report on Access to the Law—The Structure and Format of Legislation, No. 33.

Parliamentary Committees Act 1968—Minister's response to recommendations in Legal and Constitutional Committee's report on the Law Relating to Charitable Trusts.

State Training Board—Minister's report of 30 May 1990 of failure of Board to submit an annual report to her and the reasons therefor.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 18 **NATIONAL PARKS (FURTHER AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time, the Honourable K. I. M. Wright having requested that his dissent be recorded, and committed to a Committee of the whole.

House in Committee.

And having continued to sit until after 12 midnight—

FRIDAY, 1 JUNE 1990

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted.

The Honourable D. R. White moved, That the Bill be now read a third time.

Debate ensued.

Question—put.

The Council divided.

AYES, 29

The Hon. G. B. Ashman
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 Joan Cocksedge
 G. R. Craige
 G. R. Crawford
 J. V. C. Guest
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 R. I. Knowles (*Teller*)
 L. Kokocinski
 R. Lawson
 M. A. Lyster
 J. McLean
 R. Macey
 B. W. Mier
 J. G. Miles
 G. A. Sgro
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 T. C. Theophanous (*Teller*)
 C. F. Van Buren
 D. R. White

NOES, 6

The Hon. W. R. Baxter
 R. A. Best
 D. M. Evans (*Teller*)
 P. R. Hall (*Teller*)
 R. M. Hallam
 K. I. M. Wright

And so it was resolved in the affirmative.

Bill passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

19 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Courts (Children's and Magistrates') Bill
 Building, Co-operative Housing and Friendly Societies (Amendment) Bill
 Private Agents (Amendment) Bill
 Vocational Education and Training Bill
 Renewable Energy Authority Victoria Bill
 Classification of Films and Publications Bill (No. 2)
 Police Regulation (Further Amendment) Bill
 Land Conservation (Amendment) Bill.

Acquainting the Council that they have agreed to the Crimes (Unsworn Statements) Bill without amendment.

20 AUDIT (AMENDMENT) BILL—The Order of the Day having been read for the consideration of the Message from the Assembly relating to the amendments made by the Council in this Bill (*see item 16 ante*).

The amendments remaining for consideration by the Council were read and are as follows:

<i>Amendments made by the Legislative Council</i>	<i>How dealt with by the Legislative Assembly</i>
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*	*	*	*
Amendment No. 8—			<i>Disagreed with.</i>

Clause 6, page 3, lines 19 to 21, omit proposed sub-section (5) and insert—

“() The Auditor-General must cause the report to be transmitted to the Legislative Council and the Legislative Assembly within 7 sitting days of the Legislative Council or the Legislative Assembly, as the case may be.”.

*	*	*	*
Amendment No. 10—			<i>Disagreed with.</i>

Clause 7, page 4, lines 32 and 33, omit proposed sub-section (9) and insert—

“() The Auditor-General must cause the report to be transmitted to the Legislative Council and the Legislative Assembly within 7 sitting days of the Legislative Council or the Legislative Assembly, as the case may be.”.

On the motion of the Honourable D. R. White, and after debate, the Council did not insist on amendment Nos. 8 and 10 with which the Assembly had disagreed and ordered that a Message be sent to the Assembly acquainting them accordingly.

21 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 1.38 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

A. V. BRAY
Clerk of the Legislative Council

Notice Paper No. 69

Tuesday, 28 August 1990

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 6 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 6 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. G.R. Craige).*
- 2 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- 3 HEALTH SERVICES (FURTHER AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 4 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 5 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.B. Ashman).*
- 6 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 7 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
 - 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
 - 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
 - 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
 - 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
 - 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
 - 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
 - 9 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (Hon. B.A. Chamberlain) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (Hon. D.M. Evans) - Resumption of debate (Hon. C.F. Van Buren).

- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 9 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 12 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 13 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 14 **COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1988-89** - To be considered.
- 15 **EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1988-89** - To be considered.
- 16 **METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1988-89** - To be considered.
- 17 **RAID ON MR. B. JACOBS' DINGO FARM - OMBUDSMAN'S REPORT OF INVESTIGATION, MAY 1990** - To be considered.
- 18 **STATE SUPERANNUATION BOARD REPORT, 1988-89** - To be considered.
- 19 **STATE SUPERANNUATION FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988** - To be considered.
- 20 **STATE CONSERVATION STRATEGY, MAY 1990** - To be considered.

- 21 PRIVACY AND BREACH OF CONFIDENCE - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- 22 WASTE MANAGEMENT IN GREATER MELBOURNE AREA - NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT - To be considered.
- 23 MENTAL DISTURBANCE AND COMMUNITY SAFETY - SOCIAL DEVELOPMENT COMMITTEE'S INTERIM REPORT - To be considered.
- 24 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS TO 25 MAY 1990 - To be considered.
- 25 FREEDOM OF INFORMATION IN VICTORIA - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- 26 STATE EMPLOYEES RETIREMENT BENEFITS FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.
- 27 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).
- 28 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- * 29 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- * 30 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 MAY 1990 - To be considered.
- * 31 PARLIAMENT HOUSE - HOUSE COMMITTEE'S REPORT - To be considered.
- * 32 INTERPRETATION OF LEGISLATION ACT 1984 - SECTION 32 - LEGAL AND CONSTITUTIONAL COMMITTEE'S FIFTH REPORT - To be considered.
- * 33 PUBLIC DRUNKENNESS - LAW REFORM COMMISSION'S SUPPLEMENTARY REPORT - To be considered.
- * 34 OMBUDSMAN'S REPORT, 1988-89 - To be considered.
- * 35 ACCESS TO THE LAW - LAW REFORM COMMISSION'S REPORT - To be considered.
- * 36 LAW RELATING TO CHARITABLE TRUSTS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- * 37 STATE TRAINING BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR - To be considered.

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables, J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

Notice Paper No. 70 Wednesday, 29 August 1990

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Crimes (Fingerprinting) Regulations 1989 (S.R. No. 395/1989) be disallowed. [*Notice given 22 May 1990; 5 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Pathology Services Accreditation (General) Regulations 1990 (S.R. No. 30/1990) be disallowed. [*Notice given 22 May 1990; 5 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act* 1958 is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 9 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered

- 9 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
- 10 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - Resumption of debate. (*Hon. D.R. White*).
- 11 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - Resumption of debate. (*Hon. D.E. Henshaw*).
- 12 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - Resumption of debate. (*Hon. M.A. Lyster*).
- 13 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - Resumption of debate. (*Hon. R.I. Knowles*).
- 14 COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1988-89 - To be considered.
- 15 EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 16 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 17 RAID ON MR. B. JACOBS' DINGO FARM - OMBUDSMAN'S REPORT OF INVESTIGATION, MAY 1990 - To be considered.
- 18 STATE SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 19 STATE SUPERANNUATION FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.
- 20 STATE CONSERVATION STRATEGY, MAY 1990 - To be considered.
- 21 PRIVACY AND BREACH OF CONFIDENCE - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- 22 WASTE MANAGEMENT IN GREATER MELBOURNE AREA - NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT - To be considered.
- 23 MENTAL DISTURBANCE AND COMMUNITY SAFETY - SOCIAL DEVELOPMENT COMMITTEE'S INTERIM REPORT - To be considered.
- 24 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS TO 25 MAY 1990 - To be considered.
- 25 FREEDOM OF INFORMATION IN VICTORIA - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- 26 STATE EMPLOYEES RETIREMENT BENEFITS FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.
- 27 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - Resumption of debate. (*Hon. M.A. Lyster*).
- 28 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - Resumption of debate. (*Hon. R.M. Hallam*).

- 29 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 30 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 MAY 1990 - To be considered.
- 31 PARLIAMENT HOUSE - HOUSE COMMITTEE'S REPORT - To be considered.
- 32 INTERPRETATION OF LEGISLATION ACT 1984 - SECTION 32 - LEGAL AND CONSTITUTIONAL COMMITTEE'S FIFTH REPORT - To be considered.
- 33 PUBLIC DRUNKENNESS - LAW REFORM COMMISSION'S SUPPLEMENTARY REPORT - To be considered.
- 34 OMBUDSMAN'S REPORT, 1988-89 - To be considered.
- 35 ACCESS TO THE LAW - LAW REFORM COMMISSION'S REPORT - To be considered.
- 36 LAW RELATING TO CHARITABLE TRUSTS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- 37 STATE TRAINING BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. G.R. Craige).
- 2 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 3 HEALTH SERVICES (FURTHER AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 4 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 5 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).
- 6 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 7 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. Haddon Storey).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 70 and 71

No. 70—Tuesday, 28 August 1990

1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 3.00 p.m. as the time of meeting.

2 The President took the Chair and read the Prayer.

3 **THE LATE HONOURABLE JOHN WILLIAM GALBALLY, C.B.E., Q.C.**—The Honourable D. R. White moved, That this House expresses its sincere sorrow at the death, on 8 July 1990, of the Honourable John William Galbally, C.B.E., Q.C., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Melbourne North Province from 1949 to 1979, and as Minister of Electrical Undertakings from 1952 to 1955, Minister of Forests from 1952 to 1954 and Minister of Labour and Industry from 1954 to 1955.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

4 **THE LATE HONOURABLE ARTHUR ROBERT MANSELL, C.B.E.**—The Honourable D. R. White moved, That this House expresses its sincere sorrow at the death, on 26 July 1990, of the Honourable Arthur Robert Mansell, C.B.E., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the North Western Province from 1952 to 1973.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

5 **ADJOURNMENT**—The Honourable D. R. White moved, That as a further mark of respect to the memory of the late Honourables John William Galbally, C.B.E., Q.C., and Arthur Robert Mansell, C.B.E., the House do now adjourn.

Question—put and resolved in the affirmative.

And then the Council, at 4.55 p.m., adjourned till tomorrow.

A. V. BRAY

Clerk of the Legislative Council

No. 71—Wednesday, 29 August 1990

1 The President took the Chair and read the Prayer.

2 **ASSENT TO ACTS**—The Honourable D. R. White presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by

the Clerk of the Parliaments or the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments:

On 5 June 1990—

Monash University (Chisholm and Gippsland) Act
Melbourne College of Divinity (Amendment) Act
Control of Weapons Act
Drugs, Poisons and Controlled Substances (Amendment) Act
Food (Validation) Act
Quarantine Officers (Transfer) Act
Deakin University (Warrnambool) Act
Shop Trading (Amendment) Act
Co-operative Housing Societies (Guarantees) Act.

On 13 June 1990—

Health Services (Amendment) Act
Mental Health (General Amendment) Act
Rooming Houses Act
Courts (Children's and Magistrates') Act
Crimes (Unsworn Statements) Act
Building, Co-operative Housing and Friendly Societies (Amendment) Act
Private Agents (Amendment) Act
Footscray Land (Amendment) Act
House Contracts Guarantee (Further Amendment) Act
Renewable Energy Authority Victoria Act
Land Conservation (Amendment) Act
Police Regulation (Further Amendment) Act
National Parks (Further Amendment) Act
Audit (Amendment) Act.

On 19 June 1990—

Vocational Education and Training Act
Classification of Films and Publications Act.

- 3 **LAND (IOOF) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to revoke the permanent reservation and Crown Grant of certain land at Melbourne, to repeal the ‘Oddfellows Hall (Melbourne) Land Act 1930’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 4 **PETROL PRICING—QUESTION WITHOUT NOTICE**—The Honourable B. W. Mier having given an answer to a question without notice relating to petrol pricing—
 The Honourable Haddon Storey moved, That the Minister's answer be taken into consideration on the next day of meeting.
 Question—put and resolved in the affirmative.

- 5 **SUSPENSION OF STANDING ORDERS—QUESTIONS**—The Honourable D. R. White moved, by leave, That so much of the Standing Orders as require answers to questions on notice to be delivered verbally in the House be suspended for the sitting of the Council this day.

Question—put and resolved in the affirmative.

6 PAPERS—

BUDGET PAPERS, 1990–91—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the following 1990–91 Budget documents:

- (a) Budget Speech (Budget Paper No. 1);
- (b) Budget Strategy and Review (Budget Paper No. 2);
- (c) The Consolidated Fund (Budget Paper No. 3);
- (d) Budget Revenues (Budget Paper No. 4);
- (e) Program Budget Outlays (Budget Paper No. 5);
- (f) Supplementary Budget Information (Budget Paper No. 6); and
- (g) Social Justice and the Budget (Budget Paper No. 7).

Question—put and resolved in the affirmative.

The said Papers were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable D. R. White moved, by leave, That the Papers be taken into consideration later this day.

Question—put and resolved in the affirmative.

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ACCIDENT COMPENSATION COMMISSION—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of the Auditor-General's Report in relation to the financial statements of the Accident Compensation Commission for the March Quarter 1990.

Question—put and resolved in the affirmative.

The said Paper was thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Border Groundwaters Agreement Review Committee—Report for the year 1988–89.

Chiropodists Registration Board—Report and financial statement for the year 1989.

Chiropractors and Osteopaths Registration Board—Report and financial statements for the year 1989.

Dried Fruits Board—Report and financial statements for the year 1989.

Education Act 1958—Teachers Registration Board (Amendment) Regulations 1990.

Groundwater Investigation Program—Report for the year 1988–89.

Industrial Relations Act 1979—Report of the President of the Industrial Relations Commission on the operation of the Act for the year ended 31 October 1989.

Latrobe Regional Commission Act 1983—Latrobe Regional Strategy Plan, April 1990.

Parliamentary Officers Act 1975—Statements of appointments, alterations of classifications and of persons temporarily employed in the Parliamentary departments for the year 1989–90 (ten papers).

Physiotherapists Registration Board—Report for the year 1989.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Alberton Planning Scheme—Amendment R1.
- Altona Planning Scheme—Amendment L9.
- Ballaarat (City) Planning Scheme—Amendments L12 and L14.
- Ballarat (Shire) Planning Scheme—Amendment L4.
- Bass Planning Scheme—Amendment L15 Part 1B.
- Bendigo Planning Scheme—Amendments L8, L12, L13 and L19.
- Berwick Planning Scheme—Amendments L17, L18 Part 1 and L21.
- Bulla Planning Scheme—Amendments L14, L24 to L26 and L37.
- Buln Buln Planning Scheme—Amendments L5 and L8 Part 1.
- Camberwell Planning Scheme—Amendments L9 and L13.
- Camperdown Planning Scheme—Amendment L3.
- Coburg Planning Scheme—Amendments L6 and L8.
- Cranbourne Planning Scheme—Amendments L27, L28 Part 1 and R49.
- Deakin Planning Scheme—Amendments L7 and L8.
- Diamond Valley Planning Scheme—Amendments L2 and L6.
- Doncaster and Templestowe Planning Scheme—Amendments L13, L19 and L24.
- Eaglehawk Planning Scheme—Amendment L9.
- Eltham Planning Scheme—Amendment L6 Part 1.
- Flinders Planning Scheme—Amendments L33, L51 and L67.
- Frankston Planning Scheme—Amendments L9, L10, L13 and RL106.
- Geelong Regional Planning Scheme—Amendments L36, R18 Part 3B, R29 Part 2, R43 Part 1, R45 Part 1, RL12 and RL38 Part 1.
- Hastings Planning Scheme—Amendments L7 Part 2 and L13 Part 1.
- Hawthorn Planning Scheme—Amendment L 13.
- Healesville Planning Scheme—Amendments L13 Part 1A and L32.
- Heidelberg Planning Scheme—Amendments L8 and L19.
- Horsham Planning Scheme—Amendment L23.
- Huntly Planning Scheme—Amendment L9.
- Keilor Planning Scheme—Amendment RL104.
- Kew Planning Scheme—Amendments L6 and L7.
- Kilmore Planning Scheme—Amendments L26A and L43.
- Knox Planning Scheme—Amendments L11, L15 and L18 Part 1.
- Korumburra Planning Scheme—Amendment L13.
- Lillydale Planning Scheme—Amendments L44, L51, L55 and L60.
- Malvern Planning Scheme—Amendment L1.
- Marong Planning Scheme—Amendment L20.
- Melbourne Planning Scheme—Amendments L27, L49 and RL116.
- Melton Planning Scheme—Amendment L7.
- Metropolitan Region Planning Schemes—Amendments R91, R96, RL130 and RL132.
- Mildura (City) Planning Scheme—Amendments L7, L16 and L21.
- Mirboo Planning Scheme—Amendment R1.
- Moe Planning Scheme—Amendments L14 Part B and R1.
- Moorabbin Planning Scheme—Amendment L8.
- Mornington Planning Scheme—Amendments L19 and L24.
- Morwell Planning Scheme—Amendment R1.
- Myrtleford Planning Scheme—Amendment L19.
- Narracan Planning Scheme—Amendments L15, L16 and R1.
- Northcote Planning Scheme—Amendment L8.
- Oakleigh Planning Scheme—Amendments L3 and L9.
- Orbost Planning Scheme—Amendment L15.
- Otway Planning Scheme—Amendment L10.
- Pakenham Planning Scheme—Amendments L19, L28 and L31.

Planning and Environment Act 1987—*continued*

- Phillip Island Planning Scheme—Amendment L11 Part B1.
- Portland (City) Planning Scheme—Amendments L12, L14 to L16, L19 and L20.
- Pyalong Planning Scheme—Amendment L7.
- Ripon Planning Scheme—Amendment L6.
- Rosedale Planning Scheme—Amendment R1.
- Sale Planning Scheme—Amendments L12 and R1.
- Sandringham Planning Scheme—Amendment L2.
- Seymour Planning Scheme—Amendment L21.
- Shepparton (City) Planning Scheme—Amendment L25.
- Sherbrooke Planning Scheme—Amendment L24.
- South Gippsland Planning Scheme—Amendments L19 and R1.
- South Melbourne Planning Scheme—Amendments L12 and L15.
- Springvale Planning Scheme—Amendment L4.
- Stawell (Shire) Planning Scheme—Amendment L16.
- Stawell (Town) Planning Scheme—Amendment L14.
- Strathfieldsaye Planning Scheme—Amendments L4 and L6.
- Sunshine Planning Scheme—Amendment L11.
- Swan Hill (Shire) Planning Scheme—Amendments L4 and L5.
- Tambo Planning Scheme—Amendment L25.
- Traralgon (City) Planning Scheme—Amendments L27 and R1.
- Traralgon (Shire) Planning Scheme—Amendments L32, L34 and R1.
- Warrnambool (Shire) Planning Scheme—Amendment L4.
- Whittlesea Planning Scheme—Amendments L19 and L22.
- Wimmera Planning Scheme—Amendment L2.
- Wodonga Planning Scheme—Amendment L7.
- Woorayl Planning Scheme—Amendments L7 and L24.
- Yackandandah Planning Scheme—Amendment L1.
- Yallourn Works Area Planning Scheme—Amendment R1.
- Yarrawonga Planning Scheme—Amendment L7.

Police Service Board—

- Determinations Nos. 527 and 528.
- Determination No. 23 for Protective Services Officers.

Statutory Rules under the following Acts of Parliament:

Accident Compensation Act 1985—

- No. 126; and
- No. 149, together with a copy of Group III, Parts 4.1 to 4.5, 4.12, 7.1, and Tables 2, 5 and 6 of Appendix E (as amended by PSD Nos. 6 and 9) of the Public Service Determinations 1985 which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table.

Alpine Resorts Act 1983—Nos. 103 to 105, 127 and 188.

Animal Preparations Act 1987—No. 136.

Annual Reporting Act 1983—

- No. 144, together with a copy of AAS 12—Statement of Sources and Application of Funds Standard, Australian Society of Accountants and The Institute of Chartered Accountants in Australia which by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table; and

Statutory Rules—*continued*

No. 145, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

Australian Society of Accountants and The Institute of Chartered Accountants in Australia—Statements of Australian Accounting Standards—

AAS 1—Profit and Loss or other Operating Statements.

AAS 2—Measurement and Presentation of Inventories in the Context of the Historical Cost System.

AAS 3—Accounting for Income Tax (Tax-effect Accounting).

AAS 4—Depreciation of Non-Current Assets.

AAS 7—Accounting for the Extractive Industries.

AAS 15—Disclosure of Operating Revenue.

Audit Act 1958—No. 189.

Bees Act 1971—No. 137.

Boilers and Pressure Vessels Act 1970—Nos. 206 and 207.

Building Control Act 1981—Nos. 133 and 134.

Chiropodists Act 1968—Nos. 142 and 205.

Chiropractors and Osteopaths Act 1978—No. 185.

Conservation, Forests and Lands Act 1987—No. 183.

Construction Industry Long Service Leave Act 1983—No. 208.

Co-operation Act 1981—No. 192.

Country Fire Authority Act 1958—Nos. 115, 143 and 180.

County Court Act 1958—

Nos. 106 and 129;

No. 130, together with a copy of Group III, Parts 4.1 to 4.5 and Tables 2 and 5 of Appendix E of the Public Service Determinations 1985 which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table; and

No. 191.

Crimes Act 1958—No. 138.

Discharged Servicemen's Preference Act 1943—No. 209.

Drugs, Poisons and Controlled Substances Act 1981—No. 141.

Evidence Act 1958—No. 172.

Fisheries Act 1968—Nos. 101, 182 and 193.

Forests Act 1958—No. 155.

Grain Elevators Act 1958—No. 150.

Health Act 1958—Nos. 184, 186 and 210.

Health Services Act 1988—

No. 120, together with a copy of the Medicare Benefits Schedule Book (as amended), Department of Community Services and Health, 1 August 1988 which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table; and

No. 159.

Hospitals Superannuation Act 1988—No. 128.

Industrial Relations Act 1979—No. 211.

Intellectually Disabled Persons' Services Act 1986—No. 117.

Lifts and Cranes Act 1967—No. 212.

Lotteries Gaming and Betting Act 1966—No. 160.

Magistrates' Court Act 1989—

Nos. 148 and 168;

No. 170, together with a copy of the Commonwealth Taxation Administration Act 1953 which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table; and

Statutory Rules—*continued*

Nos. 171 and 203.

Magistrates' Courts Act 1971—No. 147.

Marine Act 1988—Nos. 121 and 151.

Martial Arts Control Act 1986—No. 176.

Medical Practitioners Act 1970—No. 195.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 107 to 113, 118 and 125.

Metropolitan Fire Brigades Act 1958—No. 181.

Metropolitan Fire Brigades Superannuation Act 1976—No. 190.

Motor Car Traders Act 1986—No. 194.

Optometrists Registration Act 1958—No. 202.

Pay-roll Tax Act 1971—No. 198.

Penalties and Sentences Act 1985—Magistrates' Court Act 1989—No. 169.

Pharmacists Act 1974—No. 196.

Post-Secondary Education Act 1978—Nos. 139, 140, 157 and 158.

Private Agents Act 1966—No. 215.

Professional Boxing Control Act 1985—No. 174.

Public Authorities Marks Act 1958—No. 119.

Public Service Act 1974—

Nos. 135, 187 and 201; and PSD Nos. 10 to 23;

PSD No. 24, together with a copy of the Victorian Building Industry Agreement, 1989–92 which, by section 32 of the *Interpretation of Legislation Act* 1984, is also required to be laid upon the Table; and

PSD No. 25.

Racing Act 1958—Nos. 116 and 161 to 167.

Reference Areas Act 1978—No. 156.

Road Safety Act 1986—Nos. 122, 152 and 173.

Scaffolding Act 1971—No. 213.

Sport and Recreation Act 1972—No. 175.

State Bank Act 1988—No. 100.

State Electricity Commission Act 1958—No. 146, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act* 1984, are also required to be laid upon the Table:

DR 89220:R—Performance of Household Electrical Appliances—Clothes Washing Machines (Draft Australian Standard).

AS 3163—1985—Approval and Test Specification—Electric Washing Machines for Household Use (as amended).

AS 2442—1981—Performance of Household Electrical Appliances—Rotary Clothes Dryers.

AS 1284.1—1985—Electricity Meters—Part 1—General Purpose Watthour Meters.

AS 1284, Part 2—1973—Electricity Meters—Portable Alternating Current Rotating Standard Watthour Meters.

Order in Council declaring certain Electrical Appliances to be proclaimed Electrical Appliances (*Gazette* No. G1, 3 January 1990).

State Superannuation Act 1988—No. 177.

Supreme Court Act 1986—Nos. 124, 131, 132, 153 and 154.

Teaching Service Act 1981—Nos. 178 and 179.

Transport Act 1983—No. 197.

Transport Accident Act 1986—No. 123.

Water Act 1989—Nos. 199, 200 and 204.

Weights and Measures Act 1958—No. 114.

Wildlife Act 1975—No. 102.

Youth Affairs Act 1986—No. 214.

Tobacco Leaf Marketing Board—Report and financial statements for the year ended 31 March 1990.

Western Metropolitan Market Trust—Report and financial statements for the year ended 30 September 1989.

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council or Administrator fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Agriculture Acts (General Amendment) Act 1989—Section 17—17 July 1990 (*Gazette* No. G23, 13 June 1990).

Building, Co-operative Housing and Friendly Societies (Amendment) Act 1990—Sections 7 and 8—4 July 1990 (*Gazette* No. G26, 4 July 1990).

Crimes (Blood Samples) Act 1989—Sections 1 to 6, 9 and 10—1 June 1990 (*Gazette* No. G21, 30 May 1990); section 7—1 September 1990 (*Gazette* No. G29, 25 July 1990).

Deakin University (Warrnambool) Act 1990—Sections 5 to 15 and Part 3—1 August 1990 (*Gazette* No. G30, 1 August 1990).

Fire Authorities Act 1989—Sections 18, 24, 26 (1), (8) and (9), 31, 37, 44 (1) and 49—3 July 1990 (*Gazette* No. S31, 3 July 1990); section 52—31 July 1990 (*Gazette* No. S38, 31 July 1990).

Fisheries (Amendment) Act 1989—Section 7—1 June 1990 (*Gazette* No. G21, 30 May 1990).

Land Conservation (Amendment) Act 1990—27 June 1990 (*Gazette* No. G25, 27 June 1990).

Local Government Act 1989—Section 101—1 March 1991; sections 97, 100, 102 to 110 and Schedule 7—1 October 1991; Parts 6 to 8 and sections 207, 221, 229, 230 and Schedule 9—1 October 1992; (*Gazette* No. G26, 4 July 1990).

Magistrates' Court Act 1989—Parts 1, 2 (except sections 16 (4) and (5)), 3, 4 (except section 52), 5 to 7, 8 (except section 141 (3)) and Schedules 1 to 8—1 September 1990 (*Gazette* No. G29, 25 July 1990).

Magistrates' Court (Consequential Amendments) Act 1989—Sections 1 to 3, 5 and Schedule—1 September 1990 (*Gazette* No. G29, 25 July 1990).

Medical Treatment (Enduring Power of Attorney) Act 1990—6 August 1990 (*Gazette* No. G30, 1 August 1990).

Murray Valley Citrus Marketing Act 1989—Section 12—6 June 1990 (*Gazette* No. G22, 6 June 1990); sections 1 to 11, 13 to 62 and 64 to 93—1 July 1990; section 63—1 September 1990 (*Gazette* No. G25, 27 June 1990).

Petroleum (Submerged Lands) (Amendment) Act 1990—1 July 1990 (*Gazette* No. G24, 20 June 1990).

Renewable Energy Authority Victoria Act 1990—1 July 1990 (*Gazette* No. G25, 27 June 1990).

Road Safety (Amendment) Act 1990—Section 6—1 July 1990 (*Gazette* No. G25, 27 June 1990); sections 5 and 10—1 August 1990 (*Gazette* No. G29, 25 July 1990).

Shop Trading (Amendment) Act 1990—20 June 1990 (*Gazette* No. G24, 20 June 1990).

Victoria University of Technology Act 1990—Parts 1 to 7, sections 60, 69 (1), 70 and 71 (1)—1 July 1990 (*Gazette* No. G24, 20 June 1990).

* * * *

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

7 STATE BANK GROUP AND TRICONTINENTAL LIMITED—The Honourable M. A. Birrell moved, by leave—That this House—

- (a) rejects and condemns the Government's proposal to establish an inadequate and limited inquiry into the management of Tricontinental Limited; and
- (b) insists that a full and proper Royal Commission with broad terms of reference be immediately established to inquire into all issues surrounding the losses of the State Bank Group.

Debate ensued.

The Honourable R. M. Hallam moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

8 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 4.29 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

Notice Paper No. 71

Tuesday, 4 September 1990

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 LAND (IOOF) BILL - *(from Assembly - Hon. B.T. Pullen)* - Second reading.
- * 2 BUDGET PAPERS, 1990-91 - To be considered.
- 3 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - *(Hon. C.J. Hogg)* - Second reading - *Resumption of debate. (Hon. G.R. Craige).*
- 4 FAIR TRADING (AMENDMENT) BILL - *(Hon. B.W. Mier)* - Second reading - *Resumption of debate. (Hon. G.P. Connard).*
- 5 HEALTH SERVICES (FURTHER AMENDMENT) BILL - *(Hon. C.J. Hogg)* - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 6 PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL - *(Hon. C.J. Hogg)* - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 7 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - *(from Assembly - Hon. B.W. Mier)* - Second reading - *Resumption of debate. (Hon. G.B. Ashman).*
- 8 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - *(from Assembly - Hon. M.A. Lyster)* - Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 9 GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL - *(from Assembly - Hon. B.W. Mier)* - Second reading - *Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by

voluntary contribution and other relevant matters in establishing an equitable rent.

- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. HADDON STOREY** - To move, That this House regrets that the answer given by the Minister for the Arts to a question without notice asked by the Honourable M. A. Birrell on 10 October 1989 in relation to the funding of the Melbourne Spoleto Festival 1989 was inaccurate and misleading and calls upon the Minister to acknowledge that the State Government made payments directly to the Festival over and above the amounts payable under the Arts Development Fund.
- 7 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 8 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 9 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.
- * 10 **THE HON. M.A. BIRRELL** - To move, That -
- (a) Unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages; and
- (b) This Order shall have effect until 31 December 1990.
- * 11 **THE HON. R.M. HALLAM** - To move, That, with effect from 5 September 1990, there be laid before this House a copy of each report required to be presented to the Legislative Assembly by the Auditor-General pursuant to the *Audit Act* 1958 and forwarded by him to the Assembly for presentation to that House.
- * 12 **THE HON. M.A. BIRRELL** - To move, That he have leave to bring in a Bill to amend the *Building Societies Act* 1986 and for other purposes.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **PRIVILEGES COMMITTEE** - Motion for appointment - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. Evan Walker*).
- 7 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 8 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 9 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 10 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 11 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 12 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for reneging on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 13 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 14 **COAL MINE WORKERS' PENSIONS TRIBUNAL (VICTORIA) ACCOUNTS, 1988-89** - To be considered.
- 15 **EMERGENCY SERVICES SUPERANNUATION BOARD REPORT, 1988-89** - To be considered.
- 16 **METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1988-89** - To be considered.

- 17 RAID ON MR. B. JACOBS' DINGO FARM - OMBUDSMAN'S REPORT OF INVESTIGATION, MAY 1990 - To be considered.
- 18 STATE SUPERANNUATION BOARD REPORT, 1988-89 - To be considered.
- 19 STATE SUPERANNUATION FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.
- 20 STATE CONSERVATION STRATEGY, MAY 1990 - To be considered.
- 21 PRIVACY AND BREACH OF CONFIDENCE - LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT - To be considered.
- 22 WASTE MANAGEMENT IN GREATER MELBOURNE AREA - NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT - To be considered.
- 23 MENTAL DISTURBANCE AND COMMUNITY SAFETY - SOCIAL DEVELOPMENT COMMITTEE'S INTERIM REPORT - To be considered.
- 24 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF VARIATIONS TO 25 MAY 1990 - To be considered.
- 25 FREEDOM OF INFORMATION IN VICTORIA - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- 26 STATE EMPLOYEES RETIREMENT BENEFITS FUND ACTUARIAL INVESTIGATION, 30 JUNE 1988 - To be considered.
- 27 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 28 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 29 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 30 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 MAY 1990 - To be considered.
- 31 PARLIAMENT HOUSE - HOUSE COMMITTEE'S REPORT - To be considered.
- 32 INTERPRETATION OF LEGISLATION ACT 1984 - SECTION 32 - LEGAL AND CONSTITUTIONAL COMMITTEE'S FIFTH REPORT - To be considered.
- 33 PUBLIC DRUNKENNESS - LAW REFORM COMMISSION'S SUPPLEMENTARY REPORT - To be considered.
- 34 OMBUDSMAN'S REPORT, 1988-89 - To be considered.
- 35 ACCESS TO THE LAW - LAW REFORM COMMISSION'S REPORT - To be considered.
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- 37 STATE TRAINING BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR - To be considered.
- * 38 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- * 39 ACCIDENT COMPENSATION COMMISSION - AUDITOR -GENERAL'S REPORT ON FINANCIAL STATEMENTS, MARCH QUARTER 1990 - To be considered.

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- *40 BORDER GROUNDWATERS AGREEMENT REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
 - *41 CHIROPODISTS REGISTRATION BOARD REPORT, 1989 - To be considered.
 - *42 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1989 - To be considered.
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 - *46 LATROBE REGIONAL STRATEGY PLAN, APRIL 1990 - To be considered.
 - *47 PARLIAMENTARY OFFICERS ACT 1975 - STATEMENTS, 1989-90 - To be considered.
 - *48 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1989 - To be considered.
 - *49 TOBACCO LEAF MARKETING BOARD REPORT, 31 MARCH 1990 - To be considered.
 - *50 WESTERN METROPOLITAN MARKET TRUST REPORT, 30 SEPTEMBER 1989 - To be considered.
 - *51 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon M.A. Birrell*) - *Resumption of debate (Hon. R.M. Hallam)*.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

- ECONOMIC AND BUDGET REVIEW (JOINT)** - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.
- HOUSE (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.
- LEGAL AND CONSTITUTIONAL (JOINT)** - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.
- LIBRARY (JOINT)** - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.
- NATURAL RESOURCES AND ENVIRONMENT (JOINT)** - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.
- PRINTING** - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.
- PRINTING (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.
- PUBLIC BODIES REVIEW (JOINT)** - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.
- SOCIAL DEVELOPMENT (JOINT)** - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.
- STANDING ORDERS** - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
Wednesday - 2.00 p.m.
Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
Wednesday - General business.
Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

Mr President takes the Chair at 10.30 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
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ORDERS OF THE DAY

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- 28 OMBUDSMAN'S REPORT, 1988-89 - To be considered.
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- 30 LAW RELATING TO CHARITABLE TRUSTS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.

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- * 46 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 AUGUST 1990 - To be considered.
- * 47 DANDENONG VALLEY AUTHORITY REPORT, 30 SEPTEMBER 1990 - To be considered.
- * 48 SUBORDINATE LEGISLATION ACT 1962 - GUIDELINES ON PREPARATION AND CONTENT OF STATUTORY RULES, 1 OCTOBER 1990 - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 EVIDENCE (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - Second reading.
- 2 AGRICULTURAL INDUSTRY DEVELOPMENT BILL - (*from Assembly - Hon. M.A. Lyster*) - To be committed.
- 3 BUDGET PAPERS, 1990-91 - Motion to take note of papers - (*Hon. D.R. White*) - *Resumption of debate. (Hon. R.M. Hallam).*

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- * 4 **BREAD INDUSTRY (REPEAL) BILL** - (from Assembly - Hon. B.W. Mier) -
Second reading - Resumption of debate. (Hon. G.B. Ashman).
 - * 5 **FARM PRODUCE WHOLESALE BILL** - (from Assembly - Hon. M.A. Lyster) -
Second reading - Resumption of debate. (Hon. R.S. de Fegely).
 - * 6 **MARGARINE (REPEAL) BILL** - (from Assembly - Hon. M.A. Lyster) - Second
reading - Resumption of debate. (Hon. R.S. de Fegely).
 - 7 **FAIR TRADING (AMENDMENT) BILL** - (Hon. B.W. Mier) - Second reading -
Resumption of debate. (Hon. G.P. Connard).
 - 8 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** -
(from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate.
(Hon. G.B. Ashman).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

- ECONOMIC AND BUDGET REVIEW (JOINT)** - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.
- HOUSE (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.
- LEGAL AND CONSTITUTIONAL (JOINT)** - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.
- LIBRARY (JOINT)** - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.
- NATURAL RESOURCES AND ENVIRONMENT (JOINT)** - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.
- PRINTING** - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.
- PRINTING (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.
- PUBLIC BODIES REVIEW (JOINT)** - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.
- SOCIAL DEVELOPMENT (JOINT)** - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.
- STANDING ORDERS** - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 72 and 73

No. 72—Tuesday, 4 September 1990

- 1 The President took the Chair and read the Prayer.
- 2 **BREAD INDUSTRY (REPEAL) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to repeal the 'Bread Industry Act 1959' and Division 2 of Part VII of the 'Labour and Industry Act 1958', to amend section 79A of the 'Weights and Measures Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. W. Mier, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **FARM PRODUCE WHOLESALE BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to re-enact with amendments provisions relating to the wholesale marketing of fruit and vegetables, cut flowers, beeswax and honey; to repeal the 'Farm Produce Merchants and Commission Agents Act 1965'; to amend the 'Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977'; and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **MARGARINE (REPEAL) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the repeal of the 'Margarine Act 1975' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **ANSWERS TO QUESTIONS ON NOTICE**—

The Honourable D. R. White having given an explanation as to the failure to provide answers to questions Nos. 354 and 397—

The Honourable M. A. Birrell moved, That the Council take note of the Minister's explanation.

Question—put and resolved in the affirmative.

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The Honourable B. W. Mier having given an explanation as to the failure to provide answers to questions Nos. 450, 451 and 453—

The Honourable K. M. Smith moved, That the Council take note of the Minister's explanation.

Question—put and resolved in the affirmative.

6 PETITIONS—

PEARCEDALE/LANGWARRIN GAS SUPPLY—The Honourable K. M. Smith presented a Petition from certain citizens of Victoria praying that mains gas be provided for the residents of the Pearcedale/Langwarrin area to replace the present use of bottled gas.

Ordered to lie on the Table.

* * * *

OTWAY STATE FORESTS—The Honourable R. A. Mackenzie presented a Petition from certain citizens of Victoria praying that the Otway State Forests be managed primarily for water supplies and tourism.

Ordered to lie on the Table.

- 7 **EVIDENCE (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable M. A. Lyster, leave was given to bring in a Bill “to amend the *Evidence Act 1958*, to repeal the *Evidence (Neighbourhood Mediation Centres) Act 1987* and for other purposes”, and the said Bill was read a first time and ordered to be printed, and to be read a second time on the next day of meeting.

8 PAPERS—

BLF CUSTODIAN—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of Report No. 12 dated 31 August 1990 given to Mr President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

The Honourable R. I. Knowles moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dandenong Valley Authority—Report and statement of accounts for the year ended 30 September 1989.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Bulla Planning Scheme—Amendment L17.
- French Island Planning Scheme—Amendment L2.
- Flinders Planning Scheme—Amendment L68.
- Geelong Regional Planning Scheme—Amendment R34 Part 3.
- Kilmore Planning Scheme—Amendment L29.
- Knox Planning Scheme—Amendment L21.
- Melbourne Planning Scheme—Amendments L29 and L44.
- Ringwood Planning Scheme—Amendment L4.
- Sherbrooke Planning Scheme—Amendment L17 Part 1.
- Swan Hill (Shire) Planning Scheme—Amendment L3.
- Werribee Planning Scheme—Amendment L16.

Statutory Rules under the following Acts of Parliament:

- Administrative Appeals Tribunal Act 1984—Planning Appeals Act 1980—
- Planning and Environment Act 1987—No. 216.
- Dental Technicians Act 1972—No. 221.

Statutory Rules—*continued*

Dentists Act 1972—No. 220.

Health Act 1958—No. 218.

Health Services Act 1988—No. 222.

Lotteries Gaming and Betting Act 1966—No. 224.

Medical Practitioners Act 1970—No. 217.

Physiotherapists Act 1978—No. 219.

Public Service Act 1974—PSD Nos. 26 and 27.

Racing Act 1958—Nos. 223 and 225 to 230.

Subordinate Legislation Act 1962—Guidelines with respect to the preparation and content of Statutory Rules, 1 October 1990.

The Honourable R. I. Knowles moved, That the Report and Guidelines tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **LAND (IOOF) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

Debate ensued.

And the President having ruled the Bill to be a Private Bill—

The Honourable B. T. Pullen moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 **BREAD INDUSTRY (REPEAL) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable G. B. Ashman moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 **FARM PRODUCE WHOLESALE BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable R. S. de Fegely) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 **MARGARINE (REPEAL) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. S. de Fegely moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 14 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of

the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 15 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

- 16 **HEALTH SERVICES (FURTHER AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 17 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 18 **PATHOLOGY SERVICES ACCREDITATION (AMENDMENT) BILL—ORDER DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable C. J. Hogg moved, That this Order of the Day be discharged and that the Bill be withdrawn.

Question—put and resolved in the affirmative.

- 19 **BUDGET PAPERS, 1990-91**—The Order of the Day having been read for the consideration of these Papers, the Honourable D. R. White moved, That the Council take note of the Budget Papers, 1990-91.

The Honourable R. M. Hallam moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 20 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.

21 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL—ORDER DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable B. W. Mier moved, That this Order of the Day be discharged and that the Bill be withdrawn.

Question—put and resolved in the affirmative.

22 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

23 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.30 p.m., adjourned until tomorrow at 10.30 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 73—Wednesday, 5 September 1990

1 The President took the Chair and read the Prayer.

2 **FISHERIES (SHARK FISHERY) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Fisheries Act 1968' to further regulate the Victorian shark fishery and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

3 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 10 inclusive, be postponed until later this day.

4 **BUILDING SOCIETIES (AMENDMENT) BILL**—On the motion of the Honourable M. A. Birrell, leave was given to bring in a Bill to amend the *Building Societies Act 1986* and for other purposes, and the said Bill was read a first time and ordered to be printed, and, by leave, to be read a second time forthwith.

Accordingly, the Honourable M. A. Birrell moved, That this Bill be now read a second time.

The Honourable D. E. Henshaw moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

5 **ADJOURNMENT OF BILLS**—The Honourable M. A. Birrell moved, That—

(a) unless otherwise ordered, where a Bill is introduced by a Minister or is received from the Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages; and

(b) this Order shall have effect until 31 December 1990.

Debate ensued.

Question—put and resolved in the affirmative.

6 **AUDITOR-GENERAL'S REPORTS**—The Honourable R. M. Hallam moved, That, with effect from 5 September 1990, there be laid before this House a copy of each report required to be presented to the Legislative Assembly by the Auditor-General pursuant to the *Audit Act* 1958 and forwarded by him to the Assembly for presentation to that House.

Debate ensued.

Question—put and resolved in the affirmative.

7 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.

8 **PRIVILEGES COMMITTEE**—The Order of the Day having been read for the resumption of the debate on the question, That a Select Committee on Privileges be appointed (for motion see Item No. 11).

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

9 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until later this day.

10 **EVIDENCE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier (for the Honourable M. A. Lyster) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 18 September 1990.

11 **PRIVILEGES COMMITTEE**—The Order of the Day having been read for the resumption of the debate on the question—That—

(a) a Select Committee of five members be appointed to inquire into and report upon complaints of breach of privilege referred to it by the Council, and that the Committee have power to send for persons, papers and records, three to be the quorum;

(b) the Honourables W. R. Baxter, M. A. Birrell and Haddon Storey be members of the Committee, and that the remaining two members be nominated by the Leader of the Government, such nominations to be submitted to Mr President no later than 1 December 1989; and

(c) the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and practice of the House, shall have effect notwithstanding anything contained in those Standing Orders.

Debate resumed.

The Honourable Haddon Storey moved, as an amendment, That paragraph (b) be omitted with the view of inserting in place thereof—

“(b) two members of the Committee be nominated by the Leader of the Government, two members be nominated by the Leader of the Opposition and one member be nominated by the Leader of the National Party, such nominations to be submitted to Mr President no later than 19 September 1990;”.

Debate ensued.

Question—That the amendment be agreed to—put and resolved in the affirmative.

Question—That—

(a) a Select Committee of five members be appointed to inquire into and report upon complaints of breach of privilege referred to it by the Council, and that the Committee have power to send for persons, papers and records, three to be the quorum;

(b) two members of the Committee be nominated by the Leader of the Government, two members be nominated by the Leader of the Opposition and one member be nominated by the Leader of the National Party, such nominations to be submitted to Mr President no later than 19 September 1990; and

(c) the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and practice of the House, shall have effect notwithstanding anything contained in those Standing Orders—

put and resolved in the affirmative.

12 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

13 **BREAD INDUSTRY (REPEAL) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows: “*An Act to repeal the ‘Bread Industry Act 1959’, to amend Division 2 of Part VII of the ‘Labour and Industry Act 1958’, to amend section 79A of the ‘Weights and Measures Act 1958’ and for other purposes*” the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

14 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.
- 16 **MARGARINE (REPEAL) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows: "*An Act to provide for the repeal of section 7 of the 'Margarine Act 1975' and for other purposes*" the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 17 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday, 18 September 1990.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.18 p.m., adjourned until Tuesday, 18 September 1990.

A. V. BRAY
Clerk of the Legislative Council

Notice Paper No. 73 Tuesday, 18 September 1990

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 FISHERIES (SHARK FISHERY) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading.
- 2 BUDGET PAPERS, 1990-91 - Motion to take note of papers - (Hon. D.R. White) - Resumption of debate. (Hon. R.M. Hallam).
- 3 FARM PRODUCE WHOLESALE BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 4 EVIDENCE (AMENDMENT) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 5 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).
- 6 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential

*Indicates new entry.

location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. K.M. SMITH** - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorist contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT OF STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).

- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 MAY 1990 - To be considered.
- 17 PARLIAMENT HOUSE - HOUSE COMMITTEE'S REPORT - To be considered.
- 18 INTERPRETATION OF LEGISLATION ACT 1984 - SECTION 32 - LEGAL AND CONSTITUTIONAL COMMITTEE'S FIFTH REPORT - To be considered.
- 19 PUBLIC DRUNKENNESS - LAW REFORM COMMISSION'S SUPPLEMENTARY REPORT - To be considered.
- 20 OMBUDSMAN'S REPORT, 1988-89 - To be considered.
- 21 ACCESS TO THE LAW - LAW REFORM COMMISSION'S REPORT - To be considered.
- 22 LAW RELATING TO CHARITABLE TRUSTS - MINISTER'S RESPONSE TO LEGAL AND CONSTITUTIONAL COMMITTEE'S RECOMMENDATIONS - To be considered.
- 23 STATE TRAINING BOARD - MINISTER'S REPORT OF FAILURE OF BOARD TO SUBMIT ANNUAL REPORT AND REASONS THEREFOR - To be considered.
- 24 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 25 ACCIDENT COMPENSATION COMMISSION - AUDITOR-GENERAL'S REPORT ON FINANCIAL STATEMENTS, MARCH QUARTER 1990 - To be considered.
- 26 BORDER GROUNDWATERS AGREEMENT REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
- 27 CHIROPODISTS REGISTRATION BOARD REPORT, 1989 - To be considered.
- 28 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1989 - To be considered.
- 29 DRIED FRUITS BOARD REPORT, 1989 - To be considered.

- 30 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1988-89 - To be considered.
- 31 INDUSTRIAL RELATIONS ACT 1979 - INDUSTRIAL RELATIONS COMMISSION PRESIDENT'S REPORT, 31 OCTOBER 1989 - To be considered.
- 32 LATROBE REGIONAL STRATEGY PLAN, APRIL 1990 - To be considered.
- 33 PARLIAMENTARY OFFICERS ACT 1975 - STATEMENTS, 1989-90 - To be considered.
- 34 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1989 - To be considered.
- 35 TOBACCO LEAF MARKETING BOARD REPORT, 31 MARCH 1990 - To be considered.
- 36 WESTERN METROPOLITAN MARKET TRUST REPORT, 30 SEPTEMBER 1989 - To be considered.
- 37 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon M.A. Birrell*) - *Resumption of debate. (Hon. R.M. Hallam).*
- 38 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 AUGUST 1990 - To be considered.
- 39 DANDENONG VALLEY AUTHORITY REPORT, 30 SEPTEMBER 1989 - To be considered.
- 40 SUBORDINATE LEGISLATION ACT 1962 - GUIDELINES ON PREPARATION AND CONTENT OF STATUTORY RULES, 1 OCTOBER 1990 - To be considered.
- * 41 BUILDING SOCIETIES (AMENDMENT) BILL - (*Hon. M.A. Birrell*) - Second reading - *Resumption of debate. (Hon. D.E. Henshaw).*

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

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*ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 74

Wednesday, 19 September 1990

Mr President takes the Chair at 10.30 a.m

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. R.A. MACKENZIE - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 THE HON. R.M. HALLAM - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 THE HON. K.M. SMITH - To move, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large

businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.

- * 9 **THE HON. M.A. BIRRELL** - To move, That this House supports the concept of establishing a casino in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
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- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).

- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
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- 22 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1988-89 - To be considered.
- 23 INDUSTRIAL RELATIONS ACT 1979 - INDUSTRIAL RELATIONS COMMISSION PRESIDENT'S REPORT, 31 OCTOBER 1989 - To be considered.
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- 27 TOBACCO LEAF MARKETING BOARD REPORT, 31 MARCH 1990 - To be considered.
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- 29 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 30 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 AUGUST 1990 - To be considered.
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- 33 BUILDING SOCIETIES (AMENDMENT) BILL - (Hon. M.A. Birrell) - Second reading - Resumption of debate. (Hon. D.E. Henshaw).
- *34 EMERALD TOURIST RAILWAY BOARD REPORT, 1988-89 - To be considered.
- *35 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE - CHROMOSOMAL NORMALITY OF CLEAVAGE-STAGE

EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JUNE 1990 AND RELATED MINISTERIAL STATEMENT - To be considered.

- * 36 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.**
- * 37 **SWAN HILL PIONEER SETTLEMENT AUTHORITY REPORTS, 1987-88 and 1988-89 - To be considered.**
- * 38 **YOUTH PAROLE BOARD REPORT, 1987-88 - To be considered.**

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 **MAGISTRATES' COURT (AMENDMENT) BILL - (Hon. M.A. Lyster) - Second reading.**
- 2 **FISHERIES (SHARK FISHERY) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).**
- 3 **BUDGET PAPERS, 1990-91 - Motion to take note of papers - (Hon. D.R. White) - Resumption of debate. (Hon. P.R. Hall).**
- 4 **FARM PRODUCE WHOLESALE BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).**
- 5 **EVIDENCE (AMENDMENT) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).**
- 6 **FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).**
- 7 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.B. Ashman).**

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

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Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
Wednesday - General business.
Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 74 and 75

No. 74—Tuesday, 18 September 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
 - On 11 September 1990—
Land (IOOF) Act.
 - On 18 September 1990—
Agricultural Industry Development Act.
- 3 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.
- 4 **PETITION—LAND TAX**—The Honourable Rosemary Varty presented a Petition from certain citizens of Victoria praying that the Government proceed with the 1990 Land Tax Bill, recast the land tax scale to limit tax increases to less than C.P.I. and introduce a principal residence exemption.
Ordered to lie on the Table.
- 5 **MAGISTRATES' COURT (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable M. A. Lyster, leave was given to bring in a Bill to amend the *Magistrates' Court Act* 1989 with respect to the time limits applicable to, and the legal representation of informants in, committal proceedings and with respect to the procedure on arrest and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 6 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Emerald Tourist Railway Board*—Report and financial statements for the year 1988–89.
 - Infertility (Medical Procedures) Act* 1984—Report of Standing Review and Advisory Committee of Approved Experimental Procedure—Chromosomal Normality of Cleavage-Stage Embryos derived from Oocytes which have delayed Pronuclear Formation, June 1990.
 - Parliamentary Contributory Superannuation Fund*—Report and financial statements for the year 1988–89.
 - Planning and Environment Act* 1987—Notices of Approval of the following amendments to planning schemes:
 - Bacchus Marsh Planning Scheme*—Amendment L17.
 - Bairnsdale (Shire) Planning Scheme*—Amendment L6.
 - Ballarat (Shire) Planning Scheme*—Amendment L8.
 - Bulla Planning Scheme*—Amendment L36.
 - Buln Buln Planning Scheme*—Amendment L8 Part 2.
 - Coburg Planning Scheme*—Amendment L9.

Planning and Environment Act 1987—*continued*

- Cranbourne Planning Scheme—Amendment L31.
- Dandenong Planning Scheme—Amendment L7.
- Deakin Planning Scheme—Amendment L15.
- Echuca Planning Scheme—Amendment L5.
- Essendon Planning Scheme—Amendment L10.
- Fitzroy Planning Scheme—Amendment L3.
- Geelong Regional Planning Scheme—Amendments R40 Part 1 and R48.
- Hastings Planning Scheme—Amendment L40.
- Heidelberg Planning Scheme—Amendments L11 and L13.
- Kilmore Planning Scheme—Amendment L39.
- Knox Planning Scheme—Amendment L9 Part 2.
- Lillydale Planning Scheme—Amendments L29 and L62.
- Orbost Planning Scheme—Amendment L13.
- Romsey Planning Scheme—Amendment L12.
- Swan Hill (Shire) Planning Scheme—Amendment L7.
- Traralgon (City) Planning Scheme—Amendment L33.
- Whittlesea Planning Scheme—Amendment L21.
- Woorayl Planning Scheme—Amendment L22.

Statutory Rules under the following Acts of Parliament:

- Barley Marketing Act 1958—No. 235.
- Dried Fruits Act 1958—No. 234.
- Fisheries Act 1968—No. 238.
- Health Act 1958—No. 240.
- Magistrates' Court Act 1989—No. 244.
- Nurses Act 1958—No. 242.
- Pharmacists Act 1974—No. 239.
- Professional Boxing Control Act 1985—No. 241.
- Road Safety Act 1986—Nos. 231 and 233.
- Second-Hand Dealers and Pawnbrokers Act 1989—No. 243.
- Supreme Court Act 1986—Nos. 232 and 249.
- Wheat Marketing Act 1989—No. 236.
- Wildlife Act 1975—No. 237.

Swan Hill Pioneer Settlement Authority—Report and financial statements for the years 1987–88 and 1988–89 (two papers).

Youth Parole Board—Report for the year 1987–88.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 7 **MINISTERIAL STATEMENT—EMBRYO EXPERIMENTATION**—The Honourable C. J. Hogg made a Ministerial Statement in relation to the Report of the Standing Review and Advisory Committee on an Approved Experimental Procedure entitled Chromosomal Normality of Cleavage-Stage Embryos derived from Oocytes which have delayed Pronuclear Formation.

The Honourable Marie Tehan moved, That the Statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 8 **FISHERIES (SHARK FISHERY) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 **BUDGET PAPERS, 1990-91**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1990-91—

Debate resumed.

The Honourable P. R. Hall moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.19 p.m., adjourned until tomorrow at 10.30 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 75—Wednesday, 19 September 1990

- 1 The President took the Chair and read the Prayer.
- 2 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion and Orders of the Day, General Business, Nos. 1 to 32 inclusive, be postponed until later this day.
- 3 **BUILDING SOCIETIES (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

[*The Honourables R. M. Hallam, D. E. Henshaw, R. S. Ives and R. A. Mackenzie each declared a pecuniary interest and withdrew from the Council Chamber.*]

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

The Council divided.

AYES, 20

The Hon. G. B. Ashman
W. R. Baxter
R. A. Best
M. A. Birrell
G. P. Connard
G. H. Cox
G. R. Craige (*Teller*)
R. S. de Fegely (*Teller*)
J. V. C. Guest
P. R. Hall
R. I. Knowles
R. Lawson
R. Macey
J. G. Miles
B. A. E. Skeggs

NOES, 13

The Hon. Joan Coxsedge
G. R. Crawford
B. E. Davidson
C. J. Hogg
C. J. Kennedy
M. A. Lyster
J. McLean (*Teller*)
B. W. Mier
B. T. Pullen
G. A. Sgro (*Teller*)
T. C. Theophanous
C. F. Van Buren
D. R. White

K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

And so it was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 4 **BUSINESS POLICIES OF GOVERNMENT**—The Honourable K. M. Smith moved, That this House condemns the State Government for the pursuit of anti-business and high-tax policies that have caused widespread close-downs and bankruptcies of small and large businesses, leading to increases in unemployment, business re-establishing interstate and a general lack of incentive for new enterprises to be established in Victoria.

The Honourable G. B. Ashman moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 5 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until later this day.

- 6 **MAGISTRATES' COURT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 7 **ADJOURNMENT**—The Honourable M. A. Lyster moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable M. A. Lyster moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.45 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 75

Tuesday, 25 September 1990

Mr President takes the Chair at 3.00 p.m.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 BUDGET PAPERS, 1990-91 - Motion to take note of papers - (*Hon. D.R. White*) - Resumption of debate. (*Hon. P.R. Hall*).
- 2 EVIDENCE (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - Second reading - Resumption of debate. (*Hon. Haddon Storey*).
- 3 MAGISTRATES' COURT (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - Second reading - Resumption of debate. (*Hon. Haddon Storey*).
- 4 FISHERIES (SHARK FISHERY) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - Resumption of debate. (*Hon. M.A. Birrell*).
- 5 FARM PRODUCE WHOLESALE BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - Resumption of debate. (*Hon. R.S. de Fegely*).
- 6 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - Resumption of debate. (*Hon. G.P. Connard*).
- 7 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading - Resumption of debate. (*Hon. G.B. Ashman*).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by

voluntary contribution and other relevant matters in establishing an equitable rent.

- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. M.A. BIRRELL** - To move, That this House supports the concept of establishing a casino in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).

- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (Hon. R.M. Hallam) - Resumption of debate. (Hon. D.R. White).
- 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (Hon. D.M. Evans) - Resumption of debate. (Hon. D.E. Henshaw).
- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (Hon. G.R. Craige) - Resumption of debate. (Hon. M.A. Lyster).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (Hon. R.A. Mackenzie) - Second reading - Resumption of debate. (Hon. R.I. Knowles).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 ACCIDENT COMPENSATION COMMISSION - AUDITOR-GENERAL'S REPORT ON FINANCIAL STATEMENTS, MARCH QUARTER 1990 - To be considered.
- 18 BORDER GROUNDWATERS AGREEMENT REVIEW COMMITTEE REPORT, 1988-89 - To be considered.
- 19 CHIROPODISTS REGISTRATION BOARD REPORT, 1989 - To be considered.
- 20 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1989 - To be considered.
- 21 DRIED FRUITS BOARD REPORT, 1989 - To be considered.
- 22 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1988-89 - To be considered.
- 23 INDUSTRIAL RELATIONS ACT 1979 - INDUSTRIAL RELATIONS COMMISSION PRESIDENT'S REPORT, 31 OCTOBER 1989 - To be considered.
- 24 LATROBE REGIONAL STRATEGY PLAN, APRIL 1990 - To be considered.
- 25 PARLIAMENTARY OFFICERS ACT 1975 - STATEMENTS, 1989-90 - To be considered.
- 26 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1989 - To be considered.
- 27 TOBACCO LEAF MARKETING BOARD REPORT, 31 MARCH 1990 - To be considered.
- 28 WESTERN METROPOLITAN MARKET TRUST REPORT, 30 SEPTEMBER 1989 - To be considered.
- 29 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).

- 30 BLF (DE-RECOGNITION) ACT 1985 - CUSTODIAN'S REPORT, 31 AUGUST 1990 - To be considered.
- 31 DANDENONG VALLEY AUTHORITY REPORT, 30 SEPTEMBER 1989 - To be considered.
- 32 SUBORDINATE LEGISLATION ACT 1962 - GUIDELINES ON PREPARATION AND CONTENT OF STATUTORY RULES, 1 OCTOBER 1990 - To be considered.
- 33 EMERALD TOURIST RAILWAY BOARD REPORT, 1988-89 - To be considered.
- 34 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE - CHROMOSOMAL NORMALITY OF CLEAVAGE-STAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JUNE 1990 AND RELATED MINISTERIAL STATEMENT - To be considered.
- 35 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 36 SWAN HILL PIONEER SETTLEMENT AUTHORITY REPORTS, 1987-88 and 1988-89 - To be considered.
- 37 YOUTH PAROLE BOARD REPORT, 1987-88 - To be considered.
- *38 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (Hon. K.M. Smith) - Resumption of debate. (Hon. G.B. Ashman).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long and G.A. Sgro.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

***PRIVILEGES** - The Honourables B.A. Chamberlain, D. M. Evans and R.I. Knowles.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 76

Wednesday, 26 September 1990

Mr President takes the Chair at 10.30 a.m.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. M.A. BIRRELL** - To move, That this House supports the concept of establishing a casino in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
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- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 **PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.

- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
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- 23 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 24 SWAN HILL PIONEER SETTLEMENT AUTHORITY REPORTS, 1987-88 and 1988-89 - To be considered.
- 25 YOUTH PAROLE BOARD REPORT, 1987-88 - To be considered.
- 26 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- * 27 WEST MOORABOOL WATER BOARD REPORT, 1988-89 - To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 BUDGET PAPERS, 1990-91 - Motion to take note of papers - (*Hon. D.R. White*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 2 FISHERIES (SHARK FISHERY) BILL - (*from Assembly* - *Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. M.A. Birrell*).
- 3 FARM PRODUCE WHOLESALE BILL - (*from Assembly* - *Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R.S. de Fegely*).
- 4 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).
- 5 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL - (*from Assembly* - *Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.B. Ashman*).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

* Indicates new entry.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

*TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

* * * *

COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Thephanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

*PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

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 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 76 and 77

No. 76—Tuesday, 25 September 1990

- 1 The President took the Chair and read the Prayer.
- 2 **PETITION—RADIOTHERAPY UNIT, BALLARAT**—The Honourable B. A. Chamberlain presented a Petition from certain citizens of Victoria praying that a radiotherapy unit be established at Ballarat.

Ordered to lie on the Table.

- 3 **TEMPORARY CHAIRMAN OF COMMITTEES**—The President laid upon the Table the following Warrant nominating a Temporary Chairman of Committees:

LEGISLATIVE COUNCIL

VICTORIA

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160,
I do hereby nominate—

The Honourable Evan Walker

to act as a Temporary Chairman of Committees whenever requested to do so by the
Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this twenty-fifth day of September, One thousand nine hundred and
ninety.

A. J. HUNT

President of the Legislative Council

- 4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions
of several Acts of Parliament, were laid upon the Table by the Clerk:

Planning and Environment Act 1987—Notices of Approval of the following
amendments to planning schemes:

- Berwick Planning Scheme—Amendment L16.
- Bulla Planning Scheme—Amendment L29.
- Cranbourne Planning Scheme—Amendment L38.
- Croydon Planning Scheme—Amendments L6 and L18.
- Doncaster and Templestowe Planning Scheme—Amendment L17.
- Dunmunkle Planning Scheme—Amendment L6 Part 1.
- Flinders Planning Scheme—Amendment L43.
- Footscray Planning Scheme—Amendment L11.
- Geelong Regional Planning Scheme—Amendment R49 Part 1.
- Hastings Planning Scheme—Amendment L7 Part 1.
- Mildura (City) Planning Scheme—Amendment L10.
- Sale Planning Scheme—Amendment L14.
- Seymour Planning Scheme—Amendment L23.
- Werribee Planning Scheme—Amendment L15.

Statutory Rules under the following Acts of Parliament:

- Abattoir and Meat Inspection Act 1973—No. 245.
- Penalties and Sentences Act 1985—No. 246.

Statutory Rules—*continued*

Post-Secondary Education Act 1978—No. 247.

Supreme Court Act 1986—No. 248.

West Moorabool Water Board—Report and statement of accounts for the year 1988-89.

The Honourable Haddon Storey moved, That the Report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 BUDGET PAPERS, 1990-91—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1990-91—

Debate resumed.

The Honourable R. A. Mackenzie moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 6 BUSINESS POSTPONED—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 7 MAGISTRATES' COURT (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 8 EVIDENCE (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 9 BUDGET PAPERS, 1990-91—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1990-91—

Debate resumed.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.48 p.m., adjourned until tomorrow at 10.30 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 77—Wednesday, 26 September 1990

- 1 The President took the Chair and read the Prayer.
- 2 **CONSUMER AFFAIRS (RESALE OF TICKETS) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act relating to the resale of tickets, to amend the 'Consumer Affairs Act 1972' and for other purposes*" and desiring the concurrence of the Council therein.

The President said—

Before calling upon the Minister, I have to say that I have examined the Bill; it is identical to a Bill which was ruled inadmissible in May of this year. The grounds for that ruling were that it raised the same question as was raised by the Prices Bill dealt with by this House in the Spring sittings of 1989. As there has been no prorogation of Parliament, the Spring sittings of 1989 and the current sittings form part of the one session.

In view of the ruling last May it is, therefore, not competent for the Legislative Council to deal with this measure unless Standing Order No. 99, which relates to the same question rule, is suspended in relation to the measure now before the House.

- 3 **PRIVILEGES COMMITTEE**—The President announced that, in accordance with the Resolution of the Council of 5 September 1990, he had received from the Leader of the Government, the Secretary, Parliamentary Liberal Party (on behalf of the Leader of the Opposition), and the Leader of the National Party, letters in which the Honourables B. A. Chamberlain, D. M. Evans, R. I. Knowles, W. A. Landeryou and Evan Walker were nominated as Members of the Privileges Committee.

4 PAPERS—

ECONOMIC AND BUDGET REVIEW COMMITTEE—AUTHORITIES' DEBT LIMITS—

The Honourable T. C. Theophanous presented a Report from the Economic and Budget Review Committee upon Electricity, Water and Gas: Limits of Debt, together with Extracts from the Proceedings, Minority Reports, Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report, Extracts from the Proceedings and Minority Reports to be printed.

The Honourable Rosemary Varty moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Economic Development Corporation—Report and statement of accounts for the year 1989–90.

Murray–Darling Basin Commission—Report and financial statements for the year 1988–89.

Rural Finance Corporation—Report, balance sheet and statement of accounts for the year 1989–90.

Statutory Rules under the following Acts of Parliament:

Dental Technicians Act 1972—No. 255.

Dentists Act 1972—No. 257.

Forests Act 1958—No. 252.

Optometrists Registration Act 1958—No. 256.

Physiotherapists Act 1978—No. 258.

Reference Areas Act 1978—No. 253.

Statutory Rules—*continued*

Trustee Act 1958—No. 251.

Young Farmers' Finance Council—Report for the year 1989–90.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

6 **CASINOS**—The Honourable M. A. Birrell moved, That this House supports the concept of establishing a casino in Victoria.

Debate ensued.

Question—put and resolved in the affirmative.

7 **BUSINESS POSTPONED**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until later this day.

8 **BUDGET PAPERS, 1990–91**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1990–91—

Debate resumed.

The Honourable J. G. Miles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

9 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 4 inclusive, be postponed until the next day of meeting.

10 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL—ORDER DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable B. W. Mier moved, That this Order of the Day be discharged and that the Bill be withdrawn.

Question—put and resolved in the affirmative.

11 **ADJOURNMENT**—The Honourable M. A. Lyster moved, That the Council, at its rising, adjourn until Tuesday, 9 October 1990.

Question—put and resolved in the affirmative.

The Honourable M. A. Lyster moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.56 p.m., adjourned until Tuesday, 9 October 1990.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 77

Tuesday, 9 October 1990

Mr President takes the Chair at 3.00 p.m.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- *1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- 1 BUDGET PAPERS, 1990-91 - Motion to take note of papers - (Hon. D.R. White) - Resumption of debate. (Hon. J.G. Miles).
- 2 FISHERIES (SHARK FISHERY) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 3 FARM PRODUCE WHOLESALE BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 4 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

*Indicates new entry.

- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate*. (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate*. (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorist contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate*. (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT OF STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered

- 8 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - Resumption of debate. (*Hon. W.R. Baxter*).
- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - Resumption of debate. (*Hon. D.R. White*).
- 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - Resumption of debate. (*Hon. D.E. Henshaw*).
- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - Resumption of debate. (*Hon. M.A. Lyster*).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - Resumption of debate. (*Hon. R.I. Knowles*).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - Resumption of debate. (*Hon. M.A. Lyster*).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - Resumption of debate. (*Hon. R.M. Hallam*).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - Resumption of debate. (*Hon. R.M. Hallam*).
- 18 EMERALD TOURIST RAILWAY BOARD REPORT, 1988-89 - To be considered.
- 19 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE - CHROMOSOMAL NORMALITY OF CLEAVAGE-STAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JUNE 1990 AND RELATED MINISTERIAL STATEMENT - To be considered.
- 20 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 21 SWAN HILL PIONEER SETTLEMENT AUTHORITY REPORTS, 1987-88 and 1988-89 - To be considered.
- 22 YOUTH PAROLE BOARD REPORT, 1987-88 - To be considered.
- 23 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - Resumption of debate. (*Hon. G.B. Ashman*).
- 24 WEST MOORABOOL WATER BOARD REPORT, 1988-89 - To be considered.
- *25 AUTHORITIES' DEBT LIMITS - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- *26 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.

- * 27 MURRAY-DARLING BASIN COMMISSION REPORT, 1988-89 - To be considered.
- * 28 RURAL FINANCE CORPORATION REPORT, 1989-90 - To be considered.
- * 29 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1989-90 - To be considered.

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 78

Wednesday, 10 October 1990

Mr President takes the Chair at 10.30 a.m.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

- *8 **THE HON. M.A. BIRRELL** - To move, That this House believes local government should be covered by freedom of information legislation.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (Hon. B.A. Chamberlain) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (Hon. D.M. Evans) - Resumption of debate. (Hon. C.F. Van Buren).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (Hon. R.J. Long) - Resumption of debate. (Hon. B.E. Davidson).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (Hon. Marie Tehan) - Resumption of debate. (Hon. D.M. Evans).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (Hon. D.M. Evans) - Resumption of debate. (Hon. W.A. Landeryou).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (Hon. R.M. Hallam) - Resumption of debate. (Hon. B.A. Chamberlain).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (Hon. R.S. de Fegely) - Resumption of debate. (Hon. W.R. Baxter).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (Hon. R.M. Hallam) - Resumption of debate. (Hon. D.R. White).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (Hon. D.M. Evans) - Resumption of debate. (Hon. D.E. Henshaw).
- 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (Hon. G.R. Craige) - Resumption of debate. (Hon. M.A. Lyster).
- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (Hon. R.A. Mackenzie) - Second reading - Resumption of debate. (Hon. R.I. Knowles).

*Indicates new entry.

- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 18 EMERALD TOURIST RAILWAY BOARD REPORT, 1988-89 - To be considered.
- 19 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - STANDING REVIEW AND ADVISORY COMMITTEE'S REPORT OF APPROVED EXPERIMENTAL PROCEDURE - CHROMOSOMAL NORMALITY OF CLEAVAGE-STAGE EMBRYOS FROM OOCYTES DELAYING PRONUCLEAR FORMATION, JUNE 1990 AND RELATED MINISTERIAL STATEMENT - To be considered.
- 20 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1988-89 - To be considered.
- 21 SWAN HILL PIONEER SETTLEMENT AUTHORITY REPORTS, 1987-88 and 1988-89 - To be considered.
- 22 YOUTH PAROLE BOARD REPORT, 1987-88 - To be considered.
- 23 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (Hon. K.M. Smith) - Resumption of debate. (Hon. G.B. Ashman).
- 24 WEST MOORABOOL WATER BOARD REPORT, 1988-89 - To be considered.
- 25 AUTHORITIES' DEBT LIMITS - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 26 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.
- 27 MURRAY-DARLING BASIN COMMISSION REPORT, 1988-89 - To be considered.
- 28 RURAL FINANCE CORPORATION REPORT, 1989-90 - To be considered.
- 29 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1989-90 - To be considered.
- *30 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 75 to 79 - To be considered.
- *31 TREASURER'S STATEMENT ON CONSOLIDATED FUND RECEIPTS AND PAYMENTS, 1989-90 - AUDITOR-GENERAL'S REPORT - To be considered.
- *32 ENDURING POWERS OF MANAGEMENT - LAW REFORM COMMISSION'S REPORT - To be considered.
- *33 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, SEPTEMBER 1990 - To be considered.

GOVERNMENT BUSINESS

NOTICES OF MOTION

- 1 **THE HON. B.W. MIER** - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.
- * 2 **THE HON. C.J. HOGG** - To move, That she have leave to bring in a Bill to amend the *Chiropractors and Osteopaths Act 1978* and for other purposes.

ORDERS OF THE DAY

- * 1 **CRIMES (SEXUAL OFFENCES) BILL** - (*Hon. M.A. Lyster*) - Second reading.
- * 2 **MILDURA COLLEGE LANDS (AMENDMENT) BILL** - (*Hon. B.T. Pullen*) - Second reading.
- 3 **BUDGET PAPERS, 1990-91** - Motion to take note of papers - (*Hon. D.R. White*) - Resumption of debate. (*Hon. R.S. Ives*).
- 4 **FISHERIES (SHARK FISHERY) BILL** - (*from Assembly - Hon. B.T. Pullen*) - Second reading - Resumption of debate. (*Hon. M.A. Birrell*).
- 5 **FARM PRODUCE WHOLESALE BILL** - (*from Assembly - Hon. M.A. Lyster*) - Second reading - Resumption of debate. (*Hon. R.S. de Fegely*).
- 6 **FAIR TRADING (AMENDMENT) BILL** - (*Hon. B.W. Mier*) - Second reading - Resumption of debate. (*Hon. G.P. Connard*).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

- ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.
- HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.
- LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.
- LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.
- NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.
- PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.
- PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.
- PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.
- PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.
- SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.
- STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 79

Thursday, 11 October 1990

Mr President takes the Chair at 11.00 a.m.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- *1 MURRAY-DARLING BASIN (AMENDMENT) BILL - (*Hon. B.T. Pullen*) - Second reading.
- 2 BUDGET PAPERS, 1990-91 - Motion to take note of papers - (*Hon. D.R. White*) - Resumption of debate. (*Hon. Haddon Storey*).
- 3 FISHERIES (SHARK FISHERY) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - Resumption of debate. (*Hon. M.A. Birrell*).
- 4 FARM PRODUCE WHOLESALE BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading - Resumption of debate. (*Hon. R.S. de Fegely*).
- 5 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - Resumption of debate. (*Hon. G.P. Connard*).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

*Indicates new entry.

- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.

- 8 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for reneging on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 19 WEST MOORABOOL WATER BOARD REPORT, 1988-89 - To be considered.
- 20 AUTHORITIES' DEBT LIMITS - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 21 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.
- 22 MURRAY-DARLING BASIN COMMISSION REPORT, 1988-89 - To be considered.
- 23 RURAL FINANCE CORPORATION REPORT, 1989-90 - To be considered.
- 24 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1989-90 - To be considered.
- 25 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 75 to 79 - To be considered.
- 26 TREASURER'S STATEMENT ON CONSOLIDATED FUND RECEIPTS AND PAYMENTS, 1989-90 - AUDITOR-GENERAL'S REPORT - To be considered.
- 27 ENDURING POWERS OF MANAGEMENT - LAW REFORM COMMISSION'S REPORT - To be considered.

**28 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED,
SEPTEMBER 1990 - To be considered.**

TUESDAY, 16 OCTOBER 1990

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- * 1 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL - (Hon. C.J. Hogg)**
- Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 2 CRIMES (SEXUAL OFFENCES) BILL - (Hon. M.A. Lyster) - Second reading -**
Resumption of debate. (Hon. Haddon Storey).
- 3 MILDURA COLLEGE LANDS (AMENDMENT) BILL - (Hon. B.T. Pullen) -**
Second reading - Resumption of debate. (Hon. Haddon Storey).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 78, 79 and 80

No. 78—Tuesday, 9 October 1990

- 1 The President took the Chair and read the Prayer.
- 2 **THE LATE HONOURABLE GRAHAM JOHN NICOL**—The Honourable D. R. White moved, That this House expresses its sincere sorrow at the death, on 28 September 1990, of the Honourable Graham John Nicol, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Monash Province from 1958 to 1976.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 3 **ADJOURNMENT**—The Honourable D. R. White moved, That as a further mark of respect to the memory of the late Honourable Graham John Nicol, the House do now adjourn until this day at 5.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 3.48 p.m., adjourned until this day at 5.00 p.m.

- 1 The President took the Chair.
- 2 **ASSENT TO ACT**—The Honourable D. R. White presented a Message from His Excellency the Governor informing the Council that he had, on 28 September 1990, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments:
Magistrates' Court (Amendment) Act.
- 3 **MAGISTRATES' COURT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
- 4 **MILDURA COLLEGE LANDS (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable B. T. Pullen, leave was given to bring in a Bill to amend the *Mildura College Lands Act 1916* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 5 **CRIMES (SEXUAL OFFENCES) BILL**—On the motion (by leave without notice) of the Honourable M. A. Lyster, leave was given to bring in a Bill to amend the law relating to sexual offences and for that purpose to amend the *Crimes Act 1958*, the *Evidence Act 1958*, the *Summary Offences Act 1966*, the *Magistrates' Court Act 1989*, the *County Court Act 1958*, the *Supreme Court Act 1986* and the *Judicial Proceedings Reports Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

6 PAPERS—

ADMINISTRATIVE ARRANGEMENTS—The Honourable D. R. White moved, by leave, That there be laid before this House copies of Administrative Arrangements Orders Nos. 75 to 79 made pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said Orders were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Orders be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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AUDITOR-GENERAL—The following Paper was laid upon the Table by the Clerk pursuant to an order of the Council on 5 September 1990:

Auditor-General—Report on the Treasurer's Statement 1989–90, together with a copy of the Treasurer's Statement of the Receipts and Payments of the Consolidated Fund and the Trust Fund for the year 1989–90.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Law Reform Commission—Report on Enduring Powers of Management, No. 35.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Alexandra Planning Scheme—Amendment L11.
- Bendigo Planning Scheme—Amendment L20.
- Buninyong Planning Scheme—Amendment L11 Part 1.
- Cranbourne Planning Scheme—Amendment L26.
- Doncaster and Templestowe Planning Scheme—Amendment L16 Part 1.
- Flinders Planning Scheme—Amendment L39.
- Horsham Planning Scheme—Amendments L24 and L25.
- Melton Planning Scheme—Amendment L8.
- Metropolitan Region Planning Schemes—Amendment RL133.
- Sale Planning Scheme—Amendment L10.
- Seymour Planning Scheme—Amendment L15.
- Stawell (Town) Planning Scheme—Amendment L7 Part 1.
- Warragul Planning Scheme—Amendment L18.

Police Service Board—

- Determinations Nos. 529 and 530.
- Determinations Nos. 19 and 20 for Police Recruits.
- Determinations Nos. 24 and 25 for Protective Services Officers.
- Determination No. 14 for the Retired Police Reserve.

Statutory Rules under the following Acts of Parliament:

- Building Control Act 1981—No. 263.
- Dental Technicians Act 1972—No. 260.
- Drugs, Poisons and Controlled Substances Act 1981—Nos. 250 and 259.
- Land Tax Act 1958—No. 266.
- Melbourne and Metropolitan Board of Works Act 1958—No. 267.
- Public Service Act 1974—PSD No. 28.
- Racing Act 1958—No. 265.
- Registration of Births Deaths and Marriages Act 1959—No. 264.
- Wildlife Act 1975—No. 254.

The Constitution Act Amendment Act 1958—Statement of functions conferred upon the Electoral Commissioner, September 1990.

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PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

Administrative Appeals Tribunal (Planning) Act 1990—Parts 1, 2 (except sections 4 and 8 (2)) and 3 (except sections 13 (3), 14 and 18 (2))—5 September 1990 (*Gazette* No. G35, 5 September 1990).

Agriculture Acts (General Amendment) Act 1989—Section 11—28 August 1990 (*Gazette* No. S40, 28 August 1990).

Control of Weapons Act 1990—31 August 1990 (*Gazette* No. G34, 29 August 1990).

Crimes Legislation (Miscellaneous Amendments) Act 1989—Sections 41, 42, 49 and 52—8 August 1990 (*Gazette* No. G31, 8 August 1990).

Fisheries (Amendment) Act 1989—Section 9—8 August 1990 (*Gazette* No. G31, 8 August 1990).

Mental Health (General Amendment) Act 1990—Sections 1 to 3, 22 and 31—9 August 1990 (*Gazette* No. G31, 8 August 1990).

Occupational Health and Safety (Miscellaneous Amendment) Act 1990—1 September 1990 (*Gazette* No. G32, 15 August 1990).

Private Agents (Amendment) Act 1990—15 August 1990 (*Gazette* No. G32, 15 August 1990).

Second-Hand Dealers and Pawnbrokers Act 1989—Whole Act (except section 35 (6) and (7))—10 September 1990 (*Gazette* No. G35, 5 September 1990).

Vocational Education and Training Act 1990—Parts 1, 2, 4 and 8 and sections 72 and 95 (1), (3), (5) and (7)—1 July 1990 (*Gazette* No. G25, 27 June 1990).

Water Act 1989—Whole Act (except items 10, 23 and 24 of Schedule 13)—1 November 1990 (*Gazette* No. G32, 15 August 1990).

Water (Consequential Amendments) Act 1989—1 November 1990 (*Gazette* No. G32, 15 August 1990).

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The Honourable Haddon Storey moved, That the Reports and statement of functions tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

7 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

8 **BUDGET PAPERS, 1990–91**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1990–91—

Debate resumed.

The Honourable C. J. Hogg (for the Honourable R. S. Ives) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

9 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable C. J. Hogg moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.40 p.m., adjourned until tomorrow at 10.30 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 79—Wednesday, 10 October 1990

- 1 The President took the Chair and read the Prayer.
- 2 **MURRAY-DARLING BASIN (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable B. T. Pullen, leave was given to bring in a Bill to amend the *Murray-Darling Basin Act 1982* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 3 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Country Fire Authority Act 1958—No. 269.
Metropolitan Fire Brigades Act 1958—No. 270.
Zoological Parks and Gardens Act 1967—No. 268.
- 4 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 5 **FREEDOM OF INFORMATION**—The Honourable M. A. Birrell moved, That this House believes local government should be covered by freedom of information legislation.

Debate ensued.

The Honourable R. I. Knowles moved, as an amendment, That the words “of the Victorian Parliament” be added to the motion.

Debate ensued.

Question—That the words proposed to be added be so added—put and resolved in the affirmative.

Question—That this House believes local government should be covered by freedom of information legislation of the Victorian Parliament—put and resolved in the affirmative.
- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of the Orders of the Day, General Business, the Notices of Motion, Government Business, and Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.
- 7 **BUDGET PAPERS, 1990-91**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Budget Papers, 1990-91—

Debate resumed.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL**—On the motion of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Chiropractors and Osteopaths Act 1978* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.
- Accordingly, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles (for the Honourable Marie Tehan) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 9 **CRIMES (SEXUAL OFFENCES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 10 **MILDURA COLLEGE LANDS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 11 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.
- Debate ensued.
- Question—put and resolved in the affirmative.

And then the Council, at 6.37 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 80—Thursday, 11 October 1990

- 1 The Deputy President took the Chair and read the Prayer.
- 2 **APPROPRIATION (1990-91, No. 1) BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1990-91 and to appropriate the supplies granted under the 'Supply (1990-91, No. 1) Act 1990' and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further ancillary provisions for certain works and purposes for the financial year 1990-91*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Accident Compensation Commission—Minister's report of requests for approval for access to information, October 1990.

Land Protection Council—Report for the year 1989–90.

Members of Parliament (Register of Interests) Act 1978—Summary of returns, June 1990 and Summary of variations notified between 26 May and 30 September 1990.

Occupational Health and Safety Commission—Report for the year 1989–90.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 **APPROPRIATION (1990–91, No. 1) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 6 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990–91, No. 2) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 7 **COGNATE DEBATE**—The Honourable D. R. White moved, by leave, That this House authorises and requires the Honourable the President to permit the second reading debate on the Appropriation (1990–91, No. 1) Bill and the Works and Services (Ancillary Provisions, 1990–91, No. 2) Bill to be taken concurrently with further debate on the motion to take note of the 1990–91 Budget Papers.

Question—put and resolved in the affirmative.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 9 **APPROPRIATION (1990–91, No. 1) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time [the Works and Services (Ancillary Provisions, 1990–91, No. 2) Bill and the motion to take note of the 1990–91 Budget Papers having been authorised to be debated concurrently pursuant to an Order of the Council this day] and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 10 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990–91, No. 2) BILL**—The concurrent second reading debate having concluded—

Question—That this Bill be now read a second time—put and resolved in the affirmative.

The Honourable D. R. White moved, by leave, That the Bill be read a third time on the next day of meeting.

Question—put and resolved in the affirmative.

- 11 **BUDGET PAPERS, 1990-91**—The concurrent debate having concluded—

Question—That the Council take note of the Budget Papers, 1990-91—put and resolved in the affirmative.

- 12 **FISHERIES (SHARK FISHERY) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable G. A. Sgro having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 13 **MURRAY-DARLING BASIN (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Thursday next.

- 14 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 3.40 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 80

Tuesday, 16 October 1990

Mr President takes the Chair at 3.00 p.m.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- *1 APPROPRIATION (1990-91, No. 1) BILL - *(from Assembly - Hon. D.R. White)*
- To be committed.
- *2 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL
- *(from Assembly - Hon. D.R. White)* - Third reading.
- 3 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL - *(Hon. C.J. Hogg)*
- Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 4 CRIMES (SEXUAL OFFENCES) BILL - *(Hon. M.A. Lyster)* - Second reading -
Resumption of debate. (Hon. Haddon Storey).
- 5 MILDURA COLLEGE LANDS (AMENDMENT) BILL - *(Hon. B.T. Pullen)* -
Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 6 FARM PRODUCE WHOLESALE BILL - *(from Assembly - Hon. M.A. Lyster)* -
Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 7 FAIR TRADING (AMENDMENT) BILL - *(Hon. B.W. Mier)* - Second reading -
Resumption of debate. (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for

*Indicates new entry.

the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.

- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).

- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 **PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
- 16 **PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
- 17 **STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 18 **BUSINESS POLICIES OF GOVERNMENT** - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 19 **WEST MOORABOOL WATER BOARD REPORT, 1988-89** - To be considered.
- 20 **AUTHORITIES' DEBT LIMITS - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT** - To be considered.
- 21 **ECONOMIC DEVELOPMENT CORPORATION REPORT, 1989-90** - To be considered.

- 22 MURRAY-DARLING BASIN COMMISSION REPORT, 1988-89 - To be considered.
- 23 RURAL FINANCE CORPORATION REPORT, 1989-90 - To be considered.
- 24 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1989-90 - To be considered.
- 25 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 75 to 79 - To be considered.
- 26 TREASURER'S STATEMENT ON CONSOLIDATED FUND RECEIPTS AND PAYMENTS, 1989-90 - AUDITOR-GENERAL'S REPORT - To be considered.
- 27 ENDURING POWERS OF MANAGEMENT - LAW REFORM COMMISSION'S REPORT - To be considered.
- 28 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, SEPTEMBER 1990 - To be considered.
- *29 ACCIDENT COMPENSATION COMMISSION REPORT OF REQUESTS FOR APPROVAL FOR ACCESS TO INFORMATION, OCTOBER 1990 - To be considered.
- *30 LAND PROTECTION COUNCIL REPORT, 1989-90 - To be considered.
- *31 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF RETURNS, JUNE 1990 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 26 MAY AND 30 SEPTEMBER 1990 - To be considered.
- *32 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1989-90 - To be considered.

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THURSDAY, 18 OCTOBER 1990

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 MURRAY-DARLING BASIN (AMENDMENT) BILL - (*Hon. B.T. Pullen*) -
Second reading - *Resumption of debate (Hon. M.A. Birrell).*

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 81

Wednesday, 17 October 1990

Mr President takes the Chair at 10.30 a.m.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. R.A. MACKENZIE - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 THE HON. R.M. HALLAM - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

- * 8 **THE HON. MARIE TEHAN** - To move, That this House deplores the Minister for Health's failure to:
- (a) make substantial cost savings within the public hospital system;
 - (b) eliminate and reduce restrictive work practices; and
 - (c) resist the claims of the militant Hospital Employees Federation, Nos. 1 and 2 Branches.
- * 9 **THE HON. HADDON STOREY** To move, That this House grants leave for the following records of the proceedings in this House to be adduced in the Supreme Court of Victoria in proceedings between the City of Camberwell and the Government of Victoria relating to the *Prostitution Regulation Act 1986*:
- (a) Minutes of the Proceedings No. 74 of 26 November 1986; No. 75 of 2 December 1986; No. 77 of 4 December 1986; and No. 78 of 5 December 1986;
 - (b) Divisions in Committee No. 14 of 2 December 1986 and 4 December 1986;
 - (c) Victorian Parliamentary Debates, Legislative Council, Session 1986, Volume 384, pages 1266 to 1273 and 1315 to 1371; and Volume 385, pages 1542 to 1550; and
 - (d) Victorian Parliamentary Debates, Legislative Council, Session 1987, Volume 388, pages 726 to 741.
- * 10 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local

*Indicates new entry.

roads category - (Hon. R.M. Hallam) - Resumption of debate. (Hon. B.A. Chamberlain).

- 7 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.
- 8 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (Hon. R.S. de Fegely) - Resumption of debate. (Hon. W.R. Baxter).
- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (Hon. R.M. Hallam) - Resumption of debate. (Hon. D.R. White).
- 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (Hon. D.M. Evans) - Resumption of debate. (Hon. D.E. Henshaw).
- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (Hon. G.R. Craige) - Resumption of debate. (Hon. M.A. Lyster).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (Hon. R.A. Mackenzie) - Second reading - Resumption of debate. (Hon. R.I. Knowles).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (Hon. K.M. Smith) - Resumption of debate. (Hon. G.B. Ashman).
- 19 AUTHORITIES' DEBT LIMITS - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 20 ECONOMIC DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.
- 21 MURRAY-DARLING BASIN COMMISSION REPORT, 1988-89 - To be considered.
- 22 RURAL FINANCE CORPORATION REPORT, 1989-90 - To be considered.
- 23 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1989-90 - To be considered.
- 24 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 75 to 79 - To be considered.

- 25 TREASURER'S STATEMENT ON CONSOLIDATED FUND RECEIPTS AND PAYMENTS, 1989-90 - AUDITOR-GENERAL'S REPORT - To be considered.
- 26 ENDURING POWERS OF MANAGEMENT - LAW REFORM COMMISSION'S REPORT - To be considered.
- 27 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, SEPTEMBER 1990 - To be considered.
- 28 ACCIDENT COMPENSATION COMMISSION REPORT OF REQUESTS FOR APPROVAL FOR ACCESS TO INFORMATION, OCTOBER 1990 - To be considered.
- 29 LAND PROTECTION COUNCIL REPORT, 1989-90 - To be considered.
- 30 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF RETURNS, JUNE 1990 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 26 MAY AND 30 SEPTEMBER 1990 - To be considered.
- 31 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1989-90 - To be considered.
- * 32 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR, WORKCARE APPEALS BOARD, WORKCARE ACTUARIAL AND WORKCARE SELF-INSURERS REPORTS, 1989-90 - To be considered.
- * 33 ADULT EDUCATION COUNCIL REPORTS, 1988-89 and 1989-90 - To be considered.
- * 34 EMERALD TOURIST RAILWAY BOARD REPORT, 1989-90 - To be considered.
- * 35 ESTATE AGENTS BOARD REPORT, 1989-90 - To be considered.
- * 36 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1989-90 - To be considered.
- * 37 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1989-90 - To be considered.
- * 38 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1989-90 - To be considered.
- * 39 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1989-90 - To be considered.
- * 40 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1989-90 - To be considered.
- * 41 TOURISM COMMISSION REPORT, 1989-90 - To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990 which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- * 1 HEALTH (RADIOGRAPHERS) BILL - (Hon. C.J. Hogg) - Second reading.
- 2 APPROPRIATION (1990-91, No. 1) BILL - (from Assembly - Hon. D.R. White) - To be further considered in Committee.
- 3 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL - (from Assembly - Hon. D.R. White) - Third reading.
- * 4 FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. R.M. Hallam).
- 5 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 6 CRIMES (SEXUAL OFFENCES) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 7 MILDURA COLLEGE LANDS (AMENDMENT) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 8 FARM PRODUCE WHOLESALE BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 9 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).

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At 6.30 p.m.

- * JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER - Appointment to the Victorian Health Promotion Foundation.

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THURSDAY, 18 OCTOBER 1990

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 MURRAY-DARLING BASIN (AMENDMENT) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 82

Thursday, 18 October 1990

Mr President takes the Chair at 11.00 a.m.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- 1 APPROPRIATION (1990-91, No. 1) BILL - *(from Assembly - Hon. D.R. White)*
- To be further considered in Committee.
- 2 WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL
- *(from Assembly - Hon. D.R. White)* - Third reading.
- 3 MILDURA COLLEGE LANDS (AMENDMENT) BILL - *(Hon. B.T. Pullen)* -
Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 4 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL - *(Hon. C.J. Hogg)*
- Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 5 CRIMES (SEXUAL OFFENCES) BILL - *(Hon. M.A. Lyster)* - Second reading -
Resumption of debate. (Hon. Haddon Storey).
- 6 MURRAY-DARLING BASIN (AMENDMENT) BILL - *(Hon. B.T. Pullen)* -
Second reading - *Resumption of debate. (Hon. M.A. Birrell).*
- 7 FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL - *(from*
Assembly - Hon. D.R. White) - Second reading - *Resumption of debate. (Hon.*
R.M. Hallam).
- * 8 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL - *(from*
Assembly - Hon. D.R. White) - Second reading - *Resumption of debate. (Hon.*
R.M. Hallam).
- 9 FARM PRODUCE WHOLESALE BILL - *(from Assembly - Hon. M.A. Lyster)* -
Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 10 FAIR TRADING (AMENDMENT) BILL - *(Hon. B.W. Mier)* - Second reading -
Resumption of debate. (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident

- and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
 - 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
 - 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
 - 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
 - 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
 - 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
 - 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
 - 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for reneging on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
 - 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
 - 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
 - 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
 - 15 **PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
 - 16 **PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
 - 17 **STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).

- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - Resumption of debate. (*Hon. G.B. Ashman*).
- 19 ADMINISTRATIVE ARRANGEMENTS ORDERS Nos. 75 to 79 - To be considered.
- 20 TREASURER'S STATEMENT ON CONSOLIDATED FUND RECEIPTS AND PAYMENTS, 1989-90 - AUDITOR-GENERAL'S REPORT - To be considered.
- 21 ENDURING POWERS OF MANAGEMENT - LAW REFORM COMMISSION'S REPORT - To be considered.
- 22 ELECTORAL COMMISSIONER - STATEMENT OF FUNCTIONS CONFERRED, SEPTEMBER 1990 - To be considered.
- 23 ACCIDENT COMPENSATION COMMISSION REPORT OF REQUESTS FOR APPROVAL FOR ACCESS TO INFORMATION, OCTOBER 1990 - To be considered.
- 24 LAND PROTECTION COUNCIL REPORT, 1989-90 - To be considered.
- 25 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF RETURNS, JUNE 1990 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 26 MAY AND 30 SEPTEMBER 1990 - To be considered.
- 26 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1989-90 - To be considered.
- 27 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR, WORKCARE APPEALS BOARD, WORKCARE ACTUARIAL AND WORKCARE SELF-INSURERS REPORTS, 1989-90 - To be considered.
- 28 ADULT EDUCATION COUNCIL REPORTS, 1988-89 and 1989-90 - To be considered.
- 29 EMERALD TOURIST RAILWAY BOARD REPORT, 1989-90 - To be considered.
- 30 ESTATE AGENTS BOARD REPORT, 1989-90 - To be considered.
- 31 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1989-90 - To be considered.
- 32 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1989-90 - To be considered.
- 33 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1989-90 - To be considered.
- 34 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1989-90 - To be considered.
- 35 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1989-90 - To be considered.
- 36 TOURISM COMMISSION REPORT, 1989-90 - To be considered.
- * 37 EXHIBITION TRUST REPORT, 1989-90 - To be considered.
- * 38 LATROBE REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
- * 39 ADDUCTION OF OFFICIAL RECORDS - Motion granting leave for certain records relating to the *Prostitution Regulation Act 1986* to be adduced in the Supreme Court of Victoria - (*Hon. Haddon Storey*) - Resumption of debate. (*Hon. M.A. Lyster*).

CONTINGENT NOTICE OF MOTION

- * 1 **THE HON. M.A. LYSTER** - Contingent upon the Farm Produce Wholesale Bill being committed: To move, That it be an instruction to the Committee that it have power to consider amendments and new clauses providing for the registration of grain traders who are wholesalers.

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TUESDAY, 30 OCTOBER 1990

GOVERNMENT BUSINESS**ORDER OF THE DAY**

- 1 **HEALTH (RADIOGRAPHERS) BILL** - (*Hon. C.J. Hogg*) - Second reading -
Resumption of debate. (Hon. Marie Tehan).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

- ECONOMIC AND BUDGET REVIEW (JOINT)** - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Thephanous and Rosemary Varty.
- HOUSE (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.
- LEGAL AND CONSTITUTIONAL (JOINT)** - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.
- LIBRARY (JOINT)** - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.
- NATURAL RESOURCES AND ENVIRONMENT (JOINT)** - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.
- PRINTING** - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.
- PRINTING (JOINT)** - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.
- PRIVILEGES** - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.
- PUBLIC BODIES REVIEW (JOINT)** - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.
- SOCIAL DEVELOPMENT (JOINT)** - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.
- STANDING ORDERS** - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 81, 82 and 83

No. 81—Tuesday, 16 October 1990

- 1 The President took the Chair and read the Prayer.
- 2 **FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Financial Institutions Duty Act 1982' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **PETITION—ADDUCTION OF OFFICIAL RECORDS**—The Honourable Haddon Storey presented a Petition from the City of Camberwell praying that the Legislative Council consent to the adduction in the Supreme Court in proceedings between that City and the Government of Victoria of the record of proceedings of the Council on the Prostitution Regulation Bill and the *Prostitution Regulation Act 1986*.

Ordered to lie on the Table.

- 4 **HEALTH (RADIOGRAPHERS) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Health Act 1958*, the *Health Services (Conciliation and Review) Act 1987* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

5 **PAPERS**—

WORKCARE—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of the—

- (a) Report and financial statements of the Accident Compensation Commission for the year 1989–90, given to Mr President pursuant to section 37C of the *Accident Compensation Act 1985*;
- (b) Report and financial statements of the Accident Compensation Tribunal for the year 1989–90, given to Mr President pursuant to section 69B of the *Accident Compensation Act 1985*;
- (c) Report and financial statements of the Accident Rehabilitation Council for the year 1989–90, given to Mr President pursuant to section 176B of the *Accident Compensation Act 1985*;
- (d) Report and financial statements of the Convenor of the Medical Panels for the period 5 March 1990 to 30 June 1990, given to Mr President pursuant to section 72LB of the *Accident Compensation Act 1985*, together with the Report and financial statements of the WorkCare Appeals Board for the period 5 March 1990 to 30 June 1990, given to Mr President pursuant to section 71PB of the *Accident Compensation Act 1985*;
- (e) Actuarial Report on WorkCare as at 30 June 1990, given to Mr President pursuant to section 37C of the *Accident Compensation Act 1985*; and

(f) Report on WorkCare Self-Insurers for the year 1989–90, given to Mr President pursuant to section 154A of the *Accident Compensation Act 1985*.

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Council of Adult Education—Reports and financial statements for the years 1988–89 and 1989–90 (two papers).

Emerald Tourist Railway Board—Report and financial statements for the year 1989–90.

Environment Protection Authority—Report for the year 1989–90.

Estate Agents Board—Report and financial statements for the year 1989–90.

Government Employee Housing Authority—Report and financial statements for the year 1989–90.

Institute of Educational Administration—Report and financial statements for the year 1989–90.

Metropolitan Fire Brigades Board—Report and financial statements for the year 1989–90.

National Parks Advisory Council—Report for the year 1989–90.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Altona Planning Scheme—Amendment L7.

Avon Planning Scheme—Amendment L6.

Bacchus Marsh Planning Scheme—Amendment L14.

Brighton Planning Scheme—Amendment L2.

Bulla Planning Scheme—Amendment L42.

Cobram Planning Scheme—Amendment L9 Part 1.

Cranbourne Planning Scheme—Amendment L10A.

Lillydale Planning Scheme—Amendment L36.

Mildura (Shire) Planning Scheme—Amendment L22.

Pakenham Planning Scheme—Amendment L23.

Port Fairy Planning Scheme—Amendment L1.

Richmond Planning Scheme—Amendment L9.

Shepparton (City) Planning Scheme—Amendment L5.

Sherbrooke Planning Scheme—Amendments L1 and L30.

Upper Yarra Valley and Dandenong Ranges Region Planning Schemes—Amendment R9.

Statutory Rules under the following Acts of Parliament:

Drugs, Poisons and Controlled Substances Act 1981—No. 250 (*in lieu of that Tabled on 9 October 1990*).

Health Services Act 1988—No. 262, together with copies of the Commonwealth Health Insurance (Variation of Fees and Medical Services) Regulations (S.R. Nos. 230 and 329/1989 and 83 and 250/1990) which, by section 32 of the *Interpretation of Legislation Act 1984*, are also required to be laid upon the Table.

Mental Health Act 1986—No. 261.

Tourism Commission—Report and financial statements for the year 1989–90.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

- 7 **APPROPRIATION (1990–91, No. 1) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 8 **FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. M. Hallam moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 **VICTORIAN HEALTH PROMOTION FOUNDATION**—The President announced the receipt of—

(a) a letter from the Minister for Health requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to elect a Member to the Victorian Health Promotion Foundation; and

(b) a Message from the Assembly acquainting the Council that they had agreed to meet the Council for that purpose and proposing that the place and time of the Joint Sitting be the Assembly Chamber on Wednesday, 17 October 1990 at 6.30 p.m., and desiring the concurrence of the Council.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable D. R. White moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to elect a Member to the Victorian Health Promotion Foundation and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 17 October 1990 at 6.30 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 10 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.43 p.m., adjourned until tomorrow at 10.30 a.m.

No. 82—Wednesday, 17 October 1990

- 1 The President took the Chair and read the Prayer.
- 2 **BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the Business Franchise Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PETITIONS—

RADIOTHERAPY SERVICES, BALLARAT—The Honourable R. I. Knowles presented a Petition from certain citizens of Victoria praying that radiotherapy services be established at Ballarat.

Ordered to lie on the Table.

* * * *

MARTHA COVE DEVELOPMENT—The Honourable K. M. Smith presented a Petition from certain citizens of Victoria supporting the proposed Martha Cove Development in the Safety Beach area.

Ordered to lie on the Table.

- 4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Exhibition Trust—Report and financial statements for the year 1989–90.

Latrobe Regional Commission—Report and financial statements for the year 1989–90.

Statutory Rules under the Public Service Act 1974—PSD Nos. 29 to 31.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

- 6 **PUBLIC HOSPITAL SYSTEM**—The Honourable Marie Tehan moved, That this House deplores the Minister for Health's failure to—

(a) make substantial cost savings within the public hospital system;

(b) eliminate and reduce restrictive work practices; and

(c) resist the claims of the militant Hospital Employees Federation, Nos. 1 and 2 Branches.

Debate ensued.

Question—put.

The Council divided.

AYES, 21

The Hon. G. B. Ashman
W. R. Baxter
R. A. Best
M. A. Birrell

NOES, 15

The Hon. Joan Coxside
G. R. Crawford (*Teller*)
B. E. Davidson
D. E. Henshaw

B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 D. M. Evans
 J. V. C. Guest
 P. R. Hall (*Teller*)
 R. M. Hallam
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long
 R. Macey
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

C. J. Hogg
 R. S. Ives
 C. J. Kennedy (*Teller*)
 L. Kokocinski
 M. A. Lyster
 J. McLean
 B. W. Mier
 B. T. Pullen
 T. C. Theophanous
 C. F. Van Buren
 D. R. White

And so it was resolved in the affirmative.

- 7 **ADDUCTION OF OFFICIAL RECORDS**—The Honourable Haddon Storey moved, That this House grants leave for the following records of the proceedings in this House to be adduced in the Supreme Court of Victoria in proceedings between the City of Camberwell and the Government of Victoria relating to the *Prostitution Regulation Act 1986*:

- (a) Minutes of the Proceedings No. 74 of 26 November 1986; No. 75 of 2 December 1986; No. 77 of 4 December 1986; and No. 78 of 5 December 1986;
 (b) Divisions in Committee No. 14 of 2 December 1986 and 4 December 1986;
 (c) Victorian Parliamentary Debates, Legislative Council, Session 1986, Volume 384, pages 1266 to 1273 and 1315 to 1371; and Volume 385, pages 1542 to 1550; and
 (d) Victorian Parliamentary Debates, Legislative Council, Session 1987, Volume 388, pages 726 to 741.

The Honourable M. A. Lyster moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of Notice of Motion, General Business, No. 10, the Orders of the Day, General Business, and the Notice of Motion, Government Business, be postponed until later this day.

- 9 **BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable R. M. Hallam) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **HEALTH (RADIOGRAPHERS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable C. J. Hogg) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Marie Tehan) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 30 October 1990.

- 11 **APPROPRIATION (1990-91, No. 1) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 12 **VICTORIAN HEALTH PROMOTION FOUNDATION—DEAKIN UNIVERSITY COUNCIL**—The President announced the receipt of—

- (a) a letter from the Minister for Health requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to elect a further Member to the Victorian Health Promotion Foundation;
- (b) a letter from the Minister for Education requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend Members for appointment to the Deakin University Council; and
- (c) a Message from the Assembly acquainting the Council that they had agreed to meet the Council for certain of those purposes and proposing that the place and time of the Joint Sitting be the Assembly Chamber on Wednesday, 17 October 1990 at 6.30 p.m., and desiring the concurrence of the Council.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable M. A. Lyster moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to elect a further Member to the Victorian Health Promotion Foundation and to recommend a Member for appointment to the Deakin University Council and, as proposed by the Assembly, the place and time of such meeting be the Assembly Chamber on Wednesday, 17 October 1990 at 6.30 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 13 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.15 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 83—Thursday, 18 October 1990

- 1 The President took the Chair and read the Prayer.

- 2 **PAY-ROLL TAX (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Pay-roll Tax Act 1971' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **JOINT SITTING**—The President reported that this House met with the Legislative Assembly on 17 October 1990 to elect two Members to the Victorian Health Promotion Foundation and to recommend a Member for appointment to the Deakin University Council, and that the Honourables Ronald Alexander Best, M.L.C., and George Graeme Weideman, M.P., were duly elected to the Victorian Health Promotion Foundation and the Honourable David Ernest Henshaw, M.B.E., M.L.C., was recommended for appointment to the Deakin University Council.

4 **PAPERS**—

SUPERANNUATION LUMP SUM FUND—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report and financial statements of the Superannuation Lump Sum Fund for the year 1988–89.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable R. I. Knowles moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Curriculum and Assessment Board—Report and financial statements for the year 1989–90.

Dairy Industry Authority—Report and financial statements for the year 1989–90.

Egg Industry Licensing Committee—Report and financial statements for the period 2 August 1989 to 30 June 1990.

Egg Marketing Board—Report and financial statements for the year 1989–90.

Latrobe Valley Water and Sewerage Board—Reports and statements of accounts for the years 1987–88 and 1988–89 (two papers).

Pensions Supplementation Fund—Report and financial statements for the year 1988–89.

Public Record Office—Report for the year 1989–90.

State Bank—Report and financial statements for the year 1989–90.

The Honourable R. I. Knowles moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

6 **PAY-ROLL TAX (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. M. Hallam moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

7 **APPROPRIATION (1990–91, No. 1) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL**—This Bill was, according to Order, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 9 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday, 30 October 1990.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 4.25 p.m., adjourned until Tuesday, 30 October 1990.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 83

Tuesday, 30 October 1990

Mr President takes the Chair at 3.00 p.m.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- 1 MILDURA COLLEGE LANDS (AMENDMENT) BILL - (Hon. B.T. Pullen) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 2 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. Marie Tehan).
- 3 CRIMES (SEXUAL OFFENCES) BILL - (Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 4 MURRAY-DARLING BASIN (AMENDMENT) BILL - (Hon. B.T. Pullen) - Second reading - *Resumption of debate.* (Hon. M.A. Birrell).
- 5 HEALTH (RADIOGRAPHERS) BILL - (Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. Marie Tehan).
- 6 FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL - (from Assembly - Hon. D.R. White) - Second reading - *Resumption of debate.* (Hon. R.M. Hallam).
- 7 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL - (from Assembly - Hon. D.R. White) - Second reading - *Resumption of debate.* (Hon. R.M. Hallam).
- * 8 PAY-ROLL TAX (AMENDMENT) BILL (No. 2) - (from Assembly - Hon. D.R. White) - Second reading - *Resumption of debate.* (Hon. R.M. Hallam).
- 9 FARM PRODUCE WHOLESALE BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. R.S. de Fegely).
- 10 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - *Resumption of debate.* (Hon. G.P. Connard).

* Indicates new entry.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- * 9 **THE HON. W.R. BAXTER** - To move, That this House acknowledges that there is rural crisis in Victoria which is seriously affecting primary producers, small business and the State's economy, and notes that the Government has neither recognised that there is a problem nor taken adequate action to address the issue.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).

- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate. (Hon. R.M. Hallam).*
- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate. (Hon. G.B. Ashman).*
- 19 ACCIDENT COMPENSATION COMMISSION REPORT OF REQUESTS FOR APPROVAL FOR ACCESS TO INFORMATION, OCTOBER 1990 - To be considered.
- 20 LAND PROTECTION COUNCIL REPORT, 1989-90 - To be considered.
- 21 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF RETURNS, JUNE 1990 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 26 MAY AND 30 SEPTEMBER 1990 - To be considered.
- 22 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1989-90 - To be considered.
- 23 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR, WORKCARE APPEALS BOARD, WORKCARE ACTUARIAL AND WORKCARE SELF-INSURERS REPORTS, 1989-90 - To be considered.
- 24 ADULT EDUCATION COUNCIL REPORTS, 1988-89 and 1989-90 - To be considered.
- 25 EMERALD TOURIST RAILWAY BOARD REPORT, 1989-90 - To be considered.
- 26 ESTATE AGENTS BOARD REPORT, 1989-90 - To be considered.
- 27 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1989-90 - To be considered.
- 28 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1989-90 - To be considered.
- 29 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1989-90 - To be considered.
- 30 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1989-90 - To be considered.
- 31 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1989-90 - To be considered.
- 32 TOURISM COMMISSION REPORT, 1989-90 - To be considered.
- 33 EXHIBITION TRUST REPORT, 1989-90 - To be considered.
- 34 LATROBE REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
- 35 ADDUCTION OF OFFICIAL RECORDS - Motion granting leave for certain records relating to the *Prostitution Regulation Act 1986* to be adduced in the Supreme Court of Victoria - (*Hon. Haddon Storey*) - *Resumption of debate (Hon. M.A. Lyster).*
- * 36 SUPERANNUATION LUMP SUM FUND REPORT, 1988-89 - To be considered.
- * 37 CURRICULUM AND ASSESSMENT BOARD REPORT, 1989-90 - To be considered.
- * 38 DAIRY INDUSTRY AUTHORITY REPORT, 1989-90 - To be considered.

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- *39 EGG INDUSTRY LICENSING COMMITTEE REPORT, 1989-90 - To be considered.
 - *40 EGG MARKETING BOARD REPORT, 1989-90 - To be considered.
 - *41 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORTS, 1987-88 and 1988-89 - To be considered.
 - *42 PENSIONS SUPPLEMENTATION FUND REPORT, 1988-89 - To be considered.
 - *43 PUBLIC RECORD OFFICE REPORT, 1989-90 - To be considered.
 - *44 STATE BANK REPORT, 1989-90 - To be considered.

CONTINGENT NOTICE OF MOTION

- 1 THE HON. M.A. LYSTER - Contingent upon the Farm Produce Wholesale Bill being committed: To move, That it be an instruction to the Committee that it have power to consider amendments and new clauses providing for the registration of grain traders who are wholesalers.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 84

Wednesday, 31 October 1990

Mr President takes the Chair at 10.30 a.m.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and

impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

- 9 **THE HON. W.R. BAXTER** - To move, That this House acknowledges that there is a rural crisis in Victoria which is seriously affecting primary producers, small business and the State's economy, and notes that the Government has neither recognised that there is a problem nor taken adequate action to address the issue.
- *10 **THE HON. K.I.M. WRIGHT** - To move, That because of disastrous prices for citrus juices well below cost of production this House urges the Federal Government to -
- (a) remove developing country status and tariff concessions for Brazil;
 - (b) improve anti-dumping regulations;
 - (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
 - (d) allow the Australian dollar to drop to a more realistic figure.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (Hon. B.A. Chamberlain) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (Hon. D.M. Evans) - Resumption of debate (Hon. C.F. Van Buren).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (Hon. R.J. Long) - Resumption of debate (Hon. B.E. Davidson).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (Hon. Marie Tehan) - Resumption of debate. (Hon. D.M. Evans).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (Hon. D.M. Evans) - Resumption of debate. (Hon. W.A. Landeryou).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (Hon. R.M. Hallam) - Resumption of debate. (Hon. B.A. Chamberlain).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT OF STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (Hon. R.S. de Fegely) - Resumption of debate. (Hon. W.R. Baxter).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on loss; particularly those referred to in his statement of 23 February 1990 - (Hon. R.M. Hallam) - Resumption of debate. (Hon. D.R. White).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation

privately owned land - (*Hon. D.M. Evans*) - Resumption of debate. (*Hon. D.E. Henshaw*).

- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - Resumption of debate. (*Hon. M.A. Lyster*).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - Resumption of debate. (*Hon. R.I. Knowles*).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - Resumption of debate. (*Hon. M.A. Lyster*).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - Resumption of debate. (*Hon. R.M. Hallam*).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - Resumption of debate. (*Hon. R.M. Hallam*).
- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - Resumption of debate. (*Hon. G.B. Ashman*).
- 19 ACCIDENT COMPENSATION COMMISSION REPORT OF REQUESTS FOR APPROVAL FOR ACCESS TO INFORMATION, OCTOBER 1990 - To be considered.
- 20 LAND PROTECTION COUNCIL REPORT, 1989-90 - To be considered.
- 21 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - SUMMARY OF RETURNS, JUNE 1990 AND SUMMARY OF VARIATIONS NOTIFIED BETWEEN 26 MAY AND 30 SEPTEMBER 1990 - To be considered.
- 22 OCCUPATIONAL HEALTH AND SAFETY COMMISSION REPORT, 1989-90 - To be considered.
- 23 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, MEDICAL PANELS CONVENOR, WORKCARE APPEALS BOARD, WORKCARE ACTUARIAL AND WORKCARE SELF-INSURERS REPORTS, 1989-90 - To be considered.
- 24 ADULT EDUCATION COUNCIL REPORTS, 1988-89 and 1989-90 - To be considered.
- 25 EMERALD TOURIST RAILWAY BOARD REPORT, 1989-90 - To be considered.
- 26 ESTATE AGENTS BOARD REPORT, 1989-90 - To be considered.
- 27 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1989-90 - To be considered.
- 28 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1989-90 - To be considered.
- 29 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1989-90 - To be considered.

- 30 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1989-90 - To be considered.
- 31 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1989-90 - To be considered.
- 32 TOURISM COMMISSION REPORT, 1989-90 - To be considered.
- 33 EXHIBITION TRUST REPORT, 1989-90 - To be considered.
- 34 LATROBE REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
- 35 ADDUCTION OF OFFICIAL RECORDS - Motion granting leave for certain records relating to the *Prostitution Regulation Act 1986* to be adduced in the Supreme Court of Victoria - (Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).
- 36 SUPERANNUATION LUMP SUM FUND REPORT, 1988-89 - To be considered.
- 37 CURRICULUM AND ASSESSMENT BOARD REPORT, 1989-90 - To be considered.
- 38 DAIRY INDUSTRY AUTHORITY REPORT, 1989-90 - To be considered.
- 39 EGG INDUSTRY LICENSING COMMITTEE REPORT, 1989-90 - To be considered.
- 40 EGG MARKETING BOARD REPORT, 1989-90 - To be considered.
- 41 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORTS, 1987-88 and 1988-89 - To be considered.
- 42 PENSIONS SUPPLEMENTATION FUND REPORT, 1988-89 - To be considered.
- 43 PUBLIC RECORD OFFICE REPORT, 1989-90 - To be considered.
- 44 STATE BANK REPORT, 1989-90 - To be considered.
- * 45 ACCOMMODATION MANAGEMENT - AUDITOR-GENERAL'S REPORT OCTOBER 1990 - To be considered.
- * 46 BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1989-90 - To be considered.
- * 47 COAL CORPORATION REPORT, 1989-90 - To be considered.
- * 48 COUNTRY FIRE AUTHORITY REPORT, 1989-90 - To be considered.
- * 49 GAS AND FUEL CORPORATION REPORT, 1989-90 - To be considered.
- * 50 GEELONG REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
- * 51 GRANTS COMMISSION REPORT, 1989-90 - To be considered.
- * 52 HISTORIC BUILDINGS COUNCIL REPORT, 1989-90 - To be considered.
- * 53 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1989-90 - To be considered.
- * 54 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1989-90 - To be considered.
- * 55 PLUMBERS GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT 1989-90 - To be considered.
- * 56 PORT OF GEELONG AUTHORITY REPORT, 1989-90 - To be considered.
- * 57 PORT OF MELBOURNE AUTHORITY REPORT, 1989-90 - To be considered.
- * 58 PORT OF PORTLAND AUTHORITY REPORT, 1989-90 - To be considered.

- *59 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
- *60 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.
- *61 SOLAR ENERGY COUNCIL REPORT, 1989-90 - To be considered.
- *62 STAMPS ACT 1958 - MINISTER'S REPORT OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS, 1989-90 - To be considered.
- *63 STATE ELECTRICITY COMMISSION REPORT, 1989-90 - To be considered.
- *64 STATE FILM CENTRE COUNCIL REPORT, 1989-90 - To be considered.
- *65 TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1990 - To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- * 1 LIQUOR CONTROL (FEES) BILL - (*from Assembly - Hon. D.R. White*) - Second reading.
- * 2 TEACHING SERVICE (AMENDMENT) BILL - (*Hon. B.T. Pullen*) - Second reading.
- * 3 MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2) - (*Hon. B.W. Mier*) - Second reading.
- * 4 JUDICIAL STUDIES BOARD BILL - (*from Assembly - Hon. M.A. Lyster*) - Second reading.
- * 5 VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL - (*from Assembly - Hon. B.W. Mier*) - Second reading.
- 6 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 8 PAY-ROLL TAX (AMENDMENT) BILL (No. 2) - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 9 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 10 CRIMES (SEXUAL OFFENCES) BILL - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).

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- 11 MURRAY-DARLING BASIN (AMENDMENT) BILL - (Hon. B.T. Pullen) -
Second reading - Resumption of debate. (Hon. M.A. Birrell).
 - 12 HEALTH (RADIOGRAPHERS) BILL - (Hon. C.J. Hogg) - Second reading -
Resumption of debate. (Hon. Marie Tehan).
 - 13 FARM PRODUCE WHOLESALE BILL - (from Assembly - Hon. M.A. Lyster) -
Second reading - Resumption of debate. (Hon. R.S. de Fegely).
 - 14 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading -
Resumption of debate. (Hon. G.P. Connard).

CONTINGENT NOTICE OF MOTION

- 1 THE HON. M.A. LYSTER - Contingent upon the Farm Produce Wholesale Bill being committed: To move, That it be an instruction to the Committee that it have power to consider amendments and new clauses providing for the registration of grain traders who are wholesalers.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 85

Thursday, 1 November 1990
Mr President takes the Chair at 11.00 a.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- * 1 THE HON. D.M. EVANS - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 12 sitting days remain for resolving ***]
- * 2 THE HON. D.M. EVANS - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 12 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- 1 FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 2 PAY-ROLL TAX (AMENDMENT) BILL (No. 2) - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. R.M. Hallam*).
- * 3 HEALTH SERVICES (FURTHER AMENDMENT) BILL - AMENDMENTS OF THE ASSEMBLY - To be considered.

* *Indicates new entry.*

** *Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.*

- 4 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL** - (Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. Marie Tehan).
- 5 **CRIMES (SEXUAL OFFENCES) BILL** - (Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 6 **MURRAY-DARLING BASIN (AMENDMENT) BILL** - (Hon. B.T. Pullen) - Second reading - *Resumption of debate.* (Hon. M.A. Birrell).
- 7 **HEALTH (RADIOGRAPHERS) BILL** - (Hon. C.J. Hogg) - Second reading - *Resumption of debate.* (Hon. Marie Tehan).
- 8 **LIQUOR CONTROL (FEES) BILL** - (from Assembly - Hon. D.R. White) - Second reading - *Resumption of debate.* (Hon. R.M. Hallam).
- 9 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL** - (from Assembly - Hon. B.W. Mier) - Second reading - *Resumption of debate.* (Hon. R.M. Hallam).
- 10 **JUDICIAL STUDIES BOARD BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- * 11 **JURIES (AMENDMENT) BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. Haddon Storey).
- 12 **FARM PRODUCE WHOLESALE BILL** - (from Assembly - Hon. M.A. Lyster) - Second reading - *Resumption of debate.* (Hon. R.S. de Fegely).
- 13 **FAIR TRADING (AMENDMENT) BILL** - (Hon. B.W. Mier) - Second reading - *Resumption of debate.* (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
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Thursday, 1 November 1990

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Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

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- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
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 - (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
 - (a) allow the Australian dollar to drop to a more realistic figure.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
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- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
 - 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
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 - 23 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1989-90 - To be considered.
 - 24 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1989-90 - To be considered.
 - 25 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1989-90 - To be considered.
 - 26 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1989-90 - To be considered.
 - 27 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1989-90 - To be considered.

- 28 TOURISM COMMISSION REPORT, 1989-90 - To be considered.
- 29 EXHIBITION TRUST REPORT, 1989-90 - To be considered.
- 30 LATROBE REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
- 31 SUPERANNUATION LUMP SUM FUND REPORT, 1988-89 - To be considered.
- 32 CURRICULUM AND ASSESSMENT BOARD REPORT, 1989-90 - To be considered.
- 33 DAIRY INDUSTRY AUTHORITY REPORT, 1989-90 - To be considered.
- 34 EGG INDUSTRY LICENSING COMMITTEE REPORT, 1989-90 - To be considered.
- 35 EGG MARKETING BOARD REPORT, 1989-90 - To be considered.
- 36 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORTS, 1987-88 and 1988-89 - To be considered.
- 37 PENSIONS SUPPLEMENTATION FUND REPORT, 1988-89 - To be considered.
- 38 PUBLIC RECORD OFFICE REPORT, 1989-90 - To be considered.
- 39 STATE BANK REPORT, 1989-90 - To be considered.
- 40 ACCOMMODATION MANAGEMENT - AUDITOR-GENERAL'S REPORT, OCTOBER 1990 - To be considered.
- 41 BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1989-90 - To be considered.
- 42 COAL CORPORATION REPORT, 1989-90 - To be considered.
- 43 COUNTRY FIRE AUTHORITY REPORT, 1989-90 - To be considered.
- 44 GAS AND FUEL CORPORATION REPORT, 1989-90 - To be considered.
- 45 GEELONG REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
- 46 GRANTS COMMISSION REPORT, 1989-90 - To be considered.
- 47 HISTORIC BUILDINGS COUNCIL REPORT, 1989-90 - To be considered.
- 48 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1989-90 - To be considered.
- 49 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1989-90 - To be considered.
- 50 PLUMBERS GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT, 1989-90 - To be considered.
- 51 PORT OF GEELONG AUTHORITY REPORT, 1989-90 - To be considered.
- 52 PORT OF MELBOURNE AUTHORITY REPORT, 1989-90 - To be considered.
- 53 PORT OF PORTLAND AUTHORITY REPORT, 1989-90 - To be considered.
- 54 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
- 55 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.
- 56 SOLAR ENERGY COUNCIL REPORT, 1989-90 - To be considered.
- 57 STAMPS ACT 1958 - MINISTER'S REPORT OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS, 1989-90 - To be considered.
- 58 STATE ELECTRICITY COMMISSION REPORT, 1989-90 - To be considered.
- 59 STATE FILM CENTRE COUNCIL REPORT, 1989-90 - To be considered.

- 60 TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1990 - To be considered.
- *61 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1990 - To be considered.
- *62 TRANSPORT ACCIDENT COMMISSION REPORT, 1989-90 - To be considered.

CONTINGENT NOTICE OF MOTION

- 1 THE HON. M.A. LYSTER - Contingent upon the Farm Produce Wholesale Bill being committed: To move, That it be an instruction to the Committee that it have power to consider amendments and new clauses providing for the registration of grain traders who are wholesalers.

* * * *

TUESDAY, 13 NOVEMBER 1990

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 TEACHING SERVICE (AMENDMENT) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 2 MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2) - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. J.G. Miles).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 84, 85 and 86

No. 84—Tuesday, 30 October 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable C. J. Hogg presented Messages from His Excellency the Governor informing the Council—
That he had, on 23 October 1990, given the Royal Assent to the undermentioned Act presented to him by the Honourable the Speaker of the Legislative Assembly:
Appropriation (1990–91, No. 1) Act.
That he had, on 23 October 1990, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
Works and Services (Ancillary Provisions, 1990–91, No. 2) Act
Fisheries (Shark Fishery) Act.
- 3 **LIQUOR CONTROL (FEES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Liquor Control Act 1987’ to increase fees for licences and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honourable C. J. Hogg (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **FISHERIES (SHARK FISHERY) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.
- 5 **PETITION—RADIOTHERAPY SERVICES, BALLARAT**—The Honourable R. I. Knowles presented a Petition from certain citizens of Victoria praying that radiotherapy services be established at Ballarat.
Ordered to lie on the Table.
- 6 **TEACHING SERVICE (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg (for the Honourable B. T. Pullen), leave was given to bring in a Bill to amend the *Teaching Service Act 1981* to make provision with respect to the term of appointment of principals and the promotion of advanced skills teachers and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 **MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2)**—On the motion (by leave without notice) of the Honourable B. W. Mier, leave was given to bring in a Bill to amend the *Martial Arts Control Act 1986* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 8 **PAPERS**—
AUDITOR-GENERAL—The following Paper was laid upon the Table by the Clerk pursuant to an order of the Council on 5 September 1990:
Auditor-General—Report on Accommodation Management, October 1990.

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

- Broiler Industry Negotiation Committee—Report for the year 1989–90.
- Coal Corporation—Report and financial statements for the year 1989–90.
- Country Fire Authority—Report and financial statements for the year 1989–90.
- Education Act 1958—Teachers Registration Board Regulations 1990.
- Gas and Fuel Corporation—Report and financial statements for the year 1989–90.
- Geelong Regional Commission—Report and financial statements for the year 1989–90.
- Grants Commission—Report for the year ended 31 August 1990.
- Historic Buildings Council—Report and financial statements for the year 1989–90.
- Melbourne and Metropolitan Board of Works—Report and financial statements for the year 1989–90.
- Melbourne Wholesale Fruit and Vegetable Market Trust—Report and financial statements for the year 1989–90.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Altona Planning Scheme—Amendment RL111 Part 4.
- Berwick Planning Scheme—Amendment RL111 Part 4.
- Box Hill Planning Scheme—Amendment RL111 Part 4.
- Broadmeadows Planning Scheme—Amendments L23 and RL111 Part 4.
- Bulla Planning Scheme—Amendments L27 and RL111 Part 4.
- Buln Buln Planning Scheme—Amendment L6.
- Bungaree Planning Scheme—Amendment L3.
- Coburg Planning Scheme—Amendment RL111 Part 4.
- Cranbourne Planning Scheme—Amendment RL111 Part 4.
- Dandenong Planning Scheme—Amendment RL111 Part 4.
- Diamond Valley Planning Scheme—Amendments RL111 Parts 3 and 4.
- Doncaster and Templestowe Planning Scheme—Amendment RL111 Part 4.
- Eltham Planning Scheme—Amendments L10 and RL111 Part 4.
- Fitzroy Planning Scheme—Amendment L5.
- Footscray Planning Scheme—Amendment RL111 Part 4.
- Frankston Planning Scheme—Amendment RL111 Part 4.
- Hastings Planning Scheme—Amendments L38 and L41.
- Hawthorn Planning Scheme—Amendment RL111 Part 4.
- Heidelberg Planning Scheme—Amendments L18 and RL111 Part 4.
- Horsham Planning Scheme—Amendment L18 Part 1.
- Keilor Planning Scheme—Amendment RL111 Part 4.
- Kew Planning Scheme—Amendments L9 and RL111 Part 4.
- Melbourne Planning Scheme—Amendment L50.
- Melton Planning Scheme—Amendment RL111 Part 4.
- Mildura (City) Planning Scheme—Amendment L23.
- Narracan Planning Scheme—Amendment L13.
- Newham and Woodend Planning Scheme—Amendment L10.
- Northcote Planning Scheme—Amendment RL111 Part 4.
- Orbost Planning Scheme—Amendments L11 and L12.
- Phillip Island Planning Scheme—Amendment L22 Parts A to E.
- Port Fairy Planning Scheme—Amendment L2 Part 2.
- Preston Planning Scheme—Amendments L21 and RL111 Part 4.
- Richmond Planning Scheme—Amendment L12.
- Ringwood Planning Scheme—Amendment RL111 Part 4.
- Rochester Planning Scheme—Amendment L4.
- Rodney Planning Scheme—Amendments L17 and L24.

Planning and Environment Act 1987—continued

St Kilda Planning Scheme—Amendment L7.

Seymour Planning Scheme—Amendment L22.

Springvale Planning Scheme—Amendment RL111 Part 4.

Sunshine Planning Scheme—Amendment RL111 Part 4.

Tambo Planning Scheme—Amendment L39.

Victoria—State Section Planning Schemes—Amendment S7.

Warrnambool (Shire) Planning Scheme—Amendment L2.

Waverley Planning Scheme—Amendments L10 and RL111 Part 4.

Werribee Planning Scheme—Amendment RL111 Part 4.

Whittlesea Planning Scheme—Amendments RL111 Parts 1, 2 and 4.

Plumbers Gasfitters and Drainers Registration Board—Report and financial statements for the year 1989–90.

Port of Geelong Authority—Report and financial statements for the year 1989–90.

Port of Melbourne Authority—Report and financial statements for the year 1989–90.

Port of Portland Authority—Report and financial statements for the year 1989–90.

Post-Secondary Education Commission—Report and financial statements for the year 1989–90.

Small Business Development Corporation—Report and financial statements for the year 1989–90.

Solar Energy Council—Report and financial statements for the year 1989–90.

Stamps Act 1958—Minister's report of 26 October 1990 of approved exemptions and partial exemptions for the year 1989–90.

State Electricity Commission—Report and financial statements for the year 1989–90.

State Film Centre Council—Report and financial statements for the year 1989–90.

Statutory Rules under the following Acts of Parliament:

Accident Compensation Act 1985—No. 276.

Drugs, Poisons and Controlled Substances Act 1981—No. 279.

Evidence Act 1958—No. 271.

Gas and Fuel Corporation Act 1958—No. 273.

Nurses Act 1958—No. 281.

Public Service Act 1974—PSD No. 32.

Road Safety Act 1986—No. 274.

State Bank Act 1988—No. 277, together with copies of the 1990 Australian Income Tax Legislation, Volumes 1A and 1B, incorporating the Commonwealth Income Tax Assessment Act 1936, CCH Australia Ltd. which, by section 32 of the *Interpretation of Legislation Act 1984*, are also required to be laid upon the Table.

Supreme Court Act 1986—No. 275.

Tobacco Act 1987—No. 278.

Transport Superannuation Act 1988—No. 280.

Zoological Parks and Gardens Act 1967—No. 272.

Tomato Processing Industry Negotiating Committee—Report for the year ended 31 May 1990.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

9 **BUSINESS POSTPONED**—Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

- 10 **MILDURA COLLEGE LANDS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time—

And the President having ruled the Bill to be a Private Bill—

The Honourable C. J. Hogg (for the Honourable B.T. Pullen) moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

Debate resumed.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 11 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 6 inclusive, be postponed until later this day.

- 12 **BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **JUDICIAL STUDIES BOARD BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish a Judicial Studies Board and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 14 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to repeal the 'Victorian Public Offices Corporation Act 1974', to amend various other Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg (for the Honourable B. W. Mier), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 15 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable C. J. Hogg moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.11 p.m., adjourned until tomorrow at 10.30 a.m.

No. 85—Wednesday, 31 October 1990

- 1 The President took the Chair and read the Prayer.
- 2 **JURIES (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Juries Act 1967’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **HEALTH SERVICES (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 4 **PETITIONS**—

MARTHA COVE DEVELOPMENT—The Honourable K. M. Smith presented a Petition from certain citizens of Victoria supporting the proposed Martha Cove Development in the Safety Beach area.

Ordered to lie on the Table.

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PRE-SCHOOL FUNDING—The Honourable J. G. Miles presented a Petition from certain citizens of Victoria praying that the Government reinstate pre-school funding.

Ordered to lie on the Table.

- 5 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Members of Parliament (Register of Interests) Act 1978—Cumulative Summary of Returns, September 1990.

Transport Accident Commission—Report and financial statements for the year 1989–90.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 **BUSINESS POSTPONED**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 8 inclusive, be postponed until later this day.

- 7 **RURAL CRISIS**—The Honourable W. R. Baxter moved, That this House acknowledges that there is a rural crisis in Victoria which is seriously affecting primary producers, small business and the State’s economy, and notes that the Government has neither recognised that there is a problem nor taken adequate action to address the issue.

Debate ensued.

Question—put and resolved in the affirmative.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of Notice of Motion, General Business, No. 10, and Orders of the Day, General Business, Nos. 1 to 34 inclusive, be postponed until later this day.

- 9 **ADDUCTION OF OFFICIAL RECORDS**—The Order of the Day having been read for the resumption of the debate on the question, That this House grants leave for the following records of the proceedings in this House to be adduced in the Supreme

Court of Victoria in proceedings between the City of Camberwell and the Government of Victoria relating to the *Prostitution Regulation Act 1986*:

- (a) Minutes of the Proceedings No. 74 of 26 November 1986; No. 75 of 2 December 1986; No. 77 of 4 December 1986; and No. 78 of 5 December 1986;
- (b) Divisions in Committee No. 14 of 2 December 1986 and 4 December 1986;
- (c) Victorian Parliamentary Debates, Legislative Council, Session 1986, Volume 384, pages 1266 to 1273 and 1315 to 1371; and Volume 385, pages 1542 to 1550; and
- (d) Victorian Parliamentary Debates, Legislative Council, Session 1987, Volume 388, pages 726 to 741.

Debate resumed.

Question—put and resolved in the affirmative.

10 BUSINESS POSTPONED—

Ordered—That the consideration of the remaining Orders of the Day, General Business, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, and Orders of the Day, Government Business, Nos. 1 to 5 inclusive, be postponed until later this day.

11 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time.

Debate resumed.

[The Honourables B. A. Chamberlain, R. M. Hallam and R. A. Mackenzie having each declared a pecuniary interest abstained from voting].

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

12 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the following Bills without amendment:

- Evidence (Amendment) Bill
- Mildura College Lands (Amendment) Bill.

13 LIQUOR CONTROL (FEES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. M. Hallam moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

14 JURIES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable M. A. Lyster) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 **JUDICIAL STUDIES BOARD BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable M. A. Lyster) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 **TEACHING SERVICE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 13 November 1990.

- 17 **MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable J. G. Miles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 13 November 1990.

- 18 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable R. M. Hallam moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 19 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.28 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 86—Thursday, 1 November 1990

- 1 The President took the Chair and read the Prayer.
- 2 **LAND TAX (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Land Tax Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PAPERS—

PUBLIC BODIES REVIEW COMMITTEE—MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST—The Honourable G. B. Ashman presented a Report from the Public Bodies Review Committee on the Melbourne Wholesale Fruit and Vegetable Market Trust, together with Minutes of Evidence.

Ordered to lie on the Table and the Report to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Anti-Cancer Council—Report and financial statement for the year 1989–90.

Consumer Affairs Ministry—Report and financial statements for the year 1989–90.

Housing and Construction Ministry—Report and financial statements for the year 1989–90.

Legal Profession Practice Act 1958—By-laws of the Law Institute of Victoria, August and November 1989 (two papers).

Sport and Recreation Department—Report and financial statements for the year 1989–90.

Statutory Rules under the following Acts of Parliament:

Intellectually Disabled Persons' Services Act 1986—No. 282.

Transport Act 1983—Nos. 288 to 290 and 292.

Totalizator Agency Board—Report and financial statements for the year ended 31 July 1990.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

4 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

5 LAND TAX (AMENDMENT) BILL (No. 2)—

The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. M. Hallam moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

6 FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL—

The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 7 **PAY-ROLL TAX (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to certain amendments and to the following resolution:

That it be a suggestion to the Assembly that they make the following amendment in the Bill:

Clause 13, page 12, line 32, omit "1 520 000C" and insert "520 000C"

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On the motion of the Honourable D. R. White, the Council adopted the Report and Resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing Resolution, and acquainting them that the Council have agreed to amendments in the Bill, with which they desire the concurrence of the Assembly.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 8 **HEALTH SERVICES (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 10, page 3, lines 14 to 18, for sub-paragraph (ii) substitute—

“(ii) Natural persons who, in accordance with the by-laws, are appointed by the board on the nomination of a board of any public hospital or denominational hospital which serves the area served by the centre and who are members of the board, or employees, of that hospital.”.

2. Clause 21, page 7, lines 14 and 15, omit “professional associations” and insert “members of a professional association”.

3. Clause 22, line 9, after “141 (2) (c)” insert “of the Principal Act”.

On the motion of the Honourable C. J. Hogg, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting therewith.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.

- 10 **MURRAY-DARLING BASIN (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable R. M. Hallam (for the Honourable D. M. Evans) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Business Franchise Acts (Further Amendment) Bill
Financial Institutions Duty (Further Amendment) Bill.

- 12 **PAY-ROLL TAX (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly have agreed to the amendments made by the Council and, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make an amendment in such Bill, have made the suggested amendment, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill (including the amendment made by the Assembly on the suggestion of the Council) without further amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill (including the amendment made by the Assembly on the suggestion of the Council) without further amendment.

- 13 **COURTS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Supreme Court Act 1986', the 'County Court Act 1958', the 'Crimes Act 1958', the 'Legal Profession Practice Act 1958', the 'Constitution Act 1975' and certain other Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable M. A. Lyster), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 14 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday, 13 November 1990.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.41 p.m., adjourned until Tuesday, 13 November 1990.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 86

Tuesday, 13 November 1990

Mr President takes the Chair at 3.00 p.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 11 sitting days remain for resolving ***]
- 2 **THE HON. D.M. EVANS** - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 11 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 **THE HON. B.W. MIER** - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- * 1 **COURTS (AMENDMENT) BILL** - (*from Assembly - Hon. M.A. Lyster*) - Second reading.
- * 2 **LAND TAX (AMENDMENT) BILL (No. 2)** - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. R.M. Hallam).*
- 3 **LIQUOR CONTROL (FEES) BILL** - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. R.M. Hallam).*
- 4 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

- 5 MURRAY-DARLING BASIN (AMENDMENT) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. D.M. Evans).
- 6 HEALTH (RADIOGRAPHERS) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 7 CRIMES (SEXUAL OFFENCES) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 8 TEACHING SERVICE (AMENDMENT) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 9 MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2) - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. J.G. Miles).
- 10 VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL - (from Assembly - Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. R.M. Hallam).
- 11 JUDICIAL STUDIES BOARD BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 12 JURIES (AMENDMENT) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 13 FARM PRODUCE WHOLESALE BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. R.S. de Fegely).
- 14 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal

Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.

- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 9 **THE HON. K.I.M. WRIGHT** - To move, That because of disastrous prices for citrus juices well below cost of production this House urges the Federal Government to -
 - (a) remove developing country status and tariff concessions for Brazil;
 - (b) improve anti-dumping regulations;
 - (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
 - (a) allow the Australian dollar to drop to a more realistic figure.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).

- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 **PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
- 16 **PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
- 17 **STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 18 **BUSINESS POLICIES OF GOVERNMENT** - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 19 **EXHIBITION TRUST REPORT, 1989-90** - To be considered.
- 20 **LATROBE REGIONAL COMMISSION REPORT, 1989-90** - To be considered.
- 21 **SUPERANNUATION LUMP SUM FUND REPORT, 1988-89** - To be considered.
- 22 **CURRICULUM AND ASSESSMENT BOARD REPORT, 1989-90** - To be considered.
- 23 **DAIRY INDUSTRY AUTHORITY REPORT, 1989-90** - To be considered.
- 24 **EGG INDUSTRY LICENSING COMMITTEE REPORT, 1989-90** - To be considered.
- 25 **EGG MARKETING BOARD REPORT, 1989-90** - To be considered.
- 26 **LATROBE VALLEY WATER AND SEWERAGE BOARD REPORTS, 1987-88 and 1988-89** - To be considered.
- 27 **PENSIONS SUPPLEMENTATION FUND REPORT, 1988-89** - To be considered.
- 28 **PUBLIC RECORD OFFICE REPORT, 1989-90** - To be considered.
- 29 **STATE BANK REPORT, 1989-90** - To be considered.
- 30 **ACCOMMODATION MANAGEMENT - AUDITOR-GENERAL'S REPORT, OCTOBER 1990** - To be considered.

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- 31 BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1989-90 - To be considered.
 - 32 COAL CORPORATION REPORT, 1989-90 - To be considered.
 - 33 COUNTRY FIRE AUTHORITY REPORT, 1989-90 - To be considered.
 - 34 GAS AND FUEL CORPORATION REPORT, 1989-90 - To be considered.
 - 35 GEELONG REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
 - 36 GRANTS COMMISSION REPORT, 1989-90 - To be considered.
 - 37 HISTORIC BUILDINGS COUNCIL REPORT, 1989-90 - To be considered.
 - 38 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1989-90 - To be considered.
 - 39 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1989-90 - To be considered.
 - 40 PLUMBERS GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT, 1989-90 - To be considered.
 - 41 PORT OF GEELONG AUTHORITY REPORT, 1989-90 - To be considered.
 - 42 PORT OF MELBOURNE AUTHORITY REPORT, 1989-90 - To be considered.
 - 43 PORT OF PORTLAND AUTHORITY REPORT, 1989-90 - To be considered.
 - 44 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
 - 45 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.
 - 46 SOLAR ENERGY COUNCIL REPORT, 1989-90 - To be considered.
 - 47 STAMPS ACT 1958 - MINISTER'S REPORT OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS, 1989-90 - To be considered.
 - 48 STATE ELECTRICITY COMMISSION REPORT, 1989-90 - To be considered.
 - 49 STATE FILM CENTRE COUNCIL REPORT, 1989-90 - To be considered.
 - 50 TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1990 - To be considered.
 - 51 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1990 - To be considered.
 - 52 TRANSPORT ACCIDENT COMMISSION REPORT, 1989-90 - To be considered.
 - * 53 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT - To be considered.
 - * 54 ANTI-CANCER COUNCIL REPORT, 1989-90 - To be considered.
 - * 55 CONSUMER AFFAIRS MINISTRY REPORT, 1989-90 - To be considered.
 - * 56 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1989-90 - To be considered.
 - * 57 SPORT AND RECREATION DEPARTMENT REPORT, 1989-90 - To be considered.
 - * 58 TOTALIZATOR AGENCY BOARD REPORT, 1989-90 - To be considered.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. M.A. LYSTER** - Contingent upon the Farm Produce Wholesale Bill being committed: To move, That it be an instruction to the Committee that it have power to consider amendments and new clauses providing for the registration of grain traders who are wholesalers.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 87

Wednesday, 14 November 1990

Mr President takes the Chair at 10.30 a.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 10 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 10 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 9 **THE HON. K.I.M. WRIGHT** - To move, That because of disastrous prices for citrus juices well below cost of production this House urges the Federal Government to -
 - (a) remove developing country status and tariff concessions for Brazil;
 - (b) improve anti-dumping regulations;
 - (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
 - (a) allow the Australian dollar to drop to a more realistic figure.
- * 10 **THE HON. B.A. CHAMBERLAIN** - To move, That this House condemns the Government for its abysmal handling of the release of metropolitan residential land and the failure to provide for its servicing.
- * 11 **THE HON. R.M. HALLAM** - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion

- to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
 - 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
 - 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
 - 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
 - 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
 - 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
 - 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
 - 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
 - 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
 - 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
 - 15 **PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
 - 16 **PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
 - 17 **STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
 - 18 **BUSINESS POLICIES OF GOVERNMENT** - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
 - 19 **SUPERANNUATION LUMP SUM FUND REPORT, 1988-89** - To be considered.
 - 20 **CURRICULUM AND ASSESSMENT BOARD REPORT, 1989-90** - To be considered.
 - 21 **DAIRY INDUSTRY AUTHORITY REPORT, 1989-90** - To be considered.

- 22 EGG INDUSTRY LICENSING COMMITTEE REPORT, 1989-90 - To be considered.
- 23 EGG MARKETING BOARD REPORT, 1989-90 - To be considered.
- 24 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORTS, 1987-88 and 1988-89 - To be considered.
- 25 PENSIONS SUPPLEMENTATION FUND REPORT, 1988-89 - To be considered.
- 26 PUBLIC RECORD OFFICE REPORT, 1989-90 - To be considered.
- 27 STATE BANK REPORT, 1989-90 - To be considered.
- 28 ACCOMMODATION MANAGEMENT - AUDITOR-GENERAL'S REPORT, OCTOBER 1990 - To be considered.
- 29 BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1989-90 - To be considered.
- 30 COAL CORPORATION REPORT, 1989-90 - To be considered.
- 31 COUNTRY FIRE AUTHORITY REPORT, 1989-90 - To be considered.
- 32 GAS AND FUEL CORPORATION REPORT, 1989-90 - To be considered.
- 33 GEELONG REGIONAL COMMISSION REPORT, 1989-90 - To be considered.
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- 35 HISTORIC BUILDINGS COUNCIL REPORT, 1989-90 - To be considered.
- 36 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1989-90 - To be considered.
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- 38 PLUMBERS GASFITTERS AND DRAINERS REGISTRATION BOARD REPORT, 1989-90 - To be considered.
- 39 PORT OF GEELONG AUTHORITY REPORT, 1989-90 - To be considered.
- 40 PORT OF MELBOURNE AUTHORITY REPORT, 1989-90 - To be considered.
- 41 PORT OF PORTLAND AUTHORITY REPORT, 1989-90 - To be considered.
- 42 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1989-90 - To be considered.
- 43 SOLAR ENERGY COUNCIL REPORT, 1989-90 - To be considered.
- 44 STAMPS ACT 1958 - MINISTER'S REPORT OF APPROVED EXEMPTIONS AND PARTIAL EXEMPTIONS, 1989-90 - To be considered.
- 45 STATE ELECTRICITY COMMISSION REPORT, 1989-90 - To be considered.
- 46 STATE FILM CENTRE COUNCIL REPORT, 1989-90 - To be considered.
- 47 TOMATO PROCESSING INDUSTRY NEGOTIATING COMMITTEE REPORT, MAY 1990 - To be considered.
- 48 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1990 - To be considered.
- 49 TRANSPORT ACCIDENT COMMISSION REPORT, 1989-90 - To be considered.
- 50 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT - To be considered.
- 51 ANTI-CANCER COUNCIL REPORT, 1989-90 - To be considered.
- 52 CONSUMER AFFAIRS MINISTRY REPORT, 1989-90 - To be considered.

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- 53 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1989-90 - To be considered.
 - 54 SPORT AND RECREATION DEPARTMENT REPORT, 1989-90 - To be considered.
 - 55 TOTALIZATOR AGENCY BOARD REPORT, 1989-90 - To be considered.
 - *56 ADMINISTRATIVE ARRANGEMENT ORDERS Nos. 80 and 81 - To be considered.
 - *57 SUBORDINATE LEGISLATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S EIGHTEENTH REPORT (S.R. No. 64/1990) - To be considered.
 - *58 AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1989-90 - To be considered.
 - *59 APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - *60 BEEAC AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - *61 BOX HILL HOSPITAL REPORT, 1989-90 - To be considered.
 - *62 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - *63 CLUNES DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - *64 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1989-90 - To be considered.
 - *65 DIMBOOLA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - *66 EQUAL OPPORTUNITY - COMMISSIONER'S REPORT, 1989-90 - To be considered.
 - *67 FAIRFIELD HOSPITAL REPORT, 1989-90 - To be considered.
 - *68 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.
 - *69 GREENVALE CENTRE REPORT, 1989-90 - To be considered.
 - *70 KILMORE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - *71 LAW REFORM COMMISSION REPORT, 1989-90 - To be considered.
 - *72 LORNE COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - *73 MAFFRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - *74 MAROONDAH HOSPITAL REPORT, 1989-90 - To be considered.
 - *75 NATIONAL PARKS - DIRECTOR'S REPORT, 1989-90 - To be considered.
 - *76 PATRIOTIC FUNDS COUNCIL REPORT, 1989 - To be considered.
 - *77 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
 - *78 PRISON INDUSTRIES COMMISSION REPORT, 1989-90 - To be considered.
 - *79 PUBLIC TRANSPORT CORPORATION REPORT, 1989-90 - To be considered.
 - *80 ROADS CORPORATION REPORT, 1989-90 - To be considered.
 - *81 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1989-90 - To be considered.
 - *82 ROYAL MELBOURNE HOSPITAL REPORT, 1989-90 - To be considered.
 - *83 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1989-90 - To be considered.

- * 84 RURAL WATER COMMISSION REPORT, 1988-89 - To be considered.
- * 85 ST. GEORGE'S HOSPITAL REPORT, 1989-90 - To be considered.
- * 86 STAWELL DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 87 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 88 ZOOLOGICAL BOARD REPORT, 1989-90 - To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- * 1 CONSTITUTION (PROPORTIONAL REPRESENTATION) BILL - *(from Assembly - Hon. B.W. Mier)* - Second reading.
- * 2 PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL - *(Hon. D.R. White)* - Second reading.
- * 3 DENTISTS (AMENDMENT) BILL - *(Hon. C.J. Hogg)* - Second reading.
- * 4 HEALTH REGISTRATION ACTS (AMENDMENT) BILL - *(Hon. C.J. Hogg)* - Second reading.
- * 5 FREEDOM OF INFORMATION (AMENDMENT) BILL - *(Hon. M.A. Lyster)* - Second reading.
- 6 LAND TAX (AMENDMENT) BILL (No. 2) - *(from Assembly - Hon. D.R. White)* - Second reading - *Resumption of debate. (Hon. R. Macey).*
- 7 CRIMES (SEXUAL OFFENCES) BILL - *(Hon. M.A. Lyster)* - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 8 TEACHING SERVICE (AMENDMENT) BILL - *(Hon. B.T. Pullen)* - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 9 COURTS (AMENDMENT) BILL - *(from Assembly - Hon. M.A. Lyster)* - To be committed.
- 10 MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2) - *(Hon. B.W. Mier)* - Second reading - *Resumption of debate. (Hon. J.G. Miles).*
- 11 VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL - *(from Assembly - Hon. B.W. Mier)* - To be committed.
- 12 FARM PRODUCE WHOLESALE BILL - *(from Assembly - Hon. M.A. Lyster)* - Second reading - *Resumption of debate. (Hon. R.S. de Fegely).*
- 13 FAIR TRADING (AMENDMENT) BILL - *(Hon. B.W. Mier)* - Second reading - *Resumption of debate. (Hon. G.P. Connard).*

CONTINGENT NOTICE OF MOTION

- 1 THE HON. M.A. LYSTER - Contingent upon the Farm Produce Wholesale Bill being committed: To move, That it be an instruction to the Committee that it have power to consider amendments and new clauses providing for the registration of grain traders who are wholesalers.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 where a Bill is introduced by a Minister or is received from the Legislative Assembly after 16 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 19 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 88

Thursday, 15 November 1990

Mr President takes the Chair at 11.00 a.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 9 sitting days remain for resolving ***]
- 2 **THE HON. D.M. EVANS** - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 9 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 **THE HON. B.W. MIER** - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- 1 **HEALTH REGISTRATION ACTS (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading.
- 2 **LAND TAX (AMENDMENT) BILL (No. 2)** - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. R. Macey).*
- 3 **CRIMES (SEXUAL OFFENCES) BILL** - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 4 **TEACHING SERVICE (AMENDMENT) BILL** - (*Hon. B.T. Pullen*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 5 **PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL** - (*Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 6 **DENTISTS (AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).
- 7 **COURTS (AMENDMENT) BILL** - (*from Assembly - Hon. M.A. Lyster*) - To be committed.
- 8 **MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2)** - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. J.G. Miles*).
- 9 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL** - (*from Assembly - Hon. B.W. Mier*) - To be committed.
- 10 **FARM PRODUCE WHOLESALE BILL** - (*from Assembly - Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. R.S. de Fegely*).
- 11 **FAIR TRADING (AMENDMENT) BILL** - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate.* (*Hon. G.P. Connard*).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 **THE HON. R.M. HALLAM** - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May

1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 9 **THE HON. K.I.M. WRIGHT** - To move, That because of disastrous prices for citrus juices well below cost of production this House urges the Federal Government to -
- (a) remove developing country status and tariff concessions for Brazil;
 - (b) improve anti-dumping regulations;
 - (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
 - (d) allow the Australian dollar to drop to a more realistic figure.
- 10 **THE HON. R.M. HALLAM** - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).

- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (Hon. R.M. Hallam) - Resumption of debate. (Hon. D.R. White).
- 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (Hon. D.M. Evans) - Resumption of debate. (Hon. D.E. Henshaw).
- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (Hon. G.R. Craige) - Resumption of debate. (Hon. M.A. Lyster).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (Hon. R.A. Mackenzie) - Second reading - Resumption of debate. (Hon. R.I. Knowles).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).
- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (Hon. K.M. Smith) - Resumption of debate. (Hon. G.B. Ashman).
- 19 ACCOMMODATION MANAGEMENT - AUDITOR-GENERAL'S REPORT, OCTOBER 1990 - To be considered.
- 20 BROILER INDUSTRY NEGOTIATION COMMITTEE REPORT, 1989-90 - To be considered.
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- 54 CLUNES DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 55 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1989-90 - To be considered.
- 56 DIMBOOLA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 57 EQUAL OPPORTUNITY - COMMISSIONER'S REPORT, 1989-90 - To be considered.
- 58 FAIRFIELD HOSPITAL REPORT, 1989-90 - To be considered.
- 59 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.

- 60 GREENVALE CENTRE REPORT, 1989-90 - To be considered.
- 61 KILMORE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 62 LAW REFORM COMMISSION REPORT, 1989-90 - To be considered.
- 63 LORNE COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 64 MAFFRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 65 MAROONDAH HOSPITAL REPORT, 1989-90 - To be considered.
- 66 NATIONAL PARKS - DIRECTOR'S REPORT, 1989-90 - To be considered.
- 67 PATRIOTIC FUNDS COUNCIL REPORT, 1989 - To be considered.
- 68 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
- 69 PRISON INDUSTRIES COMMISSION REPORT, 1989-90 - To be considered.
- 70 PUBLIC TRANSPORT CORPORATION REPORT, 1989-90 - To be considered.
- 71 ROADS CORPORATION REPORT, 1989-90 - To be considered.
- 72 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1989-90 - To be considered.
- 73 ROYAL MELBOURNE HOSPITAL REPORT, 1989-90 - To be considered.
- 74 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1989-90 - To be considered.
- 75 RURAL WATER COMMISSION REPORT, 1988-89 - To be considered.
- 76 ST. GEORGE'S HOSPITAL REPORT, 1989-90 - To be considered.
- 77 STAWELL DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 78 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 79 ZOOLOGICAL BOARD REPORT, 1989-90 - To be considered.
- * 80 EDUCATION FOR DEAF STUDENTS - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 14 NOVEMBER 1990 - To be considered.
- * 81 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, CONVENOR OF THE MEDICAL PANELS AND WORKCARE APPEALS BOARD REPORTS, SEPTEMBER 1990 - To be considered.
- * 82 ACCIDENT COMPENSATION ACT 1985 - MINISTER'S ADVICE OF 14 NOVEMBER 1990 OF FAILURE OF ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, WORKCARE APPEALS BOARD, CONVENOR OF THE MEDICAL PANELS AND VICTORIAN ACCIDENT REHABILITATION COUNCIL TO SUBMIT SEPTEMBER QUARTERLY REPORTS AND REASONS THEREFOR - To be considered.
- * 83 ARTS MINISTRY REPORT, 1989-90 - To be considered.
- * 84 LIBRARIES BOARD REPORT, 1989-90 - To be considered.
- * 85 LIQUOR LICENSING COMMISSION REPORT, 1989-90 - To be considered.
- * 86 METROPOLITAN RESIDENTIAL LAND - MOTION CONDEMNING GOVERNMENT FOR ITS HANDLING OF RELEASE AND FAILURE TO PROVIDE SERVICING - (Hon. B.A. Chamberlain) - Resumption of debate. (Hon. B.T. Pullen).

Thursday, 15 November 1990

7

CONTINGENT NOTICE OF MOTION

- 1 THE HON. M.A. LYSTER - Contingent upon the Farm Produce Wholesale Bill being committed: To move, That it be an instruction to the Committee that it have power to consider amendments and new clauses providing for the registration of grain traders who are wholesalers.

* * * *

TUESDAY, 20 NOVEMBER 1990

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 FREEDOM OF INFORMATION (AMENDMENT) BILL - (*Hon. M.A. Lyster*) -
Second reading - *Resumption of debate. (Hon. Haddon Storey).*

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

Thursday, 15 November 1990

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

*ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 (as subsequently amended on 14 November 1990) where a Bill is introduced by a Minister or is received from the Legislative Assembly after 6.00 p.m. on 22 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 23 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 87, 88 and 89

No. 87—Tuesday, 13 November 1990

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented Messages from His Excellency the Governor and Lieutenant-Governor informing the Council that they had, on the following dates, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
 - On 7 November 1990—
 - Health Services (Further Amendment) Act*
 - Business Franchise Acts (Further Amendment) Act*
 - Financial Institutions Duty (Further Amendment) Act*
 - Pay-roll Tax (Amendment) Act.*
 - On 13 November 1990—
 - Evidence (Amendment) Act*
 - Mildura College Lands (Amendment) Act.*
- 3 **PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to make further amendments to the *Petroleum (Submerged Lands) Act 1982*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **DENTISTS (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Dentists Act 1972* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **HEALTH REGISTRATION ACTS (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend various health registration Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **FREEDOM OF INFORMATION (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable M. A. Lyster, leave was given to bring in a Bill to amend section 27 of the *Freedom of Information Act 1982* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 **PAPERS**—
 - ADMINISTRATIVE ARRANGEMENTS**—The Honourable D. R. White moved, by leave, That there be laid before this House copies of Administrative Arrangements Orders Nos. 80 and 81 made pursuant to the *Administrative Arrangements Act 1983*.
 - Question—put and resolved in the affirmative.
 - The said Orders were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable R. I. Knowles moved, That the Orders be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

LEGAL AND CONSTITUTIONAL COMMITTEE—SUBORDINATE LEGISLATION—

The Honourable D. M. Evans presented the Eighteenth Report from the Legal and Constitutional Committee on Subordinate Legislation (S.R. No. 64/1990), together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable R. I. Knowles moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Agriculture and Rural Affairs Department—Report and financial statements for the year 1989–90.

Apollo Bay and District Memorial Hospital—Report and financial statements for the year 1989–90.

Beeac and District Hospital—Report and financial statements for the year 1989–90.

Box Hill Hospital—Report and financial statements for the year 1989–90 (two papers).

Burwood and District Community Hospital—Report and financial statements for the year 1989–90.

Clunes District Hospital—Report and financial statements for the year 1989–90.

Construction Industry Long Service Leave Board—Report and financial statements for the year 1989–90.

Dimboola District Hospital—Report and financial statements for the year 1989–90.

Equal Opportunity—Report of the Commissioner for the year 1989–90.

Fairfield Hospital—Report and financial statements for the year 1989–90.

Geelong Performing Arts Centre Trust—Report and financial statements for the year 1989–90.

Greenvale Centre—Report and financial statements for the year 1989–90.

Kilmore and District Hospital—Report and financial statements for the year 1989–90.

Law Reform Commission—Report and financial statements for the year 1989–90.

Lorne Community Hospital—Report and financial statements for the year 1989–90.

Maffra District Hospital—Report and financial statements for the year 1989–90.

Maroondah Hospital—Report and financial statements for the year 1989–90 (two papers).

National Parks—Report of the Director for the year 1989–90.

Patriotic Funds Council—Report and accounts for the year 1989.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Bairnsdale (Shire) Planning Scheme—Amendment L26.

Bass Planning Scheme—Amendment L11.

Berwick Planning Scheme—Amendments L19 and RL35 Part 4.

Box Hill Planning Scheme—Amendment L8.

Planning and Environment Act 1987—*continued*

- Broadmeadows Planning Scheme—Amendment L8.
 - Bulla Planning Scheme—Amendment L30.
 - Croydon Planning Scheme—Amendment L14.
 - Eltham Planning Scheme—Amendments L6 Part 2 and L9.
 - Essendon Planning Scheme—Amendment L17.
 - Flinders Planning Scheme—Amendment L16.
 - Footscray Planning Scheme—Amendment L8.
 - Gisborne Planning Scheme—Amendment L11.
 - Hastings Planning Scheme—Amendment L13 Part 2.
 - Healesville Planning Scheme—Amendment L27.
 - Keilor Planning Scheme—Amendment L17.
 - Korumburra Planning Scheme—Amendment L16.
 - Lillydale Planning Scheme—Amendment L53.
 - Mildura (City) Planning Scheme—Amendment L19.
 - Newham and Woodend Planning Scheme—Amendment L12.
 - Northcote Planning Scheme—Amendment L11.
 - Numurkah Planning Scheme—Amendment L1 Part 1.
 - Otway Planning Scheme—Amendment L13.
 - Portland (City) Planning Scheme—Amendment L13.
 - Preston Planning Scheme—Amendment L22.
 - Shepparton (City) Planning Scheme—Amendment L27.
 - Sherbrooke Planning Scheme—Amendments L31, L33 and L34.
 - Sunshine Planning Scheme—Amendments L10 Part 1 and L13 Parts 1 and 2.
 - Swan Hill (City) Planning Scheme—Amendment L5.
 - Waverley Planning Scheme—Amendments L6, L9 and L13.
- Post-Secondary Education Commission—Report and financial statements for the year 1989–90 (*in lieu of that tabled on 30 October 1990*).
- Prison Industries Commission—Report and financial statements for the year 1989–90.
- Public Transport Corporation—Report and financial statements for the year 1989–90.
- Roads Corporation—Report and financial statements for the year 1989–90.
- Royal Dental Hospital of Melbourne—Report and financial statements for the year 1989–90 (two papers).
- Royal Melbourne Hospital—Report and financial statements for the year 1989–90.
- Royal Victorian Eye and Ear Hospital—Report and financial statements for the year 1989–90.
- Rural Water Commission—Report and financial statements for the year 1988–89 (*in lieu of that tabled on 1 November 1989*).
- St. George's Hospital—Report and financial statements for the year 1989–90.

Statutory Rules under the following Acts of Parliament:

- Audit Act 1958—No. 298.
- Dietitians Act 1981—Nos. 305 and 306.
- Food Act 1984—No. 304, together with copies of the following documents which, by section 32 of the *Interpretation of Legislation Act 1984*, are also required to be laid upon the Table:
 - National Health and Medical Research Council's Food Standards Code—Amendment No. 6 (*Commonwealth Gazette* No. P 29, 27 August 1990).
 - Food Chemicals Codex, Second Supplement to the Third Edition (1981), National Academy Press, Washington D.C., page 57.
- Instruments Act 1958—No. 286.
- Magistrates' Court Act 1989—No. 301.

Statutory Rules—continued

- Melbourne and Metropolitan Board of Works Act 1958—No. 299.
- Petroleum (Submerged Lands) Act 1982—No. 284.
- Property Law Act 1958—No. 287.
- Rooming Houses Act 1990—No. 303.
- Transfer of Land Act 1958—No. 285.
- Transport Act 1983—Nos. 291 and 293 to 297.
- Water Act 1958—No. 283.

Stawell District Hospital—Report and financial statements for the year 1989–90.

Winchelsea and District Hospital—Report and financial statements for the year 1989–90.

Zoological Board—Report and financial statements for the year 1989–90 (two papers).

* * * *

PROCLAMATIONS—Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 25 October 1988:

- Agricultural Industry Development Act 1990—17 October 1990 (*Gazette* No. G 41, 17 October 1990).
- Building Control (Amendment) Act 1989—Sections 1, 4 and 5—10 December 1990 (*Gazette* No. G 38, 26 September 1990).
- Conservation, Forests and Lands Acts (Amendment) Act 1989—Sections 11 to 15 and 18 (1)—3 October 1990 (*Gazette* No. S 47, 3 October 1990).
- Road Safety (Amendment) Act 1990—Sections 4 and 7 to 9—1 October 1990 (*Gazette* No. G 38, 26 September 1990).
- Rooming Houses Act 1990—1 November 1990 (*Gazette* No. G 43, 31 October 1990).
- Warrnambool Land Act 1989—10 October 1990 (*Gazette* No. G 40, 10 October 1990).

The Honourable R. I. Knowles moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

8 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, and Order of the Day, Government Business, No. 1, be postponed until later this day.

9 LAND TAX (AMENDMENT) BILL (No. 2)—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable R. Macey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

10 COURTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **CONSTITUTION (PROPORTIONAL REPRESENTATION) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision with respect to the method of election of members of the Legislative Council, to amend the ‘Constitution Act 1975’, ‘The Constitution Act Amendment Act 1958’ and the ‘Electoral Boundaries Commission Act 1982’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster (for the Honourable B. W. Mier), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 12 **LIQUOR CONTROL (FEES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 15 **HEALTH (RADIOGRAPHERS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 **MURRAY-DARLING BASIN (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 17 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 10 inclusive, be postponed until later this day.

- 18 **JUDICIAL STUDIES BOARD BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **JURIES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 **COURTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 21 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 22 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable C. J. Hogg moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.20 p.m., adjourned until tomorrow at 10.30 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 88—Wednesday, 14 November 1990

- 1 The President took the Chair and read the Prayer.

- 2 **EDUCATION FOR DEAF STUDENTS**—The Honourable B. T. Pullen having given an answer to a question without notice relating to education for deaf students—

The Honourable K. M. Smith moved, That the Minister's answer be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 3 **ADJOURNMENT OF BILLS**—The Honourable M. A. Birrell moved, by leave, That the Order of the Council of 5 September 1990 providing for the adjournment of debate on Bills received after 16 November 1990 until 1991 be amended as follows:

(a) Omit "16 November 1990" and insert "6.00 p.m. on 22 November 1990".

(b) Omit "19 November 1990" and insert "23 November 1990".

Debate ensued.

Question—put and resolved in the affirmative.

- 4 **PETITION—WATER CATCHMENTS**—The Honourable R. A. Mackenzie presented a Petition from certain citizens of Victoria praying that an inquiry be instituted into the management of Victorian water catchment forests.

Ordered to lie on the Table.

5 PAPERS—

WORKCARE—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of the Reports and financial statements for the quarter ending 30 September 1990 of the—

- (a) Accident Compensation Commission, given to Mr President pursuant to section 37C of the *Accident Compensation Act 1985*;
- (b) Accident Compensation Tribunal, given to Mr President pursuant to section 69B of the *Accident Compensation Act 1985*;
- (c) Accident Rehabilitation Council, given to Mr President pursuant to section 176B of the *Accident Compensation Act 1985*;
- (d) Convenor of the Medical Panels, given to Mr President pursuant to section 72LB of the *Accident Compensation Act 1985*; and
- (e) WorkCare Appeals Board, given to Mr President pursuant to section 71PB of the *Accident Compensation Act 1985*.

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Accident Compensation Act 1985—Minister's advice of 14 November 1990 of failure of the Accident Compensation Commission, Accident Compensation Tribunal, WorkCare Appeals Board, Convenor of the Medical Panels and Victorian Accident Rehabilitation Council to submit September quarterly reports to him within one month after the end of the quarter and the reasons therefor.

Arts Ministry—Report and financial statements for the year 1989–90 [incorporating the Report of the Victorian Council of the Arts].

Libraries Board—Report for the year 1989–90.

Liquor Licensing Commission—Report and financial statements for the year 1989–90.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 9 inclusive, be postponed until later this day.

7 **METROPOLITAN RESIDENTIAL LAND**—The Honourable B. A. Chamberlain moved, That this House condemns the Government for its abysmal handling of the release of metropolitan residential land and the failure to provide for its servicing.

Debate ensued.

The Honourable B. T. Pullen moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining General Business and the Notice of Motion, Government Business, be postponed until later this day.
- 9 **CONSTITUTION (PROPORTIONAL REPRESENTATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

The Council divided.

AYES, 16

The Hon. Joan Coxsedge
 B. E. Davidson (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski
 W. A. Landeryou (*Teller*)
 M. A. Lyster
 J. McLean
 B. W. Mier
 B. T. Pullen
 T. C. Theophanous
 C. F. Van Buren
 Evan Walker
 D. R. White

NOES, 23

The Hon. G. B. Ashman
 W. R. Baxter
 M. A. Birrell
 B. A. Chamberlain (*Teller*)
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 D. M. Evans (*Teller*)
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

And so it passed in the negative.

- 10 **PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable B. A. Chamberlain moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 11 **DENTISTS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.
- The Honourable Marie Tehan moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 12 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until the next day of meeting.
- 13 **FREEDOM OF INFORMATION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

14 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the House do now adjourn. Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.40 p.m., adjourned until tomorrow.

A. V. BRAY
Clerk of the Legislative Council

No. 89—Thursday, 15 November 1990

- 1 The President took the Chair and read the Prayer.
 - 2 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Environment Protection Act 1970’ to increase fees and penalties and to make miscellaneous amendments, to amend the ‘Environment Protection (General Amendment) Act 1989’ and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
 - 3 **PETITION—SCHOOL BUS TRAVEL**—The Honourable R. A. Best presented a Petition from certain citizens of Victoria praying that guidelines used for general bus and tourist travel be applied to school bus travel.
Ordered to lie on the Table.
 - 4 **PAPERS PURSUANT TO STATUTE**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Land Conservation Council—Report for the year 1989–90.
 - Martial Arts Board—Report for the year 1989–90.
 - Premier and Cabinet Department—Report and financial statements for the year 1989–90.
 Statutory Rules under the following Acts of Parliament:
 - Chiropractors and Osteopaths Act 1978—No. 307.
 - Conservation, Forests and Lands Act 1987—No. 300.
 - Country Fire Authority Act 1958—No. 309.
 - Dental Technicians Act 1972—No. 308.
 - Public Service Act 1974—No. 311.
 - Religious Successory and Charitable Trusts Act 1958—No. 302.
 - Valuation of Land Act 1960—No. 310.
 The Constitution Act Amendment Act 1958—Report on the Thomastown District By-election, 3 February 1990.
- The Honourable R. I. Knowles moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.
- Question—put and resolved in the affirmative.

5 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

6 HEALTH REGISTRATION ACTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg moved, That this Bill be now read a second time.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

7 LAND TAX (AMENDMENT) BILL (No. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

8 BUSINESS POSTPONED—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 9 inclusive, be postponed until later this day.

9 FARM PRODUCE WHOLESALE BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report.

The President having ruled that the second reading of this Bill had not been passed with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council as required by the *Constitution Act 1975*, the question—That this Bill be now read a second time—was resubmitted.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

10 COURTS (AMENDMENT) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

11 VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

And then the Council, at 1.02 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 89

Tuesday, 20 November 1990

Mr President takes the Chair at 3.00 p.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 8 sitting days remain for resolving ***]
- 2 **THE HON. D.M. EVANS** - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 8 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 **THE HON. B.W. MIER** - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- * 1 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL** - (*from Assembly - Hon. B.T. Pullen*) - Second reading.
- 2 **PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL** - (*Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 3 **CRIMES (SEXUAL OFFENCES) BILL** - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 4 **TEACHING SERVICE (AMENDMENT) BILL** - (*Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

- 5 DENTISTS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 6 HEALTH REGISTRATION ACTS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 7 FREEDOM OF INFORMATION (AMENDMENT) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 8 MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2) - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. J.G. Miles).
- 9 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard)

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. R.A. MACKENZIE - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 THE HON. R.M. HALLAM - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.

- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 9 **THE HON. K.I.M. WRIGHT** - To move, That because of disastrous prices for citrus juices well below cost of production this House urges the Federal Government to -
- (a) remove developing country status and tariff concessions for Brazil;
 - (b) improve anti-dumping regulations;
 - (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
 - (d) allow the Australian dollar to drop to a more realistic figure.
- 10 **THE HON. R.M. HALLAM** - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).

- 10 NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 18 BUSINESS POLICIES OF GOVERNMENT** - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 19 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978 - CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1990** - To be considered.
- 20 TRANSPORT ACCIDENT COMMISSION REPORT, 1989-90** - To be considered.
- 21 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT** - To be considered.
- 22 ANTI-CANCER COUNCIL REPORT, 1989-90** - To be considered.
- 23 CONSUMER AFFAIRS MINISTRY REPORT, 1989-90** - To be considered.
- 24 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1989-90** - To be considered.
- 25 SPORT AND RECREATION DEPARTMENT REPORT, 1989-90** - To be considered.
- 26 TOTALIZATOR AGENCY BOARD REPORT, 1989-90** - To be considered.
- 27 ADMINISTRATIVE ARRANGEMENT ORDERS Nos. 80 and 81** - To be considered.
- 28 SUBORDINATE LEGISLATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S EIGHTEENTH REPORT (S.R. No. 64/1990)** - To be considered.
- 29 AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1989-90** - To be considered.

- 30 APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- 31 BEEAC AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 32 BOX HILL HOSPITAL REPORT, 1989-90 - To be considered.
- 33 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 34 CLUNES DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 35 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1989-90 - To be considered.
- 36 DIMBOOLA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 37 EQUAL OPPORTUNITY - COMMISSIONER'S REPORT, 1989-90 - To be considered.
- 38 FAIRFIELD HOSPITAL REPORT, 1989-90 - To be considered.
- 39 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.
- 40 GREENVALE CENTRE REPORT, 1989-90 - To be considered.
- 41 KILMORE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 42 LAW REFORM COMMISSION REPORT, 1989-90 - To be considered.
- 43 LORNE COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 44 MAFFRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 45 MAROONDAH HOSPITAL REPORT, 1989-90 - To be considered.
- 46 NATIONAL PARKS - DIRECTOR'S REPORT, 1989-90 - To be considered.
- 47 PATRIOTIC FUNDS COUNCIL REPORT, 1989 - To be considered.
- 48 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
- 49 PRISON INDUSTRIES COMMISSION REPORT, 1989-90 - To be considered.
- 50 PUBLIC TRANSPORT CORPORATION REPORT, 1989-90 - To be considered.
- 51 ROADS CORPORATION REPORT, 1989-90 - To be considered.
- 52 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1989-90 - To be considered.
- 53 ROYAL MELBOURNE HOSPITAL REPORT, 1989-90 - To be considered.
- 54 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1989-90 - To be considered.
- 55 RURAL WATER COMMISSION REPORT, 1988-89 - To be considered.
- 56 ST. GEORGE'S HOSPITAL REPORT, 1989-90 - To be considered.
- 57 STAWELL DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 58 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 59 ZOOLOGICAL BOARD REPORT, 1989-90 - To be considered.
- 60 EDUCATION FOR DEAF STUDENTS - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 14 NOVEMBER 1990 - To be considered.
- 61 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, CONVENOR OF THE MEDICAL PANELS AND WORKCARE APPEALS BOARD REPORTS, SEPTEMBER 1990 - To be considered.

- 62 ACCIDENT COMPENSATION ACT 1985 - MINISTER'S ADVICE OF 14 NOVEMBER 1990 OF FAILURE OF ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, WORKCARE APPEALS BOARD, CONVENOR OF THE MEDICAL PANELS AND VICTORIAN ACCIDENT REHABILITATION COUNCIL TO SUBMIT SEPTEMBER QUARTERLY REPORTS AND REASONS THEREFOR - To be considered.
- 63 ARTS MINISTRY REPORT, 1989-90 - To be considered.
- 64 LIBRARIES BOARD REPORT, 1989-90 - To be considered.
- 65 LIQUOR LICENSING COMMISSION REPORT, 1989-90 - To be considered.
- 66 METROPOLITAN RESIDENTIAL LAND - MOTION CONDEMNING GOVERNMENT FOR ITS HANDLING OF RELEASE AND FAILURE TO PROVIDE SERVICING - (*Hon. B.A. Chamberlain*) - *Resumption of debate.* (*Hon. B.T. Pullen*).
- * 67 LAND CONSERVATION COUNCIL REPORT, 1989-90 - To be considered.
- * 68 MARTIAL ARTS BOARD REPORT, 1989-90 - To be considered.
- * 69 PREMIER AND CABINET DEPARTMENT REPORT, 1989-90 - To be considered.
- * 70 THOMASTOWN DISTRICT BY-ELECTION REPORT, 3 FEBRUARY 1990 - To be considered.

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 (as subsequently amended on 14 November 1990) where a Bill is introduced by a Minister or is received from the Legislative Assembly after 6.00 p.m. on 22 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 23 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 90

Wednesday, 21 November 1990

Mr President takes the Chair at 10.30 a.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 7 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 7 sitting days remain for resolving ***]
- * 3 THE HON. D.M. EVANS - To move, That Regulations 10(8)(k)(i), 13(3) and 15(5) of the Second-Hand Dealers and Pawnbrokers Regulations 1990 (S.R. No. 243/1990) be disallowed. [*Notice given 20 November 1990; 12 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

voluntary contribution and other relevant matters in establishing an equitable rent.

- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 9 **THE HON. K.I.M. WRIGHT** - To move, That because of disastrous prices for citrus juices well below cost of production this House urges the Federal Government to -
- (a) remove developing country status and tariff concessions for Brazil;
 - (b) improve anti-dumping regulations;
 - (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
 - (d) allow the Australian dollar to drop to a more realistic figure.
- 10 **THE HON. R.M. HALLAM** - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.
- *11 **THE HON. W.R. BAXTER** - To move, That this House condemns the Government for eight years of procrastination in respect of extensions to the Eastern Freeway and calls for the immediate commencement of construction of a full freeway from Doncaster to Ringwood, including the Ringwood by-pass, utilising the existing planning reservation, in accordance with long standing plans which have widespread public approval.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).

- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 **PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
- 16 **PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
- 17 **STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).

- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate. (Hon. G.B. Ashman).*
- 19 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST - PUBLIC BODIES REVIEW COMMITTEE'S REPORT - To be considered.
- 20 ANTI-CANCER COUNCIL REPORT, 1989-90 - To be considered.
- 21 CONSUMER AFFAIRS MINISTRY REPORT, 1989-90 - To be considered.
- 22 HOUSING AND CONSTRUCTION MINISTRY REPORT, 1989-90 - To be considered.
- 23 SPORT AND RECREATION DEPARTMENT REPORT, 1989-90 - To be considered.
- 24 TOTALIZATOR AGENCY BOARD REPORT, 1989-90 - To be considered.
- 25 ADMINISTRATIVE ARRANGEMENT ORDERS Nos. 80 and 81 - To be considered.
- 26 SUBORDINATE LEGISLATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S EIGHTEENTH REPORT (S.R. No. 64/1990) - To be considered.
- 27 AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1989-90 - To be considered.
- 28 APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- 29 BEEAC AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 30 BOX HILL HOSPITAL REPORT, 1989-90 - To be considered.
- 31 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 32 CLUNES DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 33 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1989-90 - To be considered.
- 34 DIMBOOLA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 35 EQUAL OPPORTUNITY - COMMISSIONER'S REPORT, 1989-90 - To be considered.
- 36 FAIRFIELD HOSPITAL REPORT, 1989-90 - To be considered.
- 37 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.
- 38 GREENVALE CENTRE REPORT, 1989-90 - To be considered.
- 39 KILMORE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 40 LAW REFORM COMMISSION REPORT, 1989-90 - To be considered.
- 41 LORNE COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 42 MAFFRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 43 MAROONDAH HOSPITAL REPORT, 1989-90 - To be considered.
- 44 NATIONAL PARKS - DIRECTOR'S REPORT, 1989-90 - To be considered.
- 45 PATRIOTIC FUNDS COUNCIL REPORT, 1989 - To be considered.
- 46 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
- 47 PRISON INDUSTRIES COMMISSION REPORT, 1989-90 - To be considered.

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- 48 PUBLIC TRANSPORT CORPORATION REPORT, 1989-90 - To be considered.
- 49 ROADS CORPORATION REPORT, 1989-90 - To be considered.
- 50 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1989-90 - To be considered.
- 51 ROYAL MELBOURNE HOSPITAL REPORT, 1989-90 - To be considered.
- 52 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1989-90 - To be considered.
- 53 RURAL WATER COMMISSION REPORT, 1988-89 - To be considered.
- 54 ST. GEORGE'S HOSPITAL REPORT, 1989-90 - To be considered.
- 55 STAWELL DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 56 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 57 ZOOLOGICAL BOARD REPORT, 1989-90 - To be considered.
- 58 EDUCATION FOR DEAF STUDENTS - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 14 NOVEMBER 1990 - To be considered.
- 59 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, CONVENOR OF THE MEDICAL PANELS AND WORKCARE APPEALS BOARD REPORTS, SEPTEMBER 1990 - To be considered.
- 60 ACCIDENT COMPENSATION ACT 1985 - MINISTER'S ADVICE OF 14 NOVEMBER 1990 OF FAILURE OF ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, WORKCARE APPEALS BOARD, CONVENOR OF THE MEDICAL PANELS AND VICTORIAN ACCIDENT REHABILITATION COUNCIL TO SUBMIT SEPTEMBER QUARTERLY REPORTS AND REASONS THEREFOR - To be considered.
- 61 ARTS MINISTRY REPORT, 1989-90 - To be considered.
- 62 LIBRARIES BOARD REPORT, 1989-90 - To be considered.
- 63 LIQUOR LICENSING COMMISSION REPORT, 1989-90 - To be considered.
- 64 METROPOLITAN RESIDENTIAL LAND - MOTION CONDEMNING GOVERNMENT FOR ITS HANDLING OF RELEASE AND FAILURE TO PROVIDE SERVICING - (*Hon. B.A. Chamberlain*) - *Resumption of debate.* (*Hon. B.T. Pullen*).
- 65 LAND CONSERVATION COUNCIL REPORT, 1989-90 - To be considered.
- 66 MARTIAL ARTS BOARD REPORT, 1989-90 - To be considered.
- 67 PREMIER AND CABINET DEPARTMENT REPORT, 1989-90 - To be considered.
- 68 THOMASTOWN DISTRICT BY-ELECTION REPORT, 3 FEBRUARY 1990 - To be considered.
- *69 AUDITOR-GENERAL'S REPORT, 1988-89 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- *70 AUDITOR-GENERAL'S OFFICE REPORT, 1989-90 - To be considered.
- *71 BOORT DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *72 BUNDOORA EXTENDED CARE CENTRE REPORT, 1989-90 - To be considered.
- *73 COLAC DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *74 CRESWICK DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *75 DANDENONG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.

- * 76 DUNMUNKLE HEALTH SERVICES REPORT, 1989-90 - To be considered.
- * 77 ELMORE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 78 HEATHCOTE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 79 KERANG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 80 KINGSTON CENTRE REPORT, 1989-90 - To be considered.
- * 81 KYNETON DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 82 LATROBE VALLEY HOSPITAL REPORT, 1989-90 - To be considered.
- * 83 LOCAL GOVERNMENT DEPARTMENT REPORT, 1989-90 - To be considered.
- * 84 LYNDOKH HOME AND HOSPITAL FOR THE AGED REPORT, 1989-90 - To be considered.
- * 85 MALDON HOSPITAL REPORT, 1989-90 - To be considered.
- * 86 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 87 MONASH MEDICAL CENTRE REPORT, 1989-90 - To be considered.
- * 88 MT. ALEXANDER HOSPITAL REPORT, 1989-90 - To be considered.
- * 89 MUSEUM COUNCIL REPORT, 1989-90 - To be considered.
- * 90 ASBESTOS - REPORT OF INQUIRY INTO USAGE, SUBSTITUTION AND ALTERNATIVES, OCTOBER 1990 - To be considered.
- * 91 OMEO DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 92 ORBOST AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 93 PETER MacCALLUM CANCER INSTITUTE REPORT, 1989-90 - To be considered.
- * 94 PLANNING AND URBAN GROWTH DEPARTMENT REPORT, 1989-90 - To be considered.
- * 95 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1989-90 - To be considered.
- * 96 RURAL WATER COMMISSION REPORT, 1989-90 - To be considered.
- * 97 ST. ARNAUD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 98 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- * 99 SOUTH GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.
- * 100 SOUTHERN PENINSULA HOSPITAL REPORT, 1989-90 - To be considered.
- * 101 STATE ELECTORAL OFFICE REPORT, 1989-90 - To be considered.
- * 102 STATE INSURANCE OFFICE REPORT, 1989-90 - To be considered.
- * 103 STATE INSURANCE OFFICE - TREASURER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER AND REASONS THEREFOR - To be considered.
- * 104 TIMBOON AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 105 VICTORIA PARADE GERIATRIC CENTRE REPORT, 1989-90 - To be considered.
- * 106 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
- * 107 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- * 108 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.

*109 YARRAM AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- * 1 SHOP TRADING (BUTCHER'S SHOPS) BILL - (*Hon. B.W. Mier*) - Second reading.
- * 2 ROAD SAFETY (CERTIFICATES) BILL - (*Hon. B.T. Pullen*) - Second reading.
- * 3 ROAD SAFETY (DRIVERS) BILL - (*Hon. B.T. Pullen*) - Second reading.
- * 4 LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) BILL - (*Hon. B.W. Mier*) - Second reading.
- 5 ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading.
- 6 PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL - (*Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. B.A. Chamberlain).*
- 7 CRIMES (SEXUAL OFFENCES) BILL - (*Hon. M.A. Lyster*) - To be committed.
- 8 TEACHING SERVICE (AMENDMENT) BILL - (*Hon. B.T. Pullen*) - To be committed.
- 9 DENTISTS (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 10 HEALTH REGISTRATION ACTS (AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*
- 11 FREEDOM OF INFORMATION (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 12 MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2) - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. J.G. Miles).*
- 13 FAIR TRADING (AMENDMENT) BILL - (*Hon. B.W. Mier*) - Second reading - *Resumption of debate. (Hon. G.P. Connard)*

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

Wednesday, 21 November 1990

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 (as subsequently amended on 14 November 1990) where a Bill is introduced by a Minister or is received from the Legislative Assembly after 6.00 p.m. on 22 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 23 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS**Nos. 90 and 91****No. 90—Tuesday, 20 November 1990**

- 1 The President took the Chair and read the Prayer.
- 2 **ASSENT TO ACTS**—The Honourable D. R. White presented Messages from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:
 - Liquor Control (Fees) Act*
 - Judicial Studies Board Act*
 - Juries (Amendment) Act*
 - Land Tax (Amendment) Act*
 - Farm Produce Wholesale Act*
 - Courts (Amendment) Act*
 - Victorian Public Offices Corporation (Repeal) Act.*
- 3 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:
 - Farm Produce Wholesale Bill
 - Courts (Amendment) Bill
 - Victorian Public Offices Corporation (Repeal) Bill.
- 4 **SHOP TRADING (BUTCHER'S SHOPS) BILL**—On the motion (by leave without notice) of the Honourable B. W. Mier, leave was given to bring in a Bill to amend the *Shop Trading Act 1987* with respect to the closing hours of butcher's shops and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **ROAD SAFETY (CERTIFICATES) BILL**—On the motion (by leave without notice) of the Honourable B. T. Pullen, leave was given to bring in a Bill to amend the *Road Safety Act 1986* with respect to certificate evidence and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **ROAD SAFETY (DRIVERS) BILL**—On the motion (by leave without notice) of the Honourable B. T. Pullen, leave was given to bring in a Bill to amend the *Road Safety Act 1986* and the *Road Safety (Amendment) Act 1990* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 **LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) BILL**—On the motion (by leave without notice) of the Honourable B. W. Mier, leave was given to bring in a Bill to amend the *Liquor Control Act 1987* with respect to the closing hours for packaged liquor licences and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 8 **PAPERS**—
 - ECONOMIC AND BUDGET REVIEW COMMITTEE—AUDITOR-GENERAL'S REPORT 1988-89**—The Honourable T. C. Theophanous presented a Report from the Economic and Budget Review Committee on matters arising from the Auditor-General's

1988–89 Report on Ministerial Portfolios, together with Appendices, Extracts from the Proceedings, Minority Reports and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Reports to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Asbestos—Report of Occupational Health and Safety Commission into Usage, Substitutes and Alternatives, October 1990.

Auditor-General's Office—Report and financial statements for the year 1989–90.

Boort District Hospital—Report and financial statements for the year 1989–90.

Bundoora Extended Care Centre—Report and financial statements for the year 1989–90 (two papers).

Colac District Hospital—Report and financial statements for the year 1989–90.

Creswick District Hospital—Report and financial statements for the year 1989–90.

Dandenong and District Hospital—Report and financial statements for the year 1989–90.

Dunmunkle Health Services—Report and financial statements for the year 1989–90.

Elmore District Hospital—Report and financial statements for the year 1989–90.

Heathcote District Hospital—Report and financial statements for the year 1989–90.

Kerang and District Hospital—Report and financial statements for the year 1989–90.

Kingston Centre—Report and financial statements for the year 1989–90 (two papers).

Kyneton District Hospital—Report and financial statements for the year 1989–90 (two papers).

Latrobe Valley Hospital—Report and financial statements for the year 1989–90 (three papers).

Local Government Department—Report and financial statements for the year 1989–90.

Lyndoch Home and Hospital for the Aged—Report and financial statements for the year 1989–90.

Maldon Hospital—Report and financial statements for the year 1989–90.

Maryborough and District Hospital—Report and financial statements for the year 1989–90.

Monash Medical Centre—Report and financial statements for the year 1989–90 (two papers).

Mt Alexander Hospital—Report and financial statements for the year 1989–90.

Museum Council—Report and financial statements for the year 1989–90.

Omeo District Hospital—Report and financial statements for the year 1989–90.

Orbost and District Hospital—Report and financial statements for the year 1989–90.

Peter MacCallum Cancer Institute—Report and financial statements for the year 1989–90.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

- Broadmeadows Planning Scheme—Amendment L21.
- Brunswick Planning Scheme—Amendment L8.
- Coburg Planning Scheme—Amendment L12.
- Deakin Planning Scheme—Amendment L5 Part 3.
- Heidelberg Planning Scheme—Amendment L20.
- Northcote Planning Scheme—Amendments L12 and L13.
- Pakenham Planning Scheme—Amendment L18.
- Preston Planning Scheme—Amendment L20.
- Whittlesea Planning Scheme—Amendment L33.

Planning and Urban Growth Department—Report and financial statements for the year 1989–90.

Police and Emergency Services Ministry—Report and financial statements for the year 1989–90.

Rural Water Commission—Report and financial statements for the year 1989–90.

St Arnaud District Hospital—Report and financial statements for the year 1989–90.

Sandringham and District Memorial Hospital—Report and financial statements for the year 1989–90 (two papers).

South Gippsland Hospital—Report and financial statements for the year 1989–90.

Southern Peninsula Hospital—Report and financial statements for the year 1989–90.

State Electoral Office—Report and financial statements for the year 1989–90.

State Insurance Office—Report and financial statements for the year 1989–90.

State Insurance Office Act 1984—Treasurer's report of failure of the State Insurance Office to submit an annual report to him by 30 September and the reasons therefor.

Statutory Rules under the following Acts of Parliament:

- Drugs, Poisons and Controlled Substances Act 1981—No. 314.
- Fisheries Act 1968—No. 313.
- Health Act 1958—Nos. 317 and 318.
- Road Safety Act 1986—Nos. 320 and 321.
- Transport Act 1983—Nos. 322 and 325.

Timboon and District Hospital—Report and financial statements for the year 1989–90.

Victoria Parade Geriatric Centre—Report and financial statements for the year 1989–90.

Warrnambool and District Base Hospital—Report and financial statements for the year 1989–90.

Wonthaggi and District Hospital—Report and financial statements for the year 1989–90 (two papers).

Wycheproof District Hospital—Report and financial statements for the year 1989–90.

Yarram and District Hospital—Report and financial statements for the year 1989–90.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

9 **BUSINESS POSTPONED—**

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, and Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.

- 10 **CRIMES (SEXUAL OFFENCES) BILL—**The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 11 **TEACHING SERVICE (AMENDMENT) BILL—**The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 12 **ADJOURNMENT—**The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable C. J. Hogg moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 8.59 p.m., adjourned until tomorrow at 10.30 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 91—Wednesday, 21 November 1990

- 1 The President took the Chair and read the Prayer.

- 2 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL—**The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Building Societies Act 1986' to strengthen controls over building societies, to amend the 'Co-operation Act 1981' and the 'Friendly Societies Act 1986', to make provision for the issue of promissory notes to certain depositors and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **MINERAL RESOURCES DEVELOPMENT BILL—**The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide a new legislative framework for the use of mineral resources in the State, to repeal the 'Mines Act 1958', to make consequential amendments to other legislation and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 PETITIONS—

EXTENDED THIRD PARTY INSURANCE—The Honourable R. I. Knowles presented a Petition from certain citizens of Victoria praying that legislation be introduced to make it compulsory for all vehicles to have extended third party insurance.

Ordered to lie on the Table.

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RADIOTHERAPY SERVICES, BALLARAT—The Honourable R. I. Knowles presented a Petition from certain citizens of Victoria praying that the application by the St. John of God Hospital to establish radiotherapy services in Ballarat be approved.

Ordered to lie on the Table.

5 PAPERS—

HEALTH COMPUTING SERVICES—VICTORIA LIMITED—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Report of Health Computing Services—Victoria Limited for the year 1989–90.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

The Honourable Marie Tehan moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1988.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

The Honourable Marie Tehan moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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ESTIMATES SUB-COMMITTEE—1989–90 BUDGET ESTIMATES AND OUTCOMES—

The Honourable Rosemary Varty presented a Report from the Estimates Sub-Committee of the Economic and Budget Review Committee on the 1989–90 Budget Estimates and Outcomes, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Community Services Department—Report and financial statements for the year 1989–90.

Health Department—Report and financial statements for the year 1989–90.

Infertility (Medical Procedures) Act 1984—Report on Central Register for the year 1989–90.

Intellectually Disabled Persons' Services Act 1986—Report on the Activities of Community Visitors for the year 1989–90.

Medical Board—Report for the year 1988–89 [incorporating the Report of the Hospitals Accreditation Committee].

National Tennis Centre Trust—Report and financial statements for the year 1989–90.

Pathology Services Accreditation Board—Report for the year 1988–89.

Property and Services Department—Report and financial statements for the year 1989–90.

Psychological Council—Report and financial statements for the year ended 31 December 1989.

Public Authorities Finance Agency—Report and statement of accounts for the year 1989–90.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 10 inclusive, be postponed until later this day.

7 EASTERN FREEWAY EXTENSION—The Honourable W. R. Baxter moved, That this House condemns the Government for eight years of procrastination in respect of extensions to the Eastern Freeway and calls for the immediate commencement of construction of a full freeway from Doncaster to Ringwood, including the Ringwood by-pass, utilising the existing planning reservation, in accordance with long standing plans which have widespread public approval.

Debate ensued.

Question—put.

The Council divided.

AYES, 22

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 G. H. Cox
 G. R. Craige
 R. S. de Fegely
 J. V. C. Guest (*Teller*)
 P. R. Hall
 R. M. Hallam (*Teller*)
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 B. A. E. Skeggs

NOES, 18

The Hon. Joan Coxledge
 B. E. Davidson
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 L. Kokocinski (*Teller*)
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 R. A. Mackenzie (*Teller*)
 B. W. Mier
 B. T. Pullen
 G. A. Sgro
 T. C. Theophanous
 C. F. Van Buren
 Evan Walker
 D. R. White

K. M. Smith
 Marie Tehan
 Rosemary Varty
 K. I. M. Wright

And so it was resolved in the affirmative.

- 8 **CITRUS JUICE PRICES**—The Honourable K. I. M. Wright moved, That because of disastrous prices for citrus juices well below cost of production this House urges the Federal Government to—

- (a) remove developing country status and tariff concessions for Brazil;
- (b) improve anti-dumping regulations;
- (c) cancel removal from 1 July 1991 of the Australian Sales Tax Allowance on local fruit juices; and
- (d) allow the Australian dollar to drop to a more realistic figure.

Debate ensued.

Question—put and resolved in the affirmative.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining General Business and the Notice of Motion, Government Business, be postponed until later this day.

- 10 **SHOP TRADING (BUTCHER'S SHOPS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable G. P. Connard) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **ROAD SAFETY (CERTIFICATES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 12 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

- 13 **LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable K. M. Smith) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 14 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 11 inclusive, be postponed until later this day.
- 16 **MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 17 **ROAD SAFETY (DRIVERS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.
The Honourable W. R. Baxter moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday next.
- 18 **SHOP TRADING (BUTCHER'S SHOPS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 19 **ADJOURNMENT**—The Honourable C. J. Hogg moved, That the Council, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.
The Honourable C. J. Hogg moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at 9.24 p.m., adjourned until Tuesday next.

A. V. BRAY
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 91

Tuesday, 27 November 1990

Mr President takes the Chair at 3.00 p.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 6 sitting days remain for resolving ***]
- 2 **THE HON. D.M. EVANS** - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 6 sitting days remain for resolving ***]
- 3 **THE HON. D.M. EVANS** - To move, That Regulations 10(8)(k)(i), 13(3) and 15(5) of the Second-Hand Dealers and Pawnbrokers Regulations 1990 (S.R. No. 243/1990) be disallowed. [*Notice given 20 November 1990; 11 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 **THE HON. B.W. MIER** - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- * 1 **MINERAL RESOURCES DEVELOPMENT BILL** - (*from Assembly - Hon. D.R. White*) - Second reading.
- * 2 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL** - (*from Assembly - Hon. M.A. Lyster*) - Second reading.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

* Indicates new entry.

- 3 DENTISTS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 4 HEALTH REGISTRATION ACTS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 5 PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL - (Hon. D.R. White) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).
- 6 CRIMES (SEXUAL OFFENCES) BILL - (Hon. M.A. Lyster) - To be committed.
- 7 TEACHING SERVICE (AMENDMENT) BILL - (Hon. B.T. Pullen) - To be committed.
- 8 ROAD SAFETY (CERTIFICATES) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. W.R. Baxter).
- 9 LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. K.M. Smith).
- 10 FREEDOM OF INFORMATION (AMENDMENT) BILL - (Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 11 ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 12 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal

- Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
 - 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
 - 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
 - 9 **THE HON. R.M. HALLAM** - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).

- 10 NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 18 BUSINESS POLICIES OF GOVERNMENT** - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 19 ADMINISTRATIVE ARRANGEMENT ORDERS Nos. 80 and 81** - To be considered.
- 20 SUBORDINATE LEGISLATION - LEGAL AND CONSTITUTIONAL COMMITTEE'S EIGHTEENTH REPORT (S.R. No. 64/1990)** - To be considered.
- 21 AGRICULTURE AND RURAL AFFAIRS DEPARTMENT REPORT, 1989-90** - To be considered.
- 22 APOLLO BAY AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90** - To be considered.
- 23 BEEAC AND DISTRICT HOSPITAL REPORT, 1989-90** - To be considered.
- 24 BOX HILL HOSPITAL REPORT, 1989-90** - To be considered.
- 25 BURWOOD AND DISTRICT COMMUNITY HOSPITAL REPORT, 1989-90** - To be considered.
- 26 CLUNES DISTRICT HOSPITAL REPORT, 1989-90** - To be considered.
- 27 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1989-90** - To be considered.
- 28 DIMBOOLA DISTRICT HOSPITAL REPORT, 1989-90** - To be considered.
- 29 EQUAL OPPORTUNITY - COMMISSIONER'S REPORT, 1989-90** - To be considered.
- 30 FAIRFIELD HOSPITAL REPORT, 1989-90** - To be considered.

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- 31 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.
 - 32 GREENVALE CENTRE REPORT, 1989-90 - To be considered.
 - 33 KILMORE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 34 LAW REFORM COMMISSION REPORT, 1989-90 - To be considered.
 - 35 LORNE COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - 36 MAFFRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 37 MAROONDAH HOSPITAL REPORT, 1989-90 - To be considered.
 - 38 NATIONAL PARKS - DIRECTOR'S REPORT, 1989-90 - To be considered.
 - 39 PATRIOTIC FUNDS COUNCIL REPORT, 1989 - To be considered.
 - 40 POST-SECONDARY EDUCATION COMMISSION REPORT, 1989-90 - To be considered.
 - 41 PRISON INDUSTRIES COMMISSION REPORT, 1989-90 - To be considered.
 - 42 PUBLIC TRANSPORT CORPORATION REPORT, 1989-90 - To be considered.
 - 43 ROADS CORPORATION REPORT, 1989-90 - To be considered.
 - 44 ROYAL DENTAL HOSPITAL OF MELBOURNE REPORT, 1989-90 - To be considered.
 - 45 ROYAL MELBOURNE HOSPITAL REPORT, 1989-90 - To be considered.
 - 46 ROYAL VICTORIAN EYE AND EAR HOSPITAL REPORT, 1989-90 - To be considered.
 - 47 RURAL WATER COMMISSION REPORT, 1988-89 - To be considered.
 - 48 ST. GEORGE'S HOSPITAL REPORT, 1989-90 - To be considered.
 - 49 STAWELL DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 50 WINCHELSEA AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 51 ZOOLOGICAL BOARD REPORT, 1989-90 - To be considered.
 - 52 EDUCATION FOR DEAF STUDENTS - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 14 NOVEMBER 1990 - To be considered.
 - 53 ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, CONVENOR OF THE MEDICAL PANELS AND WORKCARE APPEALS BOARD REPORTS, SEPTEMBER 1990 - To be considered.
 - 54 ACCIDENT COMPENSATION ACT 1985 - MINISTER'S ADVICE OF 14 NOVEMBER 1990 OF FAILURE OF ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, WORKCARE APPEALS BOARD, CONVENOR OF THE MEDICAL PANELS AND VICTORIAN ACCIDENT REHABILITATION COUNCIL TO SUBMIT SEPTEMBER QUARTERLY REPORTS AND REASONS THEREFOR - To be considered.
 - 55 ARTS MINISTRY REPORT, 1989-90 - To be considered.
 - 56 LIBRARIES BOARD REPORT, 1989-90 - To be considered.
 - 57 LIQUOR LICENSING COMMISSION REPORT, 1989-90 - To be considered.
 - 58 METROPOLITAN RESIDENTIAL LAND - MOTION CONDEMNING GOVERNMENT FOR ITS HANDLING OF RELEASE AND FAILURE TO PROVIDE SERVICING - (*Hon. B.A. Chamberlain*) - *Resumption of debate.* (*Hon. B.T. Pullen*).

- 59 LAND CONSERVATION COUNCIL REPORT, 1989-90 - To be considered.
- 60 MARTIAL ARTS BOARD REPORT, 1989-90 - To be considered.
- 61 PREMIER AND CABINET DEPARTMENT REPORT, 1989-90 - To be considered.
- 62 THOMASTOWN DISTRICT BY-ELECTION REPORT, 3 FEBRUARY 1990 - To be considered.
- 63 AUDITOR-GENERAL'S REPORT, 1988-89 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 64 AUDITOR-GENERAL'S OFFICE REPORT, 1989-90 - To be considered.
- 65 BOORT DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 66 BUNDOORA EXTENDED CARE CENTRE REPORT, 1989-90 - To be considered.
- 67 COLAC DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 68 CRESWICK DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 69 DANDENONG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 70 DUNMUNKLE HEALTH SERVICES REPORT, 1989-90 - To be considered.
- 71 ELMORE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 72 HEATHCOTE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 73 KERANG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 74 KINGSTON CENTRE REPORT, 1989-90 - To be considered.
- 75 KYNETON DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 76 LATROBE VALLEY HOSPITAL REPORT, 1989-90 - To be considered.
- 77 LOCAL GOVERNMENT DEPARTMENT REPORT, 1989-90 - To be considered.
- 78 LYNDOK HOME AND HOSPITAL FOR THE AGED REPORT, 1989-90 - To be considered.
- 79 MALDON HOSPITAL REPORT, 1989-90 - To be considered.
- 80 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 81 MONASH MEDICAL CENTRE REPORT, 1989-90 - To be considered.
- 82 MT. ALEXANDER HOSPITAL REPORT, 1989-90 - To be considered.
- 83 MUSEUM COUNCIL REPORT, 1989-90 - To be considered.
- 84 ASBESTOS - REPORT OF INQUIRY INTO USAGE, SUBSTITUTION AND ALTERNATIVES, OCTOBER 1990 - To be considered.
- 85 OMEO DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 86 ORBOST AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 87 PETER MacCALLUM CANCER INSTITUTE REPORT, 1989-90 - To be considered.
- 88 PLANNING AND URBAN GROWTH DEPARTMENT REPORT, 1989-90 - To be considered.
- 89 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1989-90 - To be considered.
- 90 RURAL WATER COMMISSION REPORT, 1989-90 - To be considered.
- 91 ST. ARNAUD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 92 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- 93 SOUTH GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.

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- 94 SOUTHERN PENINSULA HOSPITAL REPORT, 1989-90 - To be considered.
 - 95 STATE ELECTORAL OFFICE REPORT, 1989-90 - To be considered.
 - 96 STATE INSURANCE OFFICE REPORT, 1989-90 - To be considered.
 - 97 STATE INSURANCE OFFICE - TREASURER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER AND REASONS THEREFOR - To be considered.
 - 98 TIMBOON AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 99 VICTORIA PARADE GERIATRIC CENTRE REPORT, 1989-90 - To be considered.
 - 100 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
 - 101 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 102 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 103 YARRAM AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - *104 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1989-90 - To be considered.
 - *105 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1988 - To be considered.
 - *106 BUDGET ESTIMATES AND OUTCOMES, 1989-90 - ESTIMATES SUB-COMMITTEE'S REPORT - To be considered.
 - *107 COMMUNITY SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
 - *108 HEALTH DEPARTMENT REPORT, 1989-90 - To be considered.
 - *109 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1989-90 - To be considered.
 - *110 INTELLECTUALLY DISABLED PERSON'S SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT, 1989-90 - To be considered.
 - *111 MEDICAL BOARD REPORT, 1988-89 - To be considered.
 - *112 NATIONAL TENNIS CENTRE TRUST REPORT, 1989-90 - To be considered.
 - *113 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1988-89 - To be considered.
 - *114 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1989-90 - To be considered.
 - *115 PROPERTY AND SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
 - *116 PSYCHOLOGICAL COUNCIL REPORT, 1989 - To be considered.

WEDNESDAY, 28 NOVEMBER 1990
GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 ROAD SAFETY (DRIVERS) BILL - (*Hon. B.T. Pullen*) - Second reading -
Resumption of debate. (Hon. W.R. Baxter).

A.V. BRAY
Clerk of the Legislative Council

A. J. HUNT
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedg, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedg, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

* * * *

ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 (as subsequently amended on 14 November 1990) where a Bill is introduced by a Minister or is received from the Legislative Assembly after 6.00 p.m. on 22 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 23 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 92

Wednesday, 28 November 1990

Mr President takes the Chair at 10.30 a.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 5 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 5 sitting days remain for resolving ***]
- 3 THE HON. D.M. EVANS - To move, That Regulations 10(8)(k)(i), 13(3) and 15(5) of the Second-Hand Dealers and Pawnbrokers Regulations 1990 (S.R. No. 243/1990) be disallowed. [*Notice given 20 November 1990; 10 sitting days remain for resolving ***]

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 4 **THE HON. W.R. BAXTER** - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 **THE HON. R.A. MACKENZIE** - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 **THE HON. R.A. MACKENZIE** - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 **THE HON. R.M. HALLAM** - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 9 **THE HON. R.M. HALLAM** - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.
- *10 **THE HON. G.B. ASHMAN** - To move, That this House condemns the Government for failing to enable good industrial relations to prevail in Victoria.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).

- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 **PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL** - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 **AGE DISCRIMINATION** - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 **CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 **PRESIDENT'S STATEMENT ON RULINGS IN DEBATE** - To be considered.
- 16 **PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990** - To be considered.
- 17 **STATE BANK GROUP AND TRICONTINENTAL** - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 18 **BUSINESS POLICIES OF GOVERNMENT** - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 19 **EDUCATION FOR DEAF STUDENTS - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 14 NOVEMBER 1990** - To be considered.
- 20 **ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, ACCIDENT REHABILITATION COUNCIL, CONVENOR OF THE MEDICAL PANELS AND WORKCARE APPEALS BOARD REPORTS, SEPTEMBER 1990** - To be considered.
- 21 **ACCIDENT COMPENSATION ACT 1985 - MINISTER'S ADVICE OF 14 NOVEMBER 1990 OF FAILURE OF ACCIDENT COMPENSATION COMMISSION, ACCIDENT COMPENSATION TRIBUNAL, WORKCARE APPEALS BOARD, CONVENOR OF THE MEDICAL PANELS AND**

- VICTORIAN ACCIDENT REHABILITATION COUNCIL TO SUBMIT
SEPTEMBER QUARTERLY REPORTS AND REASONS THEREFOR - To be
considered.
- 22 ARTS MINISTRY REPORT, 1989-90 - To be considered.
- 23 LIBRARIES BOARD REPORT, 1989-90 - To be considered.
- 24 LIQUOR LICENSING COMMISSION REPORT, 1989-90 - To be considered.
- 25 METROPOLITAN RESIDENTIAL LAND - MOTION CONDEMNING
GOVERNMENT FOR ITS HANDLING OF RELEASE AND FAILURE TO
PROVIDE SERVICING - (*Hon. B.A. Chamberlain*) - *Resumption of debate.*
(*Hon. B.T. Pullen*).
- 26 LAND CONSERVATION COUNCIL REPORT, 1989-90 - To be considered.
- 27 MARTIAL ARTS BOARD REPORT, 1989-90 - To be considered.
- 28 PREMIER AND CABINET DEPARTMENT REPORT, 1989-90 - To be considered.
- 29 THOMASTOWN DISTRICT BY-ELECTION REPORT, 3 FEBRUARY 1990 - To be
considered.
- 30 AUDITOR-GENERAL'S REPORT, 1988-89 - ECONOMIC AND BUDGET
REVIEW COMMITTEE'S REPORT - To be considered.
- 31 AUDITOR-GENERAL'S OFFICE REPORT, 1989-90 - To be considered.
- 32 BOORT DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 33 BUNDOORA EXTENDED CARE CENTRE REPORT, 1989-90 - To be considered.
- 34 COLAC DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 35 CRESWICK DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 36 DANDENONG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 37 DUNMUNKLE HEALTH SERVICES REPORT, 1989-90 - To be considered.
- 38 ELMORE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 39 HEATHCOTE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 40 KERANG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 41 KINGSTON CENTRE REPORT, 1989-90 - To be considered.
- 42 KYNETON DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 43 LATROBE VALLEY HOSPITAL REPORT, 1989-90 - To be considered.
- 44 LOCAL GOVERNMENT DEPARTMENT REPORT, 1989-90 - To be considered.
- 45 LYNDOK HOME AND HOSPITAL FOR THE AGED REPORT, 1989-90 - To be
considered.
- 46 MALDON HOSPITAL REPORT, 1989-90 - To be considered.
- 47 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1989-90 - To be
considered.
- 48 MONASH MEDICAL CENTRE REPORT, 1989-90 - To be considered.
- 49 MT. ALEXANDER HOSPITAL REPORT, 1989-90 - To be considered.
- 50 MUSEUM COUNCIL REPORT, 1989-90 - To be considered.
- 51 ASBESTOS - REPORT OF INQUIRY INTO USAGE, SUBSTITUTION AND
ALTERNATIVES, OCTOBER 1990 - To be considered.
- 52 OMEO DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 53 ORBOST AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 54 PETER MacCALLUM CANCER INSTITUTE REPORT, 1989-90 - To be
considered.

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- 55 PLANNING AND URBAN GROWTH DEPARTMENT REPORT, 1989-90 - To be considered.
 - 56 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1989-90 - To be considered.
 - 57 RURAL WATER COMMISSION REPORT, 1989-90 - To be considered.
 - 58 ST. ARNAUD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 59 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - 60 SOUTH GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.
 - 61 SOUTHERN PENINSULA HOSPITAL REPORT, 1989-90 - To be considered.
 - 62 STATE ELECTORAL OFFICE REPORT, 1989-90 - To be considered.
 - 63 STATE INSURANCE OFFICE REPORT, 1989-90 - To be considered.
 - 64 STATE INSURANCE OFFICE - TREASURER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER AND REASONS THEREFOR - To be considered.
 - 65 TIMBOON AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 66 VICTORIA PARADE GERIATRIC CENTRE REPORT, 1989-90 - To be considered.
 - 67 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
 - 68 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 69 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 70 YARRAM AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 71 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1989-90 - To be considered.
 - 72 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1988 - To be considered.
 - 73 BUDGET ESTIMATES AND OUTCOMES, 1989-90 - ESTIMATES SUB-COMMITTEE'S REPORT - To be considered.
 - 74 COMMUNITY SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
 - 75 HEALTH DEPARTMENT REPORT, 1989-90 - To be considered.
 - 76 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1989-90 - To be considered.
 - 77 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT, 1989-90 - To be considered.
 - 78 MEDICAL BOARD REPORT, 1988-89 - To be considered.
 - 79 NATIONAL TENNIS CENTRE TRUST REPORT, 1989-90 - To be considered.
 - 80 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1988-89 - To be considered.
 - 81 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1989-90 - To be considered.
 - 82 PROPERTY AND SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
 - 83 PSYCHOLOGICAL COUNCIL REPORT, 1989 - To be considered.
 - *84 MET TICKET - AUDITOR-GENERAL'S REPORT, NOVEMBER 1990 - To be considered.

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- * 85 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1989-90 - To be considered.
 - * 86 ALEXANDRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - * 87 ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.
 - * 88 BENDIGO AND NORTHERN DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
 - * 89 BETHLEHEM HOSPITAL REPORT, 1989-90 - To be considered.
 - * 90 CHIEF COMMISSIONER OF POLICE OFFICE REPORT, 1989-90 - To be considered.
 - * 91 COHUNA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - * 92 CONSERVATION AND ENVIRONMENT DEPARTMENT REPORT, 1989-90 - To be considered.
 - * 93 CORRECTIONS OFFICE REPORT, 1989-90 - To be considered.
 - * 94 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1989-90 - To be considered.
 - * 95 DONALD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - * 96 DUNOLLY DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - * 97 EAST GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.
 - * 98 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - * 99 EDUCATION MINISTRY REPORT, 1989-90 - To be considered.
 - * 100 EQUAL OPPORTUNITY BOARD REPORT, 1989-90 - To be considered.
 - * 101 FILM VICTORIA REPORT, 1989-90 - To be considered.
 - * 102 GEELONG HOSPITAL REPORT, 1989-90 - To be considered.
 - * 103 GRACE McKELLAR CENTRE REPORT, 1989-90 - To be considered.
 - * 104 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - * 105 HOUSING GUARANTEE FUND LIMITED REPORT, 1989-90 - To be considered.
 - * 106 INDUSTRY AND ECONOMIC PLANNING DEPARTMENT REPORT, 1989-90 - To be considered.
 - * 107 INGLEWOOD HOSPITAL REPORT, 1989-90 - To be considered.
 - * 108 KANIVA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - * 109 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - * 110 STATUTE LAW REVISION AND MISCELLANEOUS AMENDMENT - LAW REFORM COMMISSION'S REPORT - To be considered.
 - * 111 LEGAL AID COMMISSION REPORT, 1989-90 - To be considered.
 - * 112 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1989-90 - To be considered.
 - * 113 MINISTER'S ADVICE OF 20 NOVEMBER 1990 OF EXTENSION OF TIME GRANTED TO MARINE BOARD TO SUBMIT ANNUAL REPORT TO HIM AND THE REASONS THEREFOR - To be considered.
 - * 114 MARINE BOARD REPORT, 1989-90 - To be considered.
 - * 115 MORDIALLOC-CHELTENHAM COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - * 116 MORTLAKE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.

- *117 MUSEUMS ADVISORY BOARD REPORT, 1989-90 - To be considered.
- *118 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1989-90
- To be considered.
- *119 NHILL HOSPITAL REPORT, 1989-90 - To be considered.
- *120 OUYEN AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *121 WASTE MANAGEMENT IN GREATER MELBOURNE AREA - MINISTER'S
RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S
RECOMMENDATIONS - To be considered.
- *122 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To
be considered.
- *123 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1989-90 - To
be considered.
- *124 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1989-90
- To be considered.
- *125 SWAN HILL AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *126 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1989-90 - To be
considered.
- *127 TAXATION - ANALYSIS OF OPERATIONS OF LAND TAX, 1989 AND
PROBATE DUTY AND GIFT DUTY, 1989-90 - To be considered.
- *128 TERANG AND DISTRICT (NORAH COSGROVE) COMMUNITY HOSPITAL
REPORT, 1989-90 - To be considered.
- *129 TRANSPORT MINISTRY REPORT, 1989-90 AND QUANTITATIVE TARGETS
FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION,
1990-91 - To be considered.
- *130 TREASURY DEPARTMENT REPORT, 1989-90 - To be considered.
- *131 URBAN LAND AUTHORITY REPORT, 1989-90 - To be considered.
- *132 WERRIBEE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.

GOVERNMENT BUSINESS

NOTICES OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.
- * 2 THE HON. D.R. WHITE - To move, That he have leave to bring in a Bill to amend the *Constitution Act 1975* and the *Constitution (Supreme Court) Act 1989* and for other purposes.

ORDERS OF THE DAY

- 1 FREEDOM OF INFORMATION (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - To be committed.
- 2 CRIMES (SEXUAL OFFENCES) BILL - (*Hon. M.A. Lyster*) - To be committed.

- * 3 DEBITS TAX BILL - (from Assembly - Hon. D.R. White) - To be further considered in Committee.
- * 4 LA TROBE UNIVERSITY (BENDIGO AND WODONGA) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- * 5 SUPERANNUATION ACTS (MISCELLANEOUS AMENDMENTS) BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. R.M. Hallam).
- * 6 PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. Rosemary Varty).
- * 7 VICTORIAN DEBT RETIREMENT FUND BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. R.M. Hallam).
- 8 MINERAL RESOURCES DEVELOPMENT BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. J.V.C. Guest).
- 9 BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 10 ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- * 11 FORESTS (TIMBER HARVESTING) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- * 12 TRANSPORT (ANTI-GRAFFITI) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. W.R. Baxter).
- 13 ROAD SAFETY (DRIVERS) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. W.R. Baxter).
- * 14 PATHOLOGY SERVICES ACCREDITATION (FURTHER AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading.
- 15 HEALTH REGISTRATION ACTS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 16 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).

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At 6.15 p.m.

- * JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER - Appointments to Deakin University Council, La Trobe University Council and Victorian Curriculum and Assessment Board.

TUESDAY, 4 DECEMBER 1990

GOVERNMENT BUSINESS

ORDER OF THE DAY

- * 1 COLLINGWOOD (VICTORIA PARK) LAND BILL - *(from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).*

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

†No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

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ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 (as subsequently amended on 14 November 1990) where a Bill is introduced by a Minister or is received from the Legislative Assembly after 6.00 p.m. on 22 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 23 November 1990 may be taken through all stages.

†Suspended on 27 November 1990 until the end of November 1990.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 93

Thursday, 29 November 1990

Mr President takes the Chair at 11.00 a.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 4 sitting days remain for resolving ***]
- 2 THE HON. D.M. EVANS - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 4 sitting days remain for resolving ***]
- 3 THE HON. D.M. EVANS - To move, That Regulations 10(8)(k)(i), 13(3) and 15(5) of the Second-Hand Dealers and Pawnbrokers Regulations 1990 (S.R. No. 243/1990) be disallowed. [*Notice given 20 November 1990; 9 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 THE HON. B.W. MIER - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- 1 FREEDOM OF INFORMATION (AMENDMENT) BILL - (*Hon. M.A. Lyster*) - To be committed.
- 2 CRIMES (SEXUAL OFFENCES) BILL - (*Hon. M.A. Lyster*) - To be committed.
- 3 TRANSPORT (ANTI-GRAFFITI) BILL - (*from Assembly - Hon. B.T. Pullen*) - To be committed.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- 4 SUPERANNUATION ACTS (MISCELLANEOUS AMENDMENTS) BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. R.M. Hallam).
- 5 VICTORIAN DEBT RETIREMENT FUND BILL - (from Assembly - Hon. D.R. White) - Second reading - Resumption of debate. (Hon. R.M. Hallam).
- 6 ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 7 BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- * 8 CORPORATIONS (VICTORIA) BILL - (from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. Haddon Storey).
- 9 FORESTS (TIMBER HARVESTING) BILL - (from Assembly - Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. M.A. Birrell).
- 10 ROAD SAFETY (DRIVERS) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. W.R. Baxter).
- 11 HEALTH REGISTRATION ACTS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 12 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.

- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. R.A. MACKENZIE - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 THE HON. R.M. HALLAM - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 9 THE HON. R.M. HALLAM - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.
- *10 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon the collapse of the Pyramid and other Geelong based Building Societies; the Committee to have power to send for persons, papers and records; four to be the quorum.

ORDERS OF THE DAY

- 1 CRIMES (POLICE POWERS OF INVESTIGATION) BILL - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 MALLEE NATIONAL PARKS - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 VOLUNTEER FIREMEN - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 LIQUOR CONTROL ACT - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 ROAD FUNDING - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS - To be considered.

- 8 VISITING CHILD HEALTH NURSE PROGRAMME - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 STATE BANK - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 NATIVE VEGETATION - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 HOME AND COMMUNITY CARE - Motion condemning Government for disregarding needs of frail, aged and disabled people and for reneging on funding commitments on home and community care programs, and calling for full restoration of funding in accordance with Commonwealth/State agreement - (*Hon. G.R. Craige*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - (*Hon. R.A. Mackenzie*) - Second reading - *Resumption of debate.* (*Hon. R.I. Knowles*).
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - (*Hon. Haddon Storey*) - *Resumption of debate.* (*Hon. M.A. Lyster*).
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - (*Hon. M.A. Birrell*) - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - (*Hon. K.M. Smith*) - *Resumption of debate.* (*Hon. G.B. Ashman*).
- 19 EDUCATION FOR DEAF STUDENTS - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 14 NOVEMBER 1990 - To be considered.
- 20 METROPOLITAN RESIDENTIAL LAND - MOTION CONDEMNING GOVERNMENT FOR ITS HANDLING OF RELEASE AND FAILURE TO PROVIDE SERVICING - (*Hon. B.A. Chamberlain*) - *Resumption of debate.* (*Hon. B.T. Pullen*).
- 21 LAND CONSERVATION COUNCIL REPORT, 1989-90 - To be considered.
- 22 MARTIAL ARTS BOARD REPORT, 1989-90 - To be considered.
- 23 PREMIER AND CABINET DEPARTMENT REPORT, 1989-90 - To be considered.
- 24 THOMASTOWN DISTRICT BY-ELECTION REPORT, 3 FEBRUARY 1990 - To be considered.
- 25 AUDITOR-GENERAL'S REPORT, 1988-89 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 26 AUDITOR-GENERAL'S OFFICE REPORT, 1989-90 - To be considered.
- 27 BOORT DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.

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- 28 BUNDOORA EXTENDED CARE CENTRE REPORT, 1989-90 - To be considered.
 - 29 COLAC DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 30 CRESWICK DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 31 DANDENONG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 32 DUNMUNKLE HEALTH SERVICES REPORT, 1989-90 - To be considered.
 - 33 ELMORE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 34 HEATHCOTE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 35 KERANG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 36 KINGSTON CENTRE REPORT, 1989-90 - To be considered.
 - 37 KYNETON DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 38 LATROBE VALLEY HOSPITAL REPORT, 1989-90 - To be considered.
 - 39 LOCAL GOVERNMENT DEPARTMENT REPORT, 1989-90 - To be considered.
 - 40 LYNDOK HOME AND HOSPITAL FOR THE AGED REPORT, 1989-90 - To be considered.
 - 41 MALDON HOSPITAL REPORT, 1989-90 - To be considered.
 - 42 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 43 MONASH MEDICAL CENTRE REPORT, 1989-90 - To be considered.
 - 44 MT. ALEXANDER HOSPITAL REPORT, 1989-90 - To be considered.
 - 45 MUSEUM COUNCIL REPORT, 1989-90 - To be considered.
 - 46 ASBESTOS - REPORT OF INQUIRY INTO USAGE, SUBSTITUTION AND ALTERNATIVES, OCTOBER 1990 - To be considered.
 - 47 OMEO DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 48 ORBOST AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 49 PETER MacCALLUM CANCER INSTITUTE REPORT, 1989-90 - To be considered.
 - 50 PLANNING AND URBAN GROWTH DEPARTMENT REPORT, 1989-90 - To be considered.
 - 51 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1989-90 - To be considered.
 - 52 RURAL WATER COMMISSION REPORT, 1989-90 - To be considered.
 - 53 ST. ARNAUD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 54 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - 55 SOUTH GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.
 - 56 SOUTHERN PENINSULA HOSPITAL REPORT, 1989-90 - To be considered.
 - 57 STATE ELECTORAL OFFICE REPORT, 1989-90 - To be considered.
 - 58 STATE INSURANCE OFFICE REPORT, 1989-90 - To be considered.
 - 59 STATE INSURANCE OFFICE - TREASURER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER AND REASONS THEREFOR - To be considered.
 - 60 TIMBOON AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 61 VICTORIA PARADE GERIATRIC CENTRE REPORT, 1989-90 - To be considered.

- 62 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
- 63 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 64 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 65 YARRAM AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 66 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1989-90 - To be considered.
- 67 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1988 - To be considered.
- 68 BUDGET ESTIMATES AND OUTCOMES, 1989-90 - ESTIMATES SUB-COMMITTEE'S REPORT - To be considered.
- 69 COMMUNITY SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
- 70 HEALTH DEPARTMENT REPORT, 1989-90 - To be considered.
- 71 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1989-90 - To be considered.
- 72 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT, 1989-90 - To be considered.
- 73 MEDICAL BOARD REPORT, 1988-89 - To be considered.
- 74 NATIONAL TENNIS CENTRE TRUST REPORT, 1989-90 - To be considered.
- 75 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1988-89 - To be considered.
- 76 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1989-90 - To be considered.
- 77 PROPERTY AND SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
- 78 PSYCHOLOGICAL COUNCIL REPORT, 1989 - To be considered.
- 79 MET TICKET - AUDITOR-GENERAL'S REPORT, NOVEMBER 1990 - To be considered.
- 80 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1989-90 - To be considered.
- 81 ALEXANDRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 82 ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.
- 83 BENDIGO AND NORTHERN DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
- 84 BETHLEHEM HOSPITAL REPORT, 1989-90 - To be considered.
- 85 CHIEF COMMISSIONER OF POLICE OFFICE REPORT, 1989-90 - To be considered.
- 86 COHUNA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 87 CONSERVATION AND ENVIRONMENT DEPARTMENT REPORT, 1989-90 - To be considered.
- 88 CORRECTIONS OFFICE REPORT, 1989-90 - To be considered.
- 89 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1989-90 - To be considered.
- 90 DONALD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 91 DUNOLLY DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 92 EAST GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.

- 93 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- 94 EDUCATION MINISTRY REPORT, 1989-90 - To be considered.
- 95 EQUAL OPPORTUNITY BOARD REPORT, 1989-90 - To be considered.
- 96 FILM VICTORIA REPORT, 1989-90 - To be considered.
- 97 GEELONG HOSPITAL REPORT, 1989-90 - To be considered.
- 98 GRACE McKELLAR CENTRE REPORT, 1989-90 - To be considered.
- 99 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 100 HOUSING GUARANTEE FUND LIMITED REPORT, 1989-90 - To be considered.
- 101 INDUSTRY AND ECONOMIC PLANNING DEPARTMENT REPORT, 1989-90 - To be considered.
- 102 INGLEWOOD HOSPITAL REPORT, 1989-90 - To be considered.
- 103 KANIVA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 104 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 105 STATUTE LAW REVISION AND MISCELLANEOUS AMENDMENT - LAW REFORM COMMISSION'S REPORT - To be considered.
- 106 LEGAL AID COMMISSION REPORT, 1989-90 - To be considered.
- 107 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1989-90 - To be considered.
- 108 MINISTER'S ADVICE OF 20 NOVEMBER 1990 OF EXTENSION OF TIME GRANTED TO MARINE BOARD TO SUBMIT ANNUAL REPORT TO HIM AND THE REASONS THEREFOR - To be considered.
- 109 MARINE BOARD REPORT, 1989-90 - To be considered.
- 110 MORDIALLOC-CHELTHENHAM COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 111 MORTLAKE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 112 MUSEUMS ADVISORY BOARD REPORT, 1989-90 - To be considered.
- 113 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1989-90 - To be considered.
- 114 NHILL HOSPITAL REPORT, 1989-90 - To be considered.
- 115 OUYEN AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 116 WASTE MANAGEMENT IN GREATER MELBOURNE AREA - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
- 117 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- 118 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 119 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- 120 SWAN HILL AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 121 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1989-90 - To be considered.

- 122 TAXATION - ANALYSIS OF OPERATIONS OF LAND TAX, 1989 AND PROBATE DUTY AND GIFT DUTY, 1989-90 - To be considered.
- 123 TERANG AND DISTRICT (NORAH COSGROVE) COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- 124 TRANSPORT MINISTRY REPORT, 1989-90 AND QUANTITATIVE TARGETS FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION, 1990-91 - To be considered.
- 125 TREASURY DEPARTMENT REPORT, 1989-90 - To be considered.
- 126 URBAN LAND AUTHORITY REPORT, 1989-90 - To be considered.
- 127 WERRIBEE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *128 VICTORIAN ABATTOIR AND MEAT INSPECTION AUTHORITY - PUBLIC BODIES REVIEW COMMITTEE'S REPORT, 1989-90 - To be considered.
- *129 CRIMES COMPENSATION TRIBUNAL REPORT, 1989-90 - To be considered.
- *130 FREEDOM OF INFORMATION ACT 1982 - REPORT ON OPERATION, 1989-90 - To be considered.
- *131 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1989-90 - To be considered.
- *132 HEALTH PROMOTION FOUNDATION REPORT, 1989-90 - To be considered.
- *133 LABOUR DEPARTMENT REPORT, 1989-90 - To be considered.
- *134 MENTAL HEALTH ACT 1986 - COMMUNITY VISITORS' REPORT, 1989-90 - To be considered.
- *135 NURSING COUNCIL REPORT, 1989-90 - To be considered.
- *136 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
- *137 PHARMACY BOARD REPORT, 1989 - To be considered.
- *138 STATE TRUSTEES REPORT, 1989-90 - To be considered.

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TUESDAY, 4 DECEMBER 1990

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 COLLINGWOOD (VICTORIA PARK) LAND BILL - *(from Assembly - Hon. M.A. Lyster) - Second reading - Resumption of debate. (Hon. B.A. Chamberlain).*

FIRST SITTING DAY IN 1991**GOVERNMENT BUSINESS****ORDERS OF THE DAY**

- * 1 **TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL** - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. R.M. Hallam).*
- * 2 **CONSTITUTION (JURISDICTION OF SUPREME COURT) BILL** - (*Hon. D.R. White*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- * 3 **CONSTRUCTION INDUSTRY TRAINING LEVY BILL** - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate. (Hon. Haddon Storey).*
- 4 **PATHOLOGY SERVICES ACCREDITATION (FURTHER AMENDMENT) BILL** - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate. (Hon. Marie Tehan).*

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

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ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 (as subsequently amended on 14 November 1990) where a Bill is introduced by a Minister or is received from the Legislative Assembly after 6.00 p.m. on 22 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 23 November 1990 may be taken through all stages.

LEGISLATIVE COUNCIL OF VICTORIA

Notice Paper No. 94

Friday, 30 November 1990

Mr President takes the Chair at 10.30 a.m.

BUSINESS TO TAKE PRECEDENCE

NOTICES OF MOTION

- 1 **THE HON. D.M. EVANS** - To move, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed. [*Notice given 31 October 1990; 3 sitting days remain for resolving ***]
- 2 **THE HON. D.M. EVANS** - To move, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed. [*Notice given 31 October 1990; 3 sitting days remain for resolving ***]
- 3 **THE HON. D.M. EVANS** - To move, That Regulations 10(8)(k)(i), 13(3) and 15(5) of the Second-Hand Dealers and Pawnbrokers Regulations 1990 (S.R. No. 243/1990) be disallowed. [*Notice given 20 November 1990; 8 sitting days remain for resolving ***]

GOVERNMENT BUSINESS

NOTICE OF MOTION

- 1 **THE HON. B.W. MIER** - To move, That Standing Order No. 99 be suspended in so far as it would prevent the consideration of the Consumer Affairs (Resale of Tickets) Bill (No. 2) transmitted from the Assembly on 26 September 1990, which Bill contains provisions the same in substance as those previously rejected by the House in the course of proceedings on the Prices Bill during this current Session.

ORDERS OF THE DAY

- 1 **VICTORIAN DEBT RETIREMENT FUND BILL** - (*from Assembly - Hon. D.R. White*) - To be committed.
- 2 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL** - (*from Assembly - Hon. B.T. Pullen*) - To be committed.

** Indicates sitting days remaining, including this day, for resolution of motion to be within statutory disallowance provisions.

- * 3 STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL - (from Assembly - Hon. D.R. White) - Second reading.
- 4 ROAD SAFETY (DRIVERS) BILL - (Hon. B.T. Pullen) - Second reading - Resumption of debate. (Hon. W.R. Baxter).
- 5 HEALTH REGISTRATION ACTS (AMENDMENT) BILL - (Hon. C.J. Hogg) - Second reading - Resumption of debate. (Hon. Marie Tehan).
- 6 FAIR TRADING (AMENDMENT) BILL - (Hon. B.W. Mier) - Second reading - Resumption of debate. (Hon. G.P. Connard).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D.M. EVANS - To move, That this House is of the view that the *Mines Act 1958* is no longer meeting the needs of Victorians to provide protection for the rights of individual landowners, protection of the environment, or consistent and clear guidelines for mining development, miners and prospectors.
- 2 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon Parliament's control of its own appropriations and staffing, and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.
- 3 THE HON. R.M. HALLAM - To move, That this House deplores the Government's policy of charging an across-the-board rental based on a percentage of site value for crown lands occupied by sporting clubs and similar community organizations and calls for account to be taken of ability to pay, the provision of valuable community facilities, the improvements made to the land by voluntary contribution and other relevant matters in establishing an equitable rent.
- 4 THE HON. W.R. BAXTER - To move, That this House, mindful of the entitlement of all Victorians to reasonable access to health care regardless of residential location, expresses its high regard for the services provided over many years by Bush Nursing Hospitals and, aware of the financial difficulties now confronting some hospitals due in large measure to factors brought about by actions and cut-backs of the State and Federal Governments, calls for measures to be implemented to ensure the continued viability of Bush Nursing Hospitals.
- 5 THE HON. R.A. MACKENZIE - To move, That this House expresses its concern at the extension of mining and export of uranium and requests the Federal Government to reconsider its uranium policy because of the known long-term harmful effects on human health and the environment.
- 6 THE HON. R.A. MACKENZIE - To move, That the Council take note of the Report of the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy.
- 7 THE HON. R.M. HALLAM - To move, That this House censures the Minister for Consumer Affairs in that his answer to a question without notice on 17 May 1990 was reckless and factually wrong, and that he failed to correct his statement to the House when the error was drawn to his attention.
- 8 THE HON. R.A. MACKENZIE - To move, That a Select Committee of eight members be appointed to inquire into and report upon the current and

impending crisis facing rural Victoria and related matters; the Committee to have power to send for persons, papers and records; four to be the quorum.

- 9 **THE HON. R.M. HALLAM** - To move, That this House condemns the Government for its imposition of an exorbitant increase in inspection fees payable by the Victorian abattoir operators and, more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure.
- 10 **THE HON. R.A. MACKENZIE** - To move, That a Select Committee of eight members be appointed to inquire into and report upon the collapse of the Pyramid and other Geelong based Building Societies; the Committee to have power to send for persons, papers and records; four to be the quorum.

ORDERS OF THE DAY

- 1 **CRIMES (POLICE POWERS OF INVESTIGATION) BILL** - (*Hon. B.A. Chamberlain*) - To be further considered in Committee.
- 2 **MALLEE NATIONAL PARKS** - Motion rejecting Land Conservation Council proposals for further extensions - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. C.F. Van Buren*).
- 3 **VOLUNTEER FIREMEN** - Motion expressing concern at Government's failure to give assurances to volunteers involved with dangerous goods at Nilma accident and belief that full protection and treatment be provided for health hazards arising from this or other accidents - (*Hon. R.J. Long*) - *Resumption of debate.* (*Hon. B.E. Davidson*).
- 4 **ELECTRICITY DEVELOPMENT BEYOND MID-1990s - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS AND RELATED MINISTERIAL STATEMENT** - Motion to take note of statement and response - (*Hon. Marie Tehan*) - *Resumption of debate.* (*Hon. D.M. Evans*).
- 5 **LIQUOR CONTROL ACT** - Motion expressing concern at operation and calling for review - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. W.A. Landeryou*).
- 6 **ROAD FUNDING** - Motion deploring reduced priority by Commonwealth and Victorian Governments and calling for fairer distribution of motorists' contributions to address decline in Victorian road network, particularly local roads category - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. B.A. Chamberlain*).
- 7 **COMPUTERS - USE IN COUNCIL CHAMBER - PRESIDENT'S STATEMENT ON STANDING ORDERS COMMITTEE'S RECOMMENDATIONS** - To be considered.
- 8 **VISITING CHILD HEALTH NURSE PROGRAMME** - Motion condemning Government for dismantling and calling for immediate reinstatement - (*Hon. R.S. de Fegely*) - *Resumption of debate.* (*Hon. W.R. Baxter*).
- 9 **STATE BANK** - Motion calling on Treasurer to release documents on losses, particularly those referred to in his statement of 23 February 1990 - (*Hon. R.M. Hallam*) - *Resumption of debate.* (*Hon. D.R. White*).
- 10 **NATIVE VEGETATION** - Motion rejecting Government's action in introducing regulations without consultation to control clearing of native vegetation on privately owned land - (*Hon. D.M. Evans*) - *Resumption of debate.* (*Hon. D.E. Henshaw*).
- 11 **HOME AND COMMUNITY CARE** - Motion condemning Government for disregarding needs of frail, aged and disabled people and for renegeing on funding commitments on home and community care programs, and calling for

- full restoration of funding in accordance with Commonwealth/State agreement - *(Hon. G.R. Craige) - Resumption of debate. (Hon. M.A. Lyster).*
- 12 PREVENTION OF CRUELTY TO ANIMALS (LEGHOLD TRAPS) BILL - *(Hon. R.A. Mackenzie) - Second reading - Resumption of debate. (Hon. R.I. Knowles).*
- 13 AGE DISCRIMINATION - Motion supporting principle of legislation outlawing discrimination and abolishing compulsory retirement on ground of age - *(Hon. Haddon Storey) - Resumption of debate. (Hon. M.A. Lyster).*
- 14 CITY OF MELBOURNE - REVIEW OF ALLEGATIONS ON CERTAIN MATTERS, NOTES ON ALLEGED INFRINGEMENTS OF PECUNIARY INTEREST PROVISIONS AND RELATED MINISTERIAL STATEMENT - Motion to take note of Report, Notes and Statement - *(Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).*
- 15 PRESIDENT'S STATEMENT ON RULINGS IN DEBATE - To be considered.
- 16 PETROL PRICING - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 AUGUST 1990 - To be considered.
- 17 STATE BANK GROUP AND TRICONTINENTAL - Motion rejecting and condemning proposed inquiry into Tricontinental Limited and insisting on Royal Commission into State Bank Group losses - *(Hon. M.A. Birrell) - Resumption of debate. (Hon. R.M. Hallam).*
- 18 BUSINESS POLICIES OF GOVERNMENT - Motion condemning Government for pursuit of anti-business and high-tax policies - *(Hon. K.M. Smith) - Resumption of debate. (Hon. G.B. Ashman).*
- 19 EDUCATION FOR DEAF STUDENTS - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 14 NOVEMBER 1990 - To be considered.
- 20 METROPOLITAN RESIDENTIAL LAND - MOTION CONDEMNING GOVERNMENT FOR ITS HANDLING OF RELEASE AND FAILURE TO PROVIDE SERVICING - *(Hon. B.A. Chamberlain) - Resumption of debate. (Hon. B.T. Pullen).*
- 21 AUDITOR-GENERAL'S REPORT, 1988-89 - ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT - To be considered.
- 22 AUDITOR-GENERAL'S OFFICE REPORT, 1989-90 - To be considered.
- 23 BOORT DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 24 BUNDOORA EXTENDED CARE CENTRE REPORT, 1989-90 - To be considered.
- 25 COLAC DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 26 CRESWICK DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 27 DANDENONG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 28 DUNMUNKLE HEALTH SERVICES REPORT, 1989-90 - To be considered.
- 29 ELMORE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 30 HEATHCOTE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 31 KERANG AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 32 KINGSTON CENTRE REPORT, 1989-90 - To be considered.
- 33 KYNETON DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 34 LATROBE VALLEY HOSPITAL REPORT, 1989-90 - To be considered.
- 35 LOCAL GOVERNMENT DEPARTMENT REPORT, 1989-90 - To be considered.
- 36 LYNDOCH HOME AND HOSPITAL FOR THE AGED REPORT, 1989-90 - To be considered.
- 37 MALDON HOSPITAL REPORT, 1989-90 - To be considered.

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- 38 MARYBOROUGH AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 39 MONASH MEDICAL CENTRE REPORT, 1989-90 - To be considered.
 - 40 MT. ALEXANDER HOSPITAL REPORT, 1989-90 - To be considered.
 - 41 MUSEUM COUNCIL REPORT, 1989-90 - To be considered.
 - 42 ASBESTOS - REPORT OF INQUIRY INTO USAGE, SUBSTITUTION AND ALTERNATIVES, OCTOBER 1990 - To be considered.
 - 43 OMEO DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 44 ORBOST AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 45 PETER MacCALLUM CANCER INSTITUTE REPORT, 1989-90 - To be considered.
 - 46 PLANNING AND URBAN GROWTH DEPARTMENT REPORT, 1989-90 - To be considered.
 - 47 POLICE AND EMERGENCY SERVICES MINISTRY REPORT, 1989-90 - To be considered.
 - 48 RURAL WATER COMMISSION REPORT, 1989-90 - To be considered.
 - 49 ST. ARNAUD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 50 SANDRINGHAM AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - 51 SOUTH GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.
 - 52 SOUTHERN PENINSULA HOSPITAL REPORT, 1989-90 - To be considered.
 - 53 STATE ELECTORAL OFFICE REPORT, 1989-90 - To be considered.
 - 54 STATE INSURANCE OFFICE REPORT, 1989-90 - To be considered.
 - 55 STATE INSURANCE OFFICE - TREASURER'S REPORT OF FAILURE TO SUBMIT ANNUAL REPORT BY 30 SEPTEMBER AND REASONS THEREFOR - To be considered.
 - 56 TIMBOON AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 57 VICTORIA PARADE GERIATRIC CENTRE REPORT, 1989-90 - To be considered.
 - 58 WARRNAMBOOL AND DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
 - 59 WONTHAGGI AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 60 WYCHEPROOF DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 61 YARRAM AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 62 HEALTH COMPUTING SERVICES VICTORIA LTD. REPORT, 1989-90 - To be considered.
 - 63 OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY CONSULTATIVE COUNCIL REPORT, 1988 - To be considered.
 - 64 BUDGET ESTIMATES AND OUTCOMES, 1989-90 - ESTIMATES SUB-COMMITTEE'S REPORT - To be considered.
 - 65 COMMUNITY SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
 - 66 HEALTH DEPARTMENT REPORT, 1989-90 - To be considered.
 - 67 INFERTILITY (MEDICAL PROCEDURES) ACT 1984 - CENTRAL REGISTER REPORT, 1989-90 - To be considered.
 - 68 INTELLECTUALLY DISABLED PERSONS' SERVICES ACT 1986 - COMMUNITY VISITORS' REPORT, 1989-90 - To be considered.

- 69 MEDICAL BOARD REPORT, 1988-89 - To be considered.
- 70 NATIONAL TENNIS CENTRE TRUST REPORT, 1989-90 - To be considered.
- 71 PATHOLOGY SERVICES ACCREDITATION BOARD REPORT, 1988-89 - To be considered.
- 72 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1989-90 - To be considered.
- 73 PROPERTY AND SERVICES DEPARTMENT REPORT, 1989-90 - To be considered.
- 74 PSYCHOLOGICAL COUNCIL REPORT, 1989 - To be considered.
- 75 MET TICKET - AUDITOR-GENERAL'S REPORT, NOVEMBER 1990 - To be considered.
- 76 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1989-90 - To be considered.
- 77 ALEXANDRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 78 ARTS CENTRE TRUST REPORT, 1989-90 - To be considered.
- 79 BENDIGO AND NORTHERN DISTRICT BASE HOSPITAL REPORT, 1989-90 - To be considered.
- 80 BETHLEHEM HOSPITAL REPORT, 1989-90 - To be considered.
- 81 CHIEF COMMISSIONER OF POLICE OFFICE REPORT, 1989-90 - To be considered.
- 82 COHUNA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 83 CONSERVATION AND ENVIRONMENT DEPARTMENT REPORT, 1989-90 - To be considered.
- 84 CORRECTIONS OFFICE REPORT, 1989-90 - To be considered.
- 85 DIRECTOR OF PUBLIC PROSECUTIONS OFFICE REPORT, 1989-90 - To be considered.
- 86 DONALD DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 87 DUNOLLY DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 88 EAST GIPPSLAND HOSPITAL REPORT, 1989-90 - To be considered.
- 89 EDENHOPE AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
- 90 EDUCATION MINISTRY REPORT, 1989-90 - To be considered.
- 91 EQUAL OPPORTUNITY BOARD REPORT, 1989-90 - To be considered.
- 92 FILM VICTORIA REPORT, 1989-90 - To be considered.
- 93 GEELONG HOSPITAL REPORT, 1989-90 - To be considered.
- 94 GRACE McKELLAR CENTRE REPORT, 1989-90 - To be considered.
- 95 HEALESVILLE AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 96 HOUSING GUARANTEE FUND LIMITED REPORT, 1989-90 - To be considered.
- 97 INDUSTRY AND ECONOMIC PLANNING DEPARTMENT REPORT, 1989-90 - To be considered.
- 98 INGLEWOOD HOSPITAL REPORT, 1989-90 - To be considered.
- 99 KANIVA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- 100 KYABRAM AND DISTRICT MEMORIAL COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.

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- 101 STATUTE LAW REVISION AND MISCELLANEOUS AMENDMENT - LAW REFORM COMMISSION'S REPORT - To be considered.
 - 102 LEGAL AID COMMISSION REPORT, 1989-90 - To be considered.
 - 103 LOCAL AUTHORITIES SUPERANNUATION BOARD REPORT, 1989-90 - To be considered.
 - 104 MINISTER'S ADVICE OF 20 NOVEMBER 1990 OF EXTENSION OF TIME GRANTED TO MARINE BOARD TO SUBMIT ANNUAL REPORT TO HIM AND THE REASONS THEREFOR - To be considered.
 - 105 MARINE BOARD REPORT, 1989-90 - To be considered.
 - 106 MORDIALLOC-CHELTENHAM COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - 107 MORTLAKE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 108 MUSEUMS ADVISORY BOARD REPORT, 1989-90 - To be considered.
 - 109 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1989-90 - To be considered.
 - 110 NHILL HOSPITAL REPORT, 1989-90 - To be considered.
 - 111 OUYEN AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 112 WASTE MANAGEMENT IN GREATER MELBOURNE AREA - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
 - 113 PENSHURST AND DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - 114 PRESTON AND NORTHCOTE COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - 115 ROCHESTER AND DISTRICT WAR MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - 116 SWAN HILL AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 117 TAWONGA DISTRICT GENERAL HOSPITAL REPORT, 1989-90 - To be considered.
 - 118 TAXATION - ANALYSIS OF OPERATIONS OF LAND TAX, 1989 AND PROBATE DUTY AND GIFT DUTY, 1989-90 - To be considered.
 - 119 TERANG AND DISTRICT (NORAH COSGROVE) COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
 - 120 TRANSPORT MINISTRY REPORT, 1989-90 AND QUANTITATIVE TARGETS FOR PUBLIC TRANSPORT CORPORATION AND ROADS CORPORATION, 1990-91 - To be considered.
 - 121 TREASURY DEPARTMENT REPORT, 1989-90 - To be considered.
 - 122 URBAN LAND AUTHORITY REPORT, 1989-90 - To be considered.
 - 123 WERRIBEE DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - 124 VICTORIAN ABATTOIR AND MEAT INSPECTION AUTHORITY - PUBLIC BODIES REVIEW COMMITTEE'S REPORT, 1989-90 - To be considered.
 - 125 CRIMES COMPENSATION TRIBUNAL REPORT, 1989-90 - To be considered.
 - 126 FREEDOM OF INFORMATION ACT 1982 - REPORT ON OPERATION, 1989-90 - To be considered.
 - 127 GUARDIANSHIP AND ADMINISTRATION BOARD REPORT, 1989-90 - To be considered.
 - 128 HEALTH PROMOTION FOUNDATION REPORT, 1989-90 - To be considered.

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- 129 LABOUR DEPARTMENT REPORT, 1989-90 - To be considered.
- 130 MENTAL HEALTH ACT 1986 - COMMUNITY VISITORS' REPORT, 1989-90 - To be considered.
- 131 NURSING COUNCIL REPORT, 1989-90 - To be considered.
- 132 SOUTH-WESTERN REGION WATER MANAGEMENT STRATEGY - MINISTER'S RESPONSE TO NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S RECOMMENDATIONS - To be considered.
- 133 PHARMACY BOARD REPORT, 1989 - To be considered.
- 134 STATE TRUSTEES REPORT, 1989-90 - To be considered.
- *135 LYNCH'S BRIDGE HOUSING DEVELOPMENT - MINISTER'S ANSWER TO QUESTION WITHOUT NOTICE, 29 NOVEMBER 1990 - To be considered.
- *136 STATE BANK - EXHIBITS A TO K IN SCHEDULE A OF STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL - To be considered.
- *137 LEGISLATIVE COUNCIL DEPARTMENT REPORT, 1989-90 - To be considered.
- *138 PARLIAMENT LIBRARY REPORT, 1989-90 - To be considered.
- *139 HANSARD DEPARTMENT REPORT, 1989-90 - To be considered.
- *140 HOUSE COMMITTEE DEPARTMENT REPORT, 1989-90 - To be considered.
- *141 POST-SYNGAMY EMBRYO EXPERIMENTATION REVIEW - PART II - STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY'S REPORT, OCTOBER 1990 - To be considered.
- *142 ABORIGINAL DEATHS IN CUSTODY - ROYAL COMMISSION REPORTS - To be considered.
- *143 ARARAT AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *144 ATTORNEY-GENERAL'S DEPARTMENT REPORT, 1989-90 - To be considered.
- *145 AUSTIN HOSPITAL REPORT, 1989-90 - To be considered.
- *146 BIRREGURRA AND DISTRICT COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- *147 MINISTER'S REPORT OF FAILURE OF BUILDING SOCIETIES COUNCIL TO SUBMIT ANNUAL REPORT TO HIM BY 30 SEPTEMBER AND REASONS THEREFOR - To be considered.
- *148 BUILDING SOCIETIES COUNCIL REPORT, 1989-90 - To be considered.
- *149 EILDON AND DISTRICT COMMUNITY HOSPITAL REPORT, 1989-90 - To be considered.
- *150 GIPPSLAND BASE HOSPITAL REPORT, 1989-90 - To be considered.
- *151 HAMILTON BASE HOSPITAL REPORT, 1989-90 - To be considered.
- *152 FORENSIC PATHOLOGY INSTITUTE REPORT, 1989-90 - To be considered.
- *153 KORUMBURRA DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
- *154 MENTAL MALFUNCTION AND CRIMINAL RESPONSIBILITY - LAW REFORM COMMISSION'S REPORT - To be considered.
- *155 REVIEW OF THE EQUAL OPPORTUNITY ACT - LAW REFORM COMMISSION'S REPORT - To be considered.
- *156 MERCY MATERNITY HOSPITAL INCORPORATED REPORT, 1989-90 - To be considered.
- *157 MOUNT ELIZA CENTRE REPORT, 1989-90 - To be considered.
- *158 PUBLIC ADVOCATE OFFICE REPORT, 1989-90 - To be considered.
- *159 RADIATION ADVISORY COMMITTEE REPORT, 1989-90 - To be considered.

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- *160 ROYAL WOMEN'S HOSPITAL REPORT, 1989-90 - To be considered.
 - *161 SHELLEY MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.
 - *162 WILLAURA AND DISTRICT HOSPITAL REPORT, 1989-90 - To be considered.
 - *163 WOORAYL DISTRICT MEMORIAL HOSPITAL REPORT, 1989-90 - To be considered.

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FIRST SITTING DAY IN 1991

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL - (*from Assembly - Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. R.M. Hallam*).
- 2 CONSTITUTION (JURISDICTION OF SUPREME COURT) BILL - (*Hon. D.R. White*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 3 CONSTRUCTION INDUSTRY TRAINING LEVY BILL - (*from Assembly - Hon. B.T. Pullen*) - Second reading - *Resumption of debate.* (*Hon. Haddon Storey*).
- 4 PATHOLOGY SERVICES ACCREDITATION (FURTHER AMENDMENT) BILL - (*Hon. C.J. Hogg*) - Second reading - *Resumption of debate.* (*Hon. Marie Tehan*).

A.V. BRAY

Clerk of the Legislative Council

A. J. HUNT

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES - The Honourable K.I.M. Wright.

TEMPORARY CHAIRMEN - The Honourables Joan Coxsedge, D.M. Evans, J.V.C. Guest, D.E. Henshaw, W.A. Landeryou, R. Lawson, R.J. Long, G.A. Sgro and Evan Walker.

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COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT) - The Honourables J.V.C. Guest, R.M. Hallam, T.C. Theophanous and Rosemary Varty.

HOUSE (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, R.I. Knowles, W.A. Landeryou, R.J. Long and G.A. Sgro.

LEGAL AND CONSTITUTIONAL (JOINT) - The Honourables Joan Coxsedge, D.M. Evans, R.S. Ives, W.A. Landeryou, R.J. Long and J. McLean.

LIBRARY (JOINT) - The Honourables the President, G.P. Connard, P.R. Hall, W.A. Landeryou and G.A. Sgro.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) - The Honourables R.A. Best, B.E. Davidson, D.E. Henshaw, R. Lawson, R. Macey and C.F. Van Buren.

PRINTING - The Honourables the President, W.R. Baxter, M.A. Birrell, R.I. Knowles, W.A. Landeryou and G.A. Sgro.

PRINTING (JOINT) - The Honourables the President (*ex-officio*), W.R. Baxter, W.A. Landeryou and B.A.E. Skeggs.

PRIVILEGES - The Honourables B.A. Chamberlain, D. M. Evans, R.I. Knowles, W.A. Landeryou and Evan Walker.

PUBLIC BODIES REVIEW (JOINT) - The Honourables G.B. Ashman, P.R. Hall and K.M. Smith.

SOCIAL DEVELOPMENT (JOINT) - The Honourables G.P. Connard, G.R. Craige and L. Kokocinski.

STANDING ORDERS - The Honourables the President, W.R. Baxter, B.A. Chamberlain, J.V.C. Guest, R.M. Hallam, C.J. Kennedy and W.A. Landeryou.

SESSIONAL ORDERS

BUSINESS OF THE HOUSE

By resolution of the Council on 25 October 1988 the following sitting arrangements will apply unless the House otherwise orders:

Meetings-

Tuesday - 3.00 p.m.
 Wednesday - 2.00 p.m.
 Thursday - 11.00 a.m.

Business to take precedence-

Tuesday - Government business.
 Wednesday - General business.
 Thursday - Government business.

†No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 25 October 1988, an Order of the Day, General business, for consideration of a Ministerial Statement or a paper tabled either pursuant to Statute, His Excellency's Command or an Order of the House will be discharged from the Notice Paper after five consecutive listings, unless a "take note" motion is pending resolution.

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ADJOURNMENT OF BILLS [Effective until 31 December 1990]

By resolution of the Council on 5 September 1990 (as subsequently amended on 14 November 1990) where a Bill is introduced by a Minister or is received from the Legislative Assembly after 6.00 p.m. on 22 November 1990, and a motion is moved for the second reading of the Bill, debate on that motion shall be adjourned upon the conclusion of the speech of the mover until a day no earlier than the first sitting day in 1991: Provided that any Bill transmitted from the Assembly which is in the hands of the Clerk no later than 10.00 a.m. on 23 November 1990 may be taken through all stages.

†Suspended on 27 November 1990 until the end of November 1990.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 92, 93, 94 and 95

No. 92—Tuesday, 27 November 1990

- 1 The President took the Chair and read the Prayer.
- 2 **TRANSPORT (ANTI-GRAFFITI) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for specific offences relating to graffiti and for a new sentencing option of requiring offenders to clean up graffiti, to amend the 'Transport Act 1983' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **VICTORIAN DEBT RETIREMENT FUND BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision in relation to State Debt and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **DEBITS TAX BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act for the imposition and collection of a tax in respect of certain debits made to accounts kept with financial institutions and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **HEALTH SERVICES (CONCILIATION AND REVIEW) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Health Services (Conciliation and Review) Act 1987' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 **FORESTS (TIMBER HARVESTING) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Forests Act 1958' and the 'Conservation, Forests and Lands Act 1987' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 **COLLINGWOOD (VICTORIA PARK) LAND BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to free land at Collingwood from a covenant and any trust affecting it and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 **WESTERNPORT (OIL REFINERY) LAND BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to remove certain easements, rights and covenants over Crown land at Crib Point and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 **SUPERANNUATION ACTS (MISCELLANEOUS AMENDMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'State Superannuation Act 1988', the 'State Employees Retirement Benefits Act 1979', the 'Hospitals Superannuation Act 1988', the 'Transport Superannuation Act 1988', the 'Superannuation (Portability) Act 1989', the 'Emergency Services Superannuation Act 1986' and the 'Superannuation Acts (Amendment) Act 1988' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 **LA TROBE UNIVERSITY (BENDIGO AND WODONGA) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish the La Trobe University College of Northern Victoria and dissolve the Bendigo College of Advanced Education, to provide for the merger of the Wodonga Institute of Tertiary Education with La Trobe University, to amend the 'La Trobe University Act 1964' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 **PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for equal employment opportunity programs in public authorities and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 **PETITIONS**—

RADIOTHERAPY SERVICES, BALLARAT—The Honourable R. I. Knowles presented a Petition from certain citizens of Victoria praying that the application by the St. John of God Hospital to establish radiotherapy services in Ballarat be approved.

Ordered to lie on the Table.

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MARTHA COVE DEVELOPMENT—The Honourable K. M. Smith presented a Petition from certain citizens of Victoria supporting the proposed Martha Cove Development in the Safety Beach area.

Ordered to lie on the Table.

- 13 **PATHOLOGY SERVICES ACCREDITATION (FURTHER AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable C. J. Hogg, leave was given to bring in a Bill to amend the *Pathology Services Accreditation Act 1984* and for other

purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

14 PAPERS—

LEGAL AND CONSTITUTIONAL COMMITTEE—SUBORDINATE LEGISLATION—

The Honourable D. M. Evans presented the Nineteenth Report from the Legal and Constitutional Committee on Subordinate Legislation (S.R. Nos. 104 and 183/1990) together with Appendices.

Ordered to lie on the Table and to be printed.

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AUDITOR-GENERAL—The following Paper was laid upon the Table by the Clerk pursuant to an order of the Council on 5 September 1990:

Auditor-General—Report on Met Ticket, November 1990.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Albury-Wodonga (Victoria) Corporation—Report and financial statements for the year 1989–90.

Alexandra District Hospital—Report and financial statements for the year 1989–90.

Arts Centre Trust—Report and financial statements for the year 1989–90.

Bendigo and Northern District Base Hospital—Report and financial statements for the year 1989–90.

Bethlehem Hospital—Report and financial statements for the year 1989–90 (two papers).

Chief Commissioner of Police Office—Report and financial statements for the year 1989–90.

Cohuna District Hospital—Report and financial statements for the year 1989–90.

Conservation and Environment Department—Report and financial statements for the year 1989–90.

Corrections Office—Report and financial statements for the year 1989–90.

Director of Public Prosecutions Office—Report and financial statements for the year 1989–90.

Donald District Hospital—Report and financial statements for the year 1989–90.

Dunolly District Hospital—Report and financial statements for the year 1989–90.

East Gippsland Hospital—Report and financial statements for the year 1989–90.

Edenhope and District Memorial Hospital—Report and financial statements for the year 1989–90.

Education Ministry—Report and financial statements for the year 1989–90 [including the Report of the Office of Schools Administration] (two papers).

Equal Opportunity Board—Report for the year 1989–90.

Film Victoria—Report and financial statements for the year 1989–90.

Geelong Hospital—Report and financial statements for the year 1989–90.

Grace McKellar Centre—Report and financial statements for the year 1989–90.

Healesville and District Hospital—Report and financial statements for the year 1989–90 (two papers).

Housing Guarantee Fund Limited—Report for the year 1989–90.

Industry and Economic Planning Department—Report and financial statements for the year 1989–90.

- Inglewood Hospital—Report and financial statements for the year 1989–90.
- Kaniva District Hospital—Report and financial statements for the year 1989–90.
- Kyabram and District Memorial Community Hospital—Report and financial statements for the year 1989–90 (two papers).
- Law Reform Commission—Report on Statute Law Revision and Miscellaneous Amendment, No. 38.
- Legal Aid Commission—Report and financial statements for the year 1989–90.
- Local Authorities Superannuation Board—Report and financial statements for the year 1989–90.
- Marine Board—
- Minister's advice of 20 November 1990 of extension of time granted to submit an annual report to him and the reasons therefor.
 - Report and financial statements for the year 1989–90.
- Mordialloc–Cheltenham Community Hospital—Report and financial statements for the year 1989–90.
- Mortlake District Hospital—Report and financial statements for the year 1989–90.
- Museums Advisory Board—Report for the year 1989–90.
- National Companies and Securities Commission—Report and financial statements for the year 1989–90.
- Nhill Hospital—Report and financial statements for the year 1989–90.
- Ouyen and District Hospital—Report and financial statements for the year 1989–90.
- Parliamentary Committees Act 1968—Minister's response to recommendations in Natural Resources and Environment Committee's report upon Waste Management in the Greater Melbourne Area.
- Penshurst and District Memorial Hospital—Report and financial statements for the year 1989–90.
- Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:
- Croydon Planning Scheme—Amendment L27.
 - Marong Planning Scheme—Amendment L22.
 - Melbourne Planning Scheme—Amendment L61.
 - Victoria–State Sections Planning Schemes—Amendment S11.
- Preston and Northcote Community Hospital—Report and financial statements for the year 1989–90 (two papers).
- Rochester and District War Memorial Hospital—Report and financial statements for the year 1989–90.
- Statutory Rules under the following Acts of Parliament:
- Building Societies Act 1986—No. 341.
 - Chattel Securities Act 1987—No. 319.
 - Chiropractors and Osteopaths Act 1978—No. 337.
 - Construction Industry Long Service Leave Act 1983—No. 326.
 - Dairy Industry Act 1984—Nos. 327 and 334.
 - Drugs, Poisons and Controlled Substances Act 1981—No. 338.
 - Farm Produce Merchants and Commission Agents Act 1965—No. 333.
 - Food Act 1984—No. 315.
 - Groundwater Act 1969—No. 342.
 - Health Act 1958—Nos. 316 and 336.
 - Margarine Act 1975—No. 328.
 - Poultry Processing Act 1968—No. 329.
 - Racing Act 1958—No. 343.

Statutory Rules—*continued*

- Road Safety Act 1986—No. 339.
- Seeds Act 1982—No. 330.
- State Employees Retirement Benefits Act 1979—No. 344.
- Stock Diseases Act 1968—No. 331.
- Tomato Processing Industry Act 1976—No. 332.
- Transport Act 1983—Nos. 323 and 324.
- Water Act 1989—No. 312.

Swan Hill District Hospital—Report and financial statements for the year 1989–90.

Tawonga District General Hospital—Report and financial statements for the year 1989–90.

Taxation—Analysis of operations of Land Tax for the assessment year 1989 and Probate Duty and Gift Duty for the year 1989–90.

Terang and District (Norah Cosgrove) Community Hospital—Report and financial statements for the year 1989–90.

Transport Ministry—Report and financial statements for the year 1989–90, including determinations of quantitative targets for the Public Transport Corporation and Roads Corporation for the year 1990–91.

Treasury Department—Report and financial statements for the year 1989–90.

Urban Land Authority—Report and statement of accounts for the year 1989–90.

Werribee District Hospital—Report and financial statements for the year 1989–90 (two papers).

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, with the exemption of amendments to planning schemes and statutory rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

15 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

16 DEBITS TAX BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable R. M. Hallam) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

17 PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable Marie Tehan (for the Honourable Rosemary Varty) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

18 SUPERANNUATION ACTS (MISCELLANEOUS AMENDMENTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable Marie Tehan (for the Honourable R. M. Hallam) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 19 **VICTORIAN DEBT RETIREMENT FUND BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable Marie Tehan (for the Honourable R. M. Hallam) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 20 **MINERAL RESOURCES DEVELOPMENT BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 21 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey), moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 22 **COLLINGWOOD (VICTORIA PARK) LAND BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable M. A. Lyster moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 23 **TRANSPORT (ANTI-GRAFFITI) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. T. Pullen moved, That this Bill be now read a second time.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 24 **FORESTS (TIMBER HARVESTING) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 25 **WESTERNPORT (OIL REFINERY) LAND BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 26 **LA TROBE UNIVERSITY (BENDIGO AND WODONGA) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 27 **WILDLIFE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Wildlife Act 1975' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable C. J. Hogg (for the Honourable B. T. Pullen), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 28 **ADJOURNMENT OF BILLS—SUSPENSION OF ORDER**—The Honourable R. I. Knowles moved, That so much of the Order of the Council of 5 September 1990, as amended on 14 November 1990, providing for the adjournment of debate until 1991 on Bills introduced or received after 22 November 1990 be suspended as would prevent the Wildlife (Amendment) Bill being taken through all stages during the present sittings.

Question—put and resolved in the affirmative.

- 29 **HEALTH SERVICES (CONCILIATION AND REVIEW) (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 30 **WILDLIFE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable B. T. Pullen) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 31 **DENTISTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolve in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 32 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

- 33 **PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 34 **DENTISTS (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 35 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 and 7, be postponed until later this day.

- 36 **ROAD SAFETY (CERTIFICATES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 37 **DEAKIN UNIVERSITY COUNCIL—LA TROBE UNIVERSITY COUNCIL—VICTORIAN CURRICULUM AND ASSESSMENT BOARD**—The President announced—

- (a) the receipt of a letter from the Minister for Education requesting that arrangements be made for a Joint Sitting of the Council and the Assembly to recommend Members for appointment to the La Trobe University Council;
- (b) the receipt of a letter from the Minister for Education requesting that arrangements be made for a joint sitting to recommend a Member for appointment to the Victorian Curriculum and Assessment Board;
- (c) that, at the Joint Sitting held on 17 October 1990, one Member was nominated for appointment to the Deakin University Council and two further recommendations were now required to be made in this case; and
- (d) the receipt of a Message from the Legislative Assembly acquainting the Council that they had agreed to meet the Council for those purposes, and proposing that the place and time of the Joint Sitting be the Assembly Chamber on Wednesday, 28 November 1990 at 6.15 p.m.

Ordered—That the Assembly's Message be taken into consideration forthwith.

The Honourable D. R. White moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the Deakin University Council, La Trobe University Council and the Victorian Curriculum and Assessment Board and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 28 November 1990 at 6.15 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 38 **BUSINESS OF THE HOUSE**—The Honourable D. R. White moved, by leave, That so much of the Sessional Orders as requires that no new business be taken after 10.00 p.m. be suspended until the end of November 1990.

Question—put and resolved in the affirmative.

- 39 **LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read

a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 40 **TEACHING SERVICE (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 41 **FREEDOM OF INFORMATION (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time, the Honourable R. A. Mackenzie having requested that his dissent be recorded.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 42 **PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 43 **WILDLIFE (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 44 **WESTERNPORT (OIL REFINERY) LAND BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 45 **DEBITS TAX BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate,

the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

46 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.02 p.m., adjourned until tomorrow at 10.30 a.m.

A. V. BRAY

Clerk of the Legislative Council

No. 93—Wednesday, 28 November 1990

1 The President took the Chair and read the Prayer.

2 **CONSTRUCTION INDUSTRY TRAINING LEVY BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to impose a construction industry training levy, to provide for the collection of the levy and its application for training in the construction industry, to establish the Construction Industry Training Board and the Construction Industry Training Fund and to amend the 'Building Control Act 1981', the 'Vocational Education and Training Act 1990' and the 'Borrowing and Investment Powers Act 1987' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable B. T. Pullen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Tattersall Consultations Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 **CORPORATIONS (VICTORIA) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to apply certain provisions of laws of the Commonwealth relating to corporations, the securities industry and the futures industry as laws of Victoria and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable M. A. Lyster, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

5 **PETITION—PRE-SCHOOL FUNDING**—The Honourable J. G. Miles presented a Petition from certain citizens of Victoria praying that the Government fully reinstate pre-school funding.

Ordered to lie on the Table.

6 PAPERS—

PUBLIC BODIES REVIEW COMMITTEE—VICTORIAN ABATTOIR AND MEAT INSPECTION AUTHORITY—The Honourable P. R. Hall presented a Report from the Public Bodies Review Committee on the Victorian Abattoir and Meat Inspection Authority, together with Appendices, Extracts from the Proceedings, a Minority Report and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Report to be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Crimes Compensation Tribunal—Report for the year 1989–90.

Freedom of Information Act 1982—Report on operation for the year 1989–90.

Guardianship and Administration Board—Report and financial statements for the year 1989–90.

Health Promotion Foundation—Report and financial statements for the year 1989–90.

Labour Department—Report and financial statements for the year 1989–90 [incorporating the Report on administration and operation of the *Dangerous Goods Act* 1985 for the year 1989–90].

Mental Health Act 1986—Report on the Activities of Community Visitors for the year 1989–90.

Nursing Council—Report and financial statements for the year 1989–90.

Parliamentary Committees Act 1968—Minister's response to recommendations in Natural Resources and Environment Committee's report upon the South-Western Region Water Management Strategy.

Pharmacy Board—Report and statement of accounts for the year 1989.

State Trustees—Report and financial statements for the year 1989–90.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

7 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 9 inclusive, be postponed until later this day.

8 **INDUSTRIAL RELATIONS**—The Honourable G. B. Ashman moved, That this House condemns the Government for failing to enable good industrial relations to prevail in Victoria.

Debate ensued.

Question—put.

The Council divided.

AYES, 20

The Hon. G. B. Ashman (*Teller*)
 W. R. Baxter
 M. A. Birrell
 G. P. Connard
 G. H. Cox
 G. R. Craige (*Teller*)
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. Macey
 J. G. Miles
 B. A. E. Skeggs
 K. M. Smith
 Haddon Storey
 Marie Tehan

NOES, 13

The Hon. Joan Coxsedg
 G. R. Crawford
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy (*Teller*)
 L. Kokocinski
 W. A. Landeryou
 M. A. Lyster
 J. McLean
 B. W. Mier
 B. T. Pullen
 C. F. Van Buren

And so it was resolved in the affirmative.

- 9 **BUSINESS POSTPONED**—Ordered—That the consideration of the remaining General Business and Notice of Motion, Government Business, No. 1, be postponed until later this day.
- 10 **CONSTITUTION (JURISDICTION OF SUPREME COURT) BILL**—On the motion of the Honourable C. J. Hogg (for the Honourable D. R. White), leave was given to bring in a Bill to amend the *Constitution Act 1975* and the *Constitution (Supreme Court) Act 1989* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 **TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable C. J. Hogg (for the Honourable D. R. White) moved, That this Bill be now read a second time.
 The Honourable R. I. Knowles (for the Honourable R. M. Hallam) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
 Pursuant to the Order of the Council of 5 September 1990 the debate was adjourned until the first sitting day in 1991.
- 12 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.
- 13 **LA TROBE UNIVERSITY (BENDIGO AND WODONGA) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair, and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 14 **DEBITS TAX BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the Deputy President left the Chair.

House in Committee.

The Deputy President resumed the Chair, and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 15 **BUSINESS POSTPONED**—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 16 **PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 17 **CONSTITUTION (JURISDICTION OF SUPREME COURT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Pursuant to the Order of the Council of 5 September 1990 the debate was adjourned until the first sitting day in 1991.

- 18 **CONSTRUCTION INDUSTRY TRAINING LEVY BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Pursuant to the Order of the Council of 5 September 1990 the debate was adjourned until the first sitting day in 1991.

- 19 **BUSINESS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 13 inclusive, be postponed until later this day.

- 20 **PATHOLOGY SERVICES ACCREDITATION (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable C. J. Hogg) moved, That this Bill be now read a second time.

The Honourable Marie Tehan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Pursuant to the Order of the Council of 5 September 1990 the debate was adjourned until the first sitting day in 1991.

- 21 **ADJOURNMENT OF BILLS—SUSPENSION OF ORDER**—The Honourable R. I. Knowles moved, That so much of the Order of the Council of 5 September 1990, as amended on 14 November 1990, providing for the adjournment of debate until 1991 on Bills introduced or received after 22 November 1990 be suspended as would prevent the Corporations (Victoria) Bill being taken through all stages during the present sittings.

Question—put and resolved in the affirmative.

- 22 **TRANSPORT (ANTI-GRAFFITI) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 23 **CORPORATIONS (VICTORIA) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable B. W. Mier (for the Honourable M. A. Lyster) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 24 **PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 25 **JOINT SITTING**—The President announced that at 6.15 p.m. this House will meet the Assembly in the Assembly Chamber to recommend Members for appointment to the Deakin University Council, La Trobe University Council and the Victorian Curriculum and Assessment Board.

Accordingly, at 6.15 p.m. the Council proceeded to the Assembly Chamber, and having returned—

The President reported that at the Joint Sitting, Mr Harley Rivers Dickinson, M.P., and Mr John Francis McGrath, M.P., were chosen to be recommended for appointment to the Deakin University Council; Mr Peter Batchelor, M.P., and the Honourable Ronald Alexander Best, M.L.C., were chosen to be recommended for appointment to the La Trobe University Council; and the Honourable David Mylor Evans, M.L.C., was chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board.

- 26 **MINERAL RESOURCES DEVELOPMENT BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

And having continued to sit until after midnight—

THURSDAY, 29 NOVEMBER 1990

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, with the concurrence of an

absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

27 ADJOURNMENT—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.32 a.m., adjourned until this day at 11.00 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 94—Thursday, 29 November 1990

1 The President took the Chair and read the Prayer.

2 STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to give effect to an Agreement between the State and the Commonwealth Bank for the succession of the Commonwealth Bank to the State Bank, to repeal the ‘State Bank Act 1988’, to make consequential amendments to certain other Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

3 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

La Trobe University (Bendigo and Wodonga) Bill

Debits Tax Bill

Public Authorities (Equal Employment Opportunity) Bill.

4 LYNCH’S BRIDGE HOUSING DEVELOPMENT—The Honourable D. R. White having given an answer to a question without notice relating to Lynch’s Bridge Housing Development—

The Honourable Haddon Storey moved, That the Minister’s answer be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 PAPERS—

STATE BANK—The Honourable C. J. Hogg (for the Honourable D. R. White) moved, by leave, That there be laid before this House a copy of Exhibits A to K referred to in Schedule A of the State Bank (Succession of Commonwealth Bank) Bill.

Question—put and resolved in the affirmative.

The said Exhibits were thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

* * * *

LEGISLATIVE COUNCIL DEPARTMENT—The Honourable C. J. Hogg (for the Honourable D. R. White) moved, by leave, That there be laid before this House a

copy of the Report of the Clerk on the operations of the Department of the Legislative Council for the year 1989-90.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

* * * *

PARLIAMENTARY DEPARTMENTS—The Honourable C. J. Hogg (for the Honourable D. R. White) moved, by leave, That there be laid before this House a copy of the Report of—

- (a) the Librarian on the operations of the Library of the Parliament of Victoria for the year 1989-90;
- (b) the Chief Reporter on the operations of the Department of Victorian Parliamentary Debates for the year 1989-90;
- (c) the Acting Secretary on the operations of the Department of the House Committee for the year 1989-90.

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

* * * *

STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY—The Honourable C. J. Hogg moved, by leave, That there be laid before this House a copy of the Report of the Standing Review and Advisory Committee on Infertility on the Review of Post-Syngamy Embryo Experimentation—Part II: New Developments, Policies and Procedures and Community Concerns, October 1990.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable C. J. Hogg and ordered to lie on the Table.

* * * *

ABORIGINAL DEATHS IN CUSTODY—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of the Reports of the Royal Commission of Inquiry into Aboriginal Deaths in Custody—James Archibald Moore, Harrison Day and Arthur Moffat.

Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Ararat and District Hospital—Report and financial statements for the year 1989-90 (two papers).

Attorney-General's Department—Report and financial statements for the year 1989-90.

Austin Hospital—Report and financial statements for the year 1989-90 (three papers).

Birregurra and District Community Hospital—Report and financial statements for the year 1989-90.

Building Societies Council—

Minister's report of failure to submit an annual report to him by 30 September and the reasons therefor.

Report and financial statements for the year 1989–90.

Eildon and District Community Hospital—Report and financial statements for the year 1989–90.

Gippsland Base Hospital—Report and financial statements for the year 1989–90 (two papers).

Hamilton Base Hospital—Report and financial statements for the year 1989–90 (two papers).

Institute of Forensic Pathology—Report and financial statements for the year 1989–90.

Korumburra District Hospital—Report and financial statements for the year 1989–90.

Law Reform Commission—

Report on Mental Malfunction and Criminal Responsibility, No. 34.

Report on Review of the Equal Opportunity Act, No. 36.

Mercy Maternity Hospital Incorporated—Report and financial statements for the year 1989–90 (two papers).

Mount Eliza Centre—Report and financial statements for the year 1989–90 (two papers).

Public Advocate Office—Report and financial statements for the year 1989–90.

Radiation Advisory Committee—Report for the year ended 30 September 1990.

Royal Women's Hospital—Report and financial statements for the year 1989–90 (two papers).

Shelley Memorial Hospital—Report and financial statements for the year 1989–90.

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—Nos. 345 and 346.

Fisheries Act 1968—No. 335.

Willaura and District Hospital—Report and financial statements for the year 1989–90 (two papers).

Woorayl District Memorial Hospital—Report and financial statements for the year 1989–90.

The Honourable Haddon Storey moved, That the papers tabled by the Honourables C. J. Hogg and B. W. Mier, and the Clerk, with the exception of Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

6 BUSINESS POSTPONED—

Ordered—That the consideration of the Notices of Motion, Business to take Precedence, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

7 ORDER OF THE COUNCIL RESCINDED—The Honourable M. A. Lyster moved, by leave, That the Order of the Council appointing Tuesday, 4 December 1990 for the resumption of the debate on the second reading of the Collingwood (Victoria Park) Land Bill be read and rescinded, and that the resumption of the debate on the second reading of the said Bill be made an Order of the Day forthwith.

Question—put and resolved in the affirmative.

- 8 **COLLINGWOOD (VICTORIA PARK) LAND BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time—

And the President having ruled the Bill to be a Private Bill—

The Honourable M. A. Lyster moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

Debate resumed on question—That this Bill be now read a second time.

Question—put and resolved in the affirmative.

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

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 9 **BUSINESSS POSTPONED**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 7 inclusive, be postponed until later this day.

- 10 **CORPORATIONS (VICTORIA) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 **TRANSPORT (ANTI-GRAFFITI) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 12 **SUPERANNUATION ACTS (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

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

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 **FORESTS (TIMBER HARVESTING) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered, after debate—That the Bill be committed to a Committee of the whole later this day.

- 14 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 **CRIMES (SEXUAL OFFENCES) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 **FREEDOM OF INFORMATION (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. Lawson reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 17 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have agreed to the following Bills without amendment:

Road Safety (Certificates) Bill
Dentists (Amendment) Bill
Chiropractors and Osteopaths (Amendment) Bill
Health (Radiographers) Bill
Children and Young Persons (Amendment) Bill
Teaching Service (Amendment) Bill
Shop Trading (Butcher's Shops) Bill.

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Mineral Resources Development Bill
Collingwood (Victoria Park) Land Bill
Transport (Anti-Graffiti) Bill.

- 18 **FORESTS (TIMBER HARVESTING) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. Lawson having reported that the Committee had agreed to the Bill without amendment, the report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **FREEDOM OF INFORMATION (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 20 **VICTORIAN DEBT RETIREMENT FUND BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 21 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 22 **ADJOURNMENT OF BILLS—SUSPENSION OF ORDER**—The Honourable R. I. Knowles moved, That so much of the Order of the Council of 5 September 1990, as amended on 14 November 1990, providing for the adjournment of debate until 1991 on Bills introduced or received after 22 November 1990 be suspended as would prevent the State Bank (Succession of Commonwealth Bank) Bill being taken through all stages during the present sittings.

Question—put and resolved in the affirmative.

- 23 **ADJOURNMENT**—The Honourable B. T. Pullen moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

FRIDAY, 30 NOVEMBER 1990

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.01 a.m., adjourned until this day at 10.30 a.m.

A. V. BRAY
Clerk of the Legislative Council

No. 95—Friday, 30 November 1990

- 1 The President took the Chair and read the Prayer.
- 2 **PETITION—BOARD OF WORKS INSPECTIONS**—The Honourable Rosemary Varty presented a Petition from certain citizens of Victoria praying that the current level of Board of Works plumbing and drainage inspections be retained.

Ordered to lie on the Table.

- 3 **PAPERS—**
MAJOR PROJECTS UNIT—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Victorian Government Major Projects Unit for the year 1989–90.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

* * * *

AMRAD CORPORATION LIMITED—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of Amrad Corporation Limited for the year 1989–90.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

* * * *

OVERSEAS PROJECTS CORPORATION OF VICTORIA LIMITED—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Overseas Projects Corporation of Victoria Limited for the year 1989–90.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

* * * *

PORTLAND SMELTER AND ALUMINIUM SMELTERS OF VICTORIA—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Portland Smelter Unit Trust Financial Statements for the year 1989–90, and the Aluminium Smelters of Victoria Pty Ltd Report for the year 1989–90.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Adult Parole Board—Report for the year 1989–90.

Capital Works Authority—Report and financial statements for the year 1989–90.

Planning and Environment Act 1987—Notices of Approval of the following amendments to planning schemes:

Altona Planning Scheme—Amendment L10.

Ballaarat (City) Planning Scheme—Amendment L15.

Planning and Environment Act 1987—*continued*

- Ballarat (Shire) Planning Scheme—Amendment L7.
- Benalla (Shire) Planning Scheme—Amendment L2.
- Berwick Planning Scheme—Amendment L31.
- Bungaree Planning Scheme—Amendment L4.
- Cranbourne Planning Scheme—Amendments L37 and L50.
- Doncaster and Templestowe Planning Scheme—Amendment L32.
- Eltham Planning Scheme—Amendment L8 Part 1.
- Essendon Planning Scheme—Amendments R25 Parts 1 and 2.
- Footscray Planning Scheme—Amendment L14.
- Geelong Regional Planning Scheme—Amendment R40 Part 2.
- Kilmore Planning Scheme—Amendment L30.
- Marong Planning Scheme—Amendment L24.
- Metropolitan Region Planning Schemes—Amendment R95.
- Pakenham Planning Scheme—Amendment L40.
- Sherbrooke (Shire) Planning Scheme—Amendment L19.
- Warragul Planning Scheme—Amendment L16.
- Werribee Planning Scheme—Amendment L20.

Water Act 1989—Minister's Order of 29 November 1990 to constitute a new Authority in place of the Broadford Water Board.

The Honourable Haddon Storey moved, That the papers tabled by the Honourable D. R. White and the Clerk, with the exception of amendments to planning schemes and the Minister's Order under the *Water Act 1989*, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 4 **DISALLOWANCE OF STATUTORY RULE**—The Honourable D. M. Evans moved, That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed.

Question—put and resolved in the affirmative.

- 5 **DISALLOWANCE OF STATUTORY RULE**—The Honourable D. M. Evans moved, That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed.

Question—put and resolved in the affirmative.

The Honourable M. A. Birrell moved, by leave, That Messages be sent to the Assembly acquainting them of the foregoing Resolutions disallowing Statutory Rules and desiring their concurrence therein.

Question—put and resolved in the affirmative.

- 6 **BUSINESS POSTPONED**—

Ordered—That the consideration of Notice of Motion, Business to take Precedence, No. 3, be postponed until the next day of meeting.

Ordered—That the consideration of the Notice of Motion, Government Business, and Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.

- 7 **STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

Debate ensued.

The Honourable J. McLean moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 8 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to certain amendments and to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill:

1. Clause 6, line 4, before “In” insert “(1)”.

2. Clause 6, line 7, after this line insert—

‘(2) After section 24 (2A) of the Principal Act insert—

“(2B) The Authority may reduce the licence fee which is otherwise payable in respect of a licence if the Authority is satisfied upon application to the Authority for a reduction that in all the circumstances it is reasonable to do so.”.

(3) Despite anything to the contrary in the Principal Act as amended by sub-section (1) the licence fees prescribed under the Principal Act shall be fixed at an amount which in the opinion, based on reasonable grounds, of the Chairman of the Environment Protection Authority recorded in writing prior to the fees being prescribed (and reproduced in the Annual Report of the Environment Protection Authority for that financial year) will ensure that the total revenue raised from the licence fees will not exceed—

(a) \$5,500,000 in the financial year ending 30 June 1991;

(b) \$7,500,000 in the financial year ending 30 June 1992;

(c) \$8,500,000 in the financial year ending 30 June 1993.’

On the motion of the Honourable B. T. Pullen, the Council adopted the Report and Resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing Resolution, and acquainting them that the Council have agreed to amendments in the Bill, with which they desire the concurrence of the Assembly.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 9 **STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable Joan Coxsedg moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **VICTORIAN DEBT RETIREMENT FUND BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 11 STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 34

NOES, 1

The Hon. G. B. Ashman
 W. R. Baxter
 R. A. Best
 M. A. Birrell
 G. P. Connard
 G. H. Cox
 G. R. Craige (*Teller*)
 B. E. Davidson
 R. S. de Fegely
 D. M. Evans
 J. V. C. Guest
 P. R. Hall
 R. M. Hallam
 D. E. Henshaw
 C. J. Hogg
 R. S. Ives
 C. J. Kennedy
 R. I. Knowles
 L. Kokocinski
 W. A. Landeryou
 R. Lawson
 M. A. Lyster
 R. Macey (*Teller*)
 B. W. Mier
 J. G. Miles
 B. T. Pullen
 G. A. Sgro
 K. M. Smith
 Haddon Storey
 T. C. Theophanous
 C. F. Van Buren
 Rosemary Varty
 Evan Walker
 D. R. White

The Hon. R. A. Mackenzie (*Teller*)

[*There being only one Member on the side of the Noes, the Deputy President directed that the Clerk-Assistant act as second teller for the Noes, pursuant to Standing Order 150B.*]

And so it was resolved in the affirmative.

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

House in Committee.

The Deputy President resumed the Chair, and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, the Honourable R. A. Mackenzie having requested that his dissent be recorded, and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 12 **STATE INSURANCE OFFICE (AMENDMENT) BILL (No. 2)**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to facilitate the sale of the State Insurance Office and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 13 **PAPERS—**

BLF CUSTODIAN—The Honourable B. W. Mier moved, by leave, That there be laid before this House a copy of Report No. 13 dated 30 November 1990 given to Mr President, pursuant to section 7A of the *BLF (De-recognition) Act 1985*, by the Custodian appointed under section 7 (1) of that Act.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable B. W. Mier and ordered to lie on the Table.

* * * *

PAPERS PURSUANT TO STATUTE—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Ethnic Affairs Commission—Report and financial statements for the year 1989–90.

Victorian Development Fund—Report for the year 1989–90.

Victorian Relief Committee—Report and financial statements for the year 1989–90.

The Honourable Haddon Storey moved, That the Reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 14 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

Debate ensued.

Question—put and resolved in the affirmative.

- 15 **MESSAGES FROM THE ASSEMBLY**—The Deputy President announced the receipt of Messages from the Assembly—

Acquainting agreement to the following Bills without amendment:

Petroleum (Submerged Lands) (Further Amendment) Bill

Liquor Control (Packaged Liquor Licences) Bill

Freedom of Information (Amendment) Bill.

Acquainting agreement to the amendments made by the Council in the Building Societies (Prudential Standards) Bill.

- 16 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a communication from the Clerk of the Parliaments (pursuant to Joint Standing Order No. 21), calling attention to a clerical error in this Bill and acquainting the Council that they have agreed that such error be corrected by omitting the word “of” in Clause 6, page 33, line 23 and inserting the word “or” in its stead, and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

On the motion of the Honourable D. R. White, the Council concurred with the Assembly in the correction of the clerical error discovered in this Bill and ordered that a Message be sent to the Assembly acquainting them therewith.

- 17 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL**—The Deputy President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly have agreed to the amendments made by the Council and, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the Deputy President left the Chair.

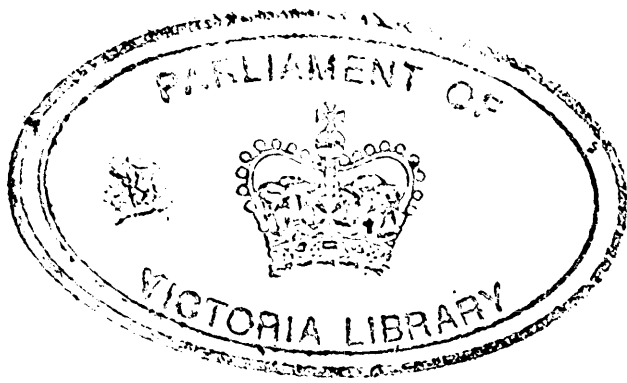
House in Committee.

The Deputy President resumed the Chair; and the Honourable R. Lawson having reported that the Committee had agreed to the Bill (including the amendments made by the Assembly on the suggestion of the Council) without further amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill (including the amendments made by the Assembly on the suggestion of the Council) without further amendment.

And then the Council, at 10.05 p.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified in writing to each Honourable Member.

A. V. BRAY
Clerk of the Legislative Council



VICTORIA

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