#### **LEGISLATIVE ASSEMBLY OF VICTORIA**

# VOTES AND PROCEEDINGS Nos 15, 16, 17 and 18

## No 15 — Tuesday 2 May 2023

The House started at 12 noon.

- 1 The House met according to the resolution of the House on 23 March 2023 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- DEATH OF TERENCE RICHARD NORRIS The Speaker announced the death of Terence Richard Norris, Member of the Legislative Assembly for the Districts of Noble Park from 1982 to 1985 and Dandenong from 1985 to 1992; and members rose in their places as a mark of respect to the memory of the deceased.
- 3 **DEATH OF HONOURABLE GRAEME WEIDEMAN** Motion made and question That this House expresses its sincere sorrow at the death of the Honourable Graeme Weideman and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Districts of Frankston from 1976 to 1982 and from 1992 to 1996 and Frankston South from 1985 to 1992 and Minister for Tourism from 1981 to 1982 (*Daniel Andrews*) members addressed the House in support, and the motion was agreed to unanimously with members rising in their places to signify their assent.
- 4 **ADJOURNMENT** As a further mark of respect to the memory of the late Honourable Graeme Weidemen, the House, at 12.32 pm, adjourned until 2.00 pm today.

BRIDGET NOONAN

Clerk of the Legislative Assembly

MAREE EDWARDS MP Speaker

# No 16 — Tuesday 2 May 2023 (2.00 pm)

- 1 The House met according to the adjournment The Speaker took the Chair.
- 2 **QUESTION TIME**.
- 3 **GAMBLING REGULATION AMENDMENT BILL 2023** Melissa Horne introduced 'A Bill for an Act to amend the **Gambling Regulation Act 2003** in relation to wagering and betting and to

make consequential amendments to other Acts and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.

- 4 **GAMBLING TAXATION BILL 2023** Tim Pallas introduced 'A Bill for an Act to consolidate and amend various gambling taxes, to make consequential amendments to the **Casino Control Act 1991**, the **Casino (Management Agreement) Act 1993**, the **Gambling Regulation Act 2003** and the **Taxation Administration Act 1997** and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 5 **VEC ACTING DEPUTY ELECTORAL COMMISSIONER** The Speaker advised that, today, she administered to Máiréad Catherine Doyle, the Acting Deputy Electoral Commissioner of the Victorian Electoral Commission, the affirmation required by s 16 of the *Electoral Act 2002*.

#### 6 **DOCUMENTS**

**UNIVERSITY OF DIVINITY** — Report 2022 tabled by leave (*Natalie Hutchins*).

**SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** — Iwan Walters, Chair, tabled a report from the Scrutiny of Acts and Regulations Committee on the Statute Law Amendment Bill 2022, together with an appendix.

Ordered to be published.

**SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** — Iwan Walters, Chair, tabled the Alert Digest No 3 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Children, Youth and Families Amendment (Raise the Age) Bill 2022 Disability and Social Services Regulation Amendment Bill 2023 Health Legislation Amendment (Information Sharing) Act 2023 Water Legislation Amendment Bill 2023 SR No 41 — Dangerous Goods (Explosives) Regulations 2022

together with appendices.

Ordered to be published.

#### **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Bendigo Kangan Institute — Report 2022

Box Hill Institute — Report 2022

Chisholm Institute — Report 2022

Crown Land (Reserves) Act 1978:

Orders under s 17B granting licences over: Camberwell Gardens Reserve

Gasworks Park Reserve

Order under s 17D granting a lease over part of Albert Park

Orders under ss 17B and 17D granting a licence and a lease over Balnarring Beach Foreshore Reserve (two orders)

Deakin University — Report 2022

Duties Act 2000 — Report 1 July to 31 December 2022 of Foreign Purchaser Additional Duty Exemptions under s 3E

Federation University Australia — Report 2022

Financial Management Act 1994:

Reports from the Minister for Environment that she had received the reports 2021—22 of the:

Dhelkunya Dja Land Management Board

Gunaikurnai Traditional Owner Land Management Board

Yorta Yorta Traditional Owner Land Management Board

Gordon Institute of TAFE (The Gordon) — Report 2022

Goulburn Ovens Institute of TAFE (GOTAFE) — Report 2022

Holmesglen Institute — Report 2022

Independent Broad-based Anti-corruption Commission — Operation Daintree: Special Report — released on 19 April 2023

La Trobe University — Report 2022

Major Events Act 2009 — Major Sporting Event Order for the FIFA Women's World Cup 2023

Melbourne Polytechnic — Report 2022

Monash University — Report 2022

Ombudsman — Councils and complaints: Glen Eira City Council's approach to contractor work — released on 26 April 2023

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

Banyule — C165, GC204

Bayside — C188

Boroondara — C396, GC204

Brimbank — C216

Cardinia — GC204

Casey — C292, GC204

Darebin — C213, C215

Glenelg — C108

Glen Eira — C220

Greater Dandenong — C228

Greater Shepparton — C233

Kingston — C214, GC204

Knox — C200, GC204

Latrobe — C140

Manningham — GC204

Maribyrnong — C176

Maroondah — C151

Melbourne — C450

Melton — C236

Merri-bek — C221

Mildura — C104

Mitchell — C164

Moonee Valley — C231

Moorabool — C101, C107

Mornington Peninsula — C284, C296, C297

Mount Alexander — C96

Nillumbik — C148, GC204

Port Phillip — C203, C211

Stonnington — C304

Victoria Planning Provisions — VC231

Wangaratta — C88, C89

Wellington - C117

Whitehorse - C236

Whittlesea — GC204

Yarra — C312, C315, GC204

Royal Melbourne Institute of Technology (RMIT University) — Report 2022

South West Institute of TAFE — Report 2022

State Concessions Act 2004:

Concession (Electricity Retailers) Order 2023

Concession (Gas Retailers) Order 2023

Concession (Local Government) Order 2023

Concession (Water Corporations) Order 2023

State Owned Enterprises Act 1992 — Constitution of Breakthrough Victoria Pty Ltd under s 75

Statutory Rules under the following Acts:

Conservation, Forests and Lands Act 1987 — SR 18 Drugs, Poisons and Controlled Substances Act 1981 — SR 20 Retail Leases Act 2003 — SR 24 Road Safety Act 1986 — SR 22, 23 Supreme Court Act 1986 — SR 21 Victorian Civil and Administrative Tribunal Act 1998 — SR 19 Victorian Energy Efficiency Target Act 2007 — SR 25

Subordinate Legislation Act 1994:

Documents under s 15 in relation to Statutory Rules 19, 20, 21, 22, 23, 24, 25

Documents under s 16B in relation to:

Electricity Safety Act 1998:

Order under s 120W exempting Ausnet Electricity Services from s 120M(1)(c) of the Act Order under s 120W exempting Jemena Electricity Networks (Vic) from s 120M(1)(c) of the Act Service Victoria Act 2018 — Service Victoria Identity Verification Standards

Sunraysia Institute of TAFE — Report 2022

Swinburne University of Technology — Report 2022

TAFE Gippsland — Report 2022

University of Melbourne — Report 2022

Victoria University — Report 2022

Victorian Inspectorate — Inspection Report March to August 2022 under the *Terrorism* (Community Protection) Act 2003

Wildlife Act 1975:

Wildlife (Closure of Lake Elingamite Lake Reserve) Notice (Gazette S199, 24 April 2023) Wildlife (Prohibition of Indigenous Game Bird (Quail) Hunting) Notice (Gazette S142, 27 March 2023) Wildlife (Prohibition of Game Hunting) Notice No 2 (Gazette S195, 21 April 2023) Corrigendum to Wildlife (Prohibition of Game Hunting) Notice No 2 (Gazette S196, 21 April 2023)

William Angliss Institute of TAFE — Report 2022

Wodonga Institute of TAFE — Report 2022.

#### **DOCUMENT TABLED UNDER STANDING ORDERS** — The Clerk tabled:

Government response to the Economy and Infrastructure Standing Committee's Report on the Inquiry into Victorian universities' investment in skills.

7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Heritage Amendment Bill 2023 without amendment.

8 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 28 March 2023, given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

Health Legislation Amendment (Information Sharing) Bill 2023 Heritage Amendment Bill 2023.

- 9 **VICTORIAN HEALTH PROMOTION FOUNDATION** The Speaker announced that she had received a letter from the Minister for Health requesting a joint sitting to elect three members of Parliament to the Victorian Health Promotion Foundation due to the expiry of the previous members' terms.
- VICTORIAN RESPONSIBLE GAMBLING FOUNDATION The Speaker announced that she had received a letter from the Minister for Casino, Gaming and Liquor Regulation requesting a joint sitting to elect three members of Parliament to the Board of the Victorian Responsible Gambling Foundation due to the expiry of the previous members' terms.
- JOINT SITTING VICTORIAN HEALTH PROMOTION FOUNDATION AND VICTORIAN RESPONSIBLE GAMBLING FOUNDATION VACANCIES Motion made, by leave, and question That this House meets the Legislative Council for the purpose of sitting and voting together to:
  - (1) Elect three members of Parliament to the Victorian Health Promotion Foundation; and
  - (2) Elect three members of Parliament to the Board of the Responsible Gambling Foundation;

and proposes that the time and place of such meeting be the Legislative Assembly Chamber on 3 May 2023, at 6.30 pm (Mary-Anne Thomas) — put and agreed to.

Ordered — That a message be sent to the Legislative Council informing them of the resolution and requesting their agreement.

- 12 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** The Speaker announced that she had received the resignation of Tim Read from the Public Accounts and Estimates Committee, effective from today.
- PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE Motion made, by leave, and question That Ellen Sandell be a member of the Public Accounts and Estimates Committee (Mary-Anne Thomas) put and agreed to.
- 14 **GOVERNMENT BUSINESS PROGRAM** Motion made and question That, under SO 94(2), the Orders of the Day, Government Business, relating to the following items be considered and completed by 5.00 pm on 4 May 2023:

Address-in-Reply to the Governor's speech Disability and Social Services Amendment Bill 2023 Statute Law Amendment Bill 2022 Water Legislation Amendment Bill 2023 — (Mary-Anne Thomas) — after debate, put and agreed to.

- 15 **STATEMENTS BY MEMBERS** Members made statements.
- ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH Order read for resuming debate on question That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (for Address see p 31, 20 December 2022) and on the amendment That the following words be added at the end of the motion 'but respectfully regret that the speech fails to announce a ban on new coal and gas projects'; debate resumed.

Motion made and question — That the debate be now adjourned (Sonya Kilkenny) — put and agreed to.

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

WATER LEGISLATION AMENDMENT BILL 2023 — Order read for resuming debate on question
 That this Bill be now read a second time; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

**ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.31 pm.

BRIDGET NOONAN

Clerk of the Legislative Assembly

MAREE EDWARDS MP Speaker

# No 17 — Wednesday 3 May 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** The Clerk tabled:

Statutory Rule under the Corrections Act 1986 — SR 26

Victorian Inspectorate — Report 1 January to 30 June 2022 under s 30Q of the *Surveillance Devices Act 1999*.

3 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to meet the Legislative Assembly for the purpose of sitting and voting together to:

- (1) Elect three members of Parliament to the Victorian Health Promotion Foundation;
- (2) Elect three members of Parliament to the Board of the Responsible Gambling Foundation —

As proposed by the Assembly.

4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Human Source Management Bill 2023 with amendments.

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

- 5 **STATEMENTS BY MEMBERS** Members made statements.
- 6 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** Members made statements on committee reports.
- 7 **GAMBLING REGULATION AMENDMENT BILL 2023** Melissa Horne tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (Melissa Horne).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (Danny O'Brien) — put and agreed to.

Motion made and question — That the debate be adjourned for 13 days (Melissa Horne) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

## Ayes 48

Juliana Addison; Daniel Andrews; Josh Bull; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Ella George; Luba Grigorovitch; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

#### Noes 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Debate adjourned until 16 May 2023.

8 **GAMBLING TAXATION BILL 2023** — Tim Pallas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (Tim Pallas).

The second reading speech was incorporated into Hansard.

Tim Pallas made the statement of intention required by s 85(5)(c) of the Constitution Act 1975.

Motion made and question — That the debate be now adjourned (Cindy McLeish) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 17 May 2023.

9 **WATER LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (Ben Carroll) — put and agreed to.

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

10 **STATUTE LAW AMENDMENT BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (Ben Carroll) — put and agreed to.

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

11 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 12 **QUESTION TIME**.
- 13 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** Debate continued on question That this Bill be now read a second time.

Business interrupted at 4.00 pm under sessional orders.

**GRIEVANCES** — Question — That grievances be noted — after debate, put and agreed to.

15 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

[Business interrupted at 6.30 pm for a joint sitting and resumed at 6.36 pm]

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

ADJOURNMENT — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.24 pm.

BRIDGET NOONAN

Clerk of the Legislative Assembly

MAREE EDWARDS MP Speaker

## No 18 — Thursday 4 May 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 JOINT SITTING VICTORIAN HEALTH PROMOTION FOUNDATION AND VICTORIAN RESPONSIBLE GAMBLING FOUNDATION The Speaker reported that the House met yesterday with the Legislative Council for the purpose of sitting and voting together to:
  - (1) Elect three members of Parliament to the Victorian Health Promotion Foundation and that Bridget Vallence, Kathleen Matthews-Ward and Tim Read were elected; and
  - (2) Elect three members of Parliament to the Board of the Victorian Responsible Gambling Foundation and that Kim O'Keeffe, Luba Grigorovitch and Michael O'Brien were elected.

## 3 **DOCUMENTS**

**PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** — Sarah Connolly, Chair, tabled a report from the Public Accounts and Estimates Committee on the Appointment of a person to conduct the financial audit of the Victoria Auditor-General's Office.

Ordered to be published.

## **DOCUMENTS TABLED UNDER AN ACT OF PARLIAMENT** — The Clerk tabled:

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 26.

- 4 **SITTING OF THE HOUSE** Motion made and question That the House, at its rising, adjourns until 16 May 2023 (*Mary-Anne Thomas*) put and agreed to.
- 5 **STATEMENTS BY MEMBERS** Members made statements.
- 6 **POSTPONEMENT OF NOTICE OF MOTION** Ordered That the consideration of Government Business, Notice of Motion, No 1 be postponed until later this day.
- 7 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** Order read for resuming debate on question That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (Colin Brooks) — put and agreed to.

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

8 **HUMAN SOURCE MANAGEMENT BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

After debate, the amendments were agreed to.

Message sent to the Legislative Council informing them accordingly.

9 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 10 **QUESTION TIME**.
- 11 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** Debate continued on question That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (Gabrielle Williams) — put and agreed to.

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

- **STATE ELECTRICITY COMMISSION** Motion made and question That this House notes the overwhelming support at the 2022 election for the Victorian Labor Government's plan to:
  - (1) Bring back the State Electricity Commission;
  - (2) Reach 95 per cent renewables by 2035, and net zero by 2045;
  - (3) Install 100 neighbourhood batteries across Victoria; and
  - (4) Create 59,000 renewable energy jobs —

(Lily D'Ambrosio) — and, after debate —

Allocation of time — The Speaker advised that the time allocated for consideration of items under the resolution of the House on 2 May 2023 had expired.

WATER LEGISLATION AMENDMENT BILL 2023 — Order read for resuming debate on question
 That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

14 **STATUTE LAW AMENDMENT BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council informing them accordingly.

ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (for Address see p 31, 20 December 2022) — and on the amendment — That the following words be added at the end of the motion — 'but respectfully regret that the speech fails to announce a ban on new coal and gas projects'.

Question — That such words be added — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

#### Ayes 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

#### Noes 73

Juliana Addison; Jacinta Allan; Daniel Andrews; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Martin Cameron; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Annabelle Cleeland; Sarah Connolly; Chris Crewther; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Ella George; Luba Grigorovitch; Sam Groth; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Tim Pallas; John Pesutto; Pauline Richards; Tim Richardson; Richard Riordan; Brad Rowswell; Michaela Settle; Ryan Smith; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Dylan Wight; Gabrielle Williams; Belinda Wilson; Jess Wilson.

Question defeated.

Original question put, and Address agreed to.

16 **DISABILITY AND SOCIAL SERVICE REGULATION LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.08 pm under sessional orders.

17 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.33 pm.

BRIDGET NOONAN

Clerk of the Legislative Assembly

MAREE EDWARDS MP Speaker