

## LEGISLATIVE ASSEMBLY OF VICTORIA

### VOTES AND PROCEEDINGS

#### Nos 51, 52 and 53

### No 51 — Tuesday 28 November 2023

*The House started at 12.00 noon.*

- 1 The House met according to the resolution of the House on 16 November 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Danny Pearson introduced ‘A Bill for an Act to amend the **Monetary Units Act 2004** in relation to the use of fee units, to amend the **Essential Services Commission Act 2001** in relation to various administrative and enforcement matters, to amend the **Meat Industry Act 1993** in relation to the application of that Act, to amend the **Seafood Safety Act 2003** in relation to transport, to amend the **Food Act 1984** to modernise certain requirements, to amend the **Drugs, Poisons and Controlled Substances Act 1981** in relation to permit exemptions, to amend the **Regional Development Victoria Act 2002** in relation to advisory committee membership and other miscellaneous matters, to amend the **Environment Protection Act 2017** in relation to the emergency transportation of waste, to make miscellaneous amendments to the **Casino Control Act 1991** and the **Gambling Regulation Act 2003**, to make miscellaneous amendments to the **Children, Youth and Families Act 2005**, the **Social Services Regulation Act 2021** and the **Child Wellbeing and Safety Act 2005**, to amend the **Education and Training Reform Act 2006** in relation to various enforcement powers, to consequentially amend various Acts to reflect changes relating to Homes Victoria and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **SERVICE VICTORIA AMENDMENT BILL 2023** — Gabrielle Williams introduced ‘A Bill for an Act to amend the **Service Victoria Act 2018** to provide for further powers of the Service Victoria CEO and to provide for the delivery of services by or with non-government entities and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Sonya Kilkenny introduced ‘A Bill for an Act to amend the **Domestic Building Contracts Act 1995** and the **Building Act 1993** and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 5 **CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — Lily D’Ambrosio introduced ‘A Bill for an Act to amend the **Climate Change Act 2017** to change its title and to amend and bring forward emissions reduction targets, to amend the **Renewable Energy (Jobs and Investment) Act 2017** to increase the renewable energy target for 2030, to introduce a new renewable energy target for 2035 and to introduce energy storage targets and offshore wind energy targets and to

*amend the **Planning and Environment Act 1987** to expressly require consideration of climate change when making certain decisions under that Act and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.*

- 6 **CONTROL OF WEAPONS AMENDMENT (MACHETES) BILL 2023** — Motion made and question — That the Member for Berwick introduce '*A Bill for an Act to amend the **Control of Weapons Act 1990** in relation to machetes and for other purposes*' (*Brad Battin*) — after debate, put.

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

AYES 27

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowsell; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; 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; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 7 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

**Fixed and mobile speed cameras** — Requesting that the Legislative Assembly calls on the Government to seek changes to the way that mobile and fixed speed cameras are identified and operated in accordance with best practices by introducing parity with NSW, and to make these changes within a reasonable time, bearing 23 signatures (*Brad Battin*)

**Accessible tram stops before sky rail** — Requesting that the Legislative Assembly calls on the Victorian Government to install fully accessible tram stops on Sydney Road before the Upfield line is closed for level crossing removals in Brunswick, bearing 283 signatures (*Tim Read*)

**Accessible transport for the Upfield corridor** — Requesting that the Legislative Assembly installs fully accessible tram stops on Sydney Road before the Upfield train line is closed for level crossing removals, bearing 564 signatures (*Tim Read*)

**Face-to-face general practitioner services in Ensay, Swifts Creek and Benambra** — Requesting that the Legislative Assembly calls on the Government to require the immediate restoration of face-to-face general practitioner services in Ensay, Swifts Creek and Benambra, and an assurance that they will not be withdrawn in the future, bearing 7 signatures (*Tim Bull*).

Ordered to be tabled.

## 8 DOCUMENTS

**STANDING ORDERS COMMITTEE** — Matt Fregon tabled an interim report from the Standing Orders Committee on the inclusion of sessional orders and ongoing resolutions in the standing orders, together with an appendix and an extract from the proceedings.

Ordered to be published.

**PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** — Sarah Connolly, Chair, tabled a report from the Public Accounts and Estimates Committee on Gambling and liquor regulation in Victoria: a follow up of three Auditor-General reports, together with appendices, extracts from the proceedings, a minority report and transcripts of evidence.

Report, appendices, extracts from the proceedings and minority report ordered to be published.

**SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** — Gary Maas, Chair, tabled the Alert Digest No 15 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Constitution Amendment (SEC) Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023

Justice Legislation Amendment (Police and Other Matters) Bill 2023

Land (Revocation of Reservations) Bill 2023

State Electricity Commission Amendment Bill 2023

together with appendices.

Ordered to be published.

**ENVIRONMENT AND PLANNING COMMITTEE** — Juliana Addison, Chair, tabled a report from the Environment and Planning Committee on the Inquiry into employers and contractors who refuse to pay their subcontractors for completed works, together with an appendix and transcripts of evidence.

Report and appendix ordered to be published.

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

Auditor-General — Report on the Annual Financial Report of the State of Victoria: 2022–23  
— Released on 24 November 2023

Health Complaints Commissioner — Report 2022–23

Independent Broad-based Anti-corruption Commission — Firearm Prohibition Order Biennial Ministerial Report — 8 May 2018 to 31 December 2020

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

Bayside — C187, C200  
 Cardinia — C268  
 Greater Bendigo — C269  
 Kingston — C205  
 Melbourne — C454  
 Mildura — C118  
 Wangaratta — C79 Part 1  
 Yarra Ranges — C198

Residential Tenancies Bond Authority — Report 2022–23

Statutory Rules under the following Acts:

*Associations Incorporation Reform Act 2012* — SR 116  
*Heavy Vehicle National Law Application Act 2013* — SR 118  
*Public Records Act 1973* — SR 117

*Subordinate Legislation Act 1994* — Documents under section 15 in relation to statutory rules 115, 118, 120.

- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Environment Legislation Amendment (Circular Economy and Other Matters) Bill 2023 without amendment.
- 10 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 21 November 2023, given the royal assent to the following bills, presented to her by the Clerk of the Legislative Council for and in the absence of the Clerk of the Parliaments:  
  
 Early Childhood Legislation Amendment (Premises Approval in Principle) Bill 2023  
 Transport Legislation Amendment Bill 2023.
- 11 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that she had, today, given the royal assent to the Environment Legislation Amendment (Circular Economy and Other Matters) Bill 2023, presented to her by the Clerk of the Parliaments.
- 12 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the State Electricity Commission Amendment Bill 2023.
- 13 **POSTPONE APOLOGY FOR PAST CARE LEAVERS** — Motion made, by leave, and question — That the resolution of the House on 15 November 2023 to suspend standing and sessional orders to consider a motion for a parliamentary apology for past care leavers be amended as follows:

- (1) omit ‘Wednesday 29 November 2023’ and insert ‘Thursday 8 February 2024’;

(2) in paragraphs (1) and (5) omit '10.00 am' and insert '11.30 am' —

(*Mary-Anne Thomas*) — put and agreed to.

- 14 **AMENDMENT TO INVITATION TO LEGISLATIVE COUNCIL MEMBERS** — Motion made, by leave, and question — that paragraph (1) of the resolution of the House on 16 November 2023 to invite Legislative Council members to attend the special sitting for the parliamentary apology for past care leavers be amended as follows:

(1) omit 'Wednesday 29 November 2023' and insert 'Thursday 8 February 2024';

(2) omit '10.00 am' and insert '11.30 am';

and that a message be sent to the Legislative Council informing them accordingly —

(*Mary-Anne Thomas*) — put and agreed to.

- 15 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 30 November 2023:

Biosecurity Legislation Amendment (Incident Response) Bill 2023

Justice Legislation Amendment (Police and Other Matters) Bill 2023

Land (Revocation of Reservations) Bill 2023 —

(*Mary-Anne Thomas*) — after debate, put.

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

AYES 51

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

NOES 26

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; 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; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

- 16 **STATEMENTS BY MEMBERS** — Members made statements.

*Business interrupted at 2.00 pm under sessional orders.*

17 **QUESTION TIME.**

18 **STATEMENTS BY MEMBERS** — Statements continued.

19 **BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Ellen Sandell circulated amendments to be proposed when the House considers the Bill in detail.

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

*Business interrupted at 7.00 pm under sessional orders.*

20 **ADJOURNMENT** — The Deputy 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 52 — Wednesday 29 November 2023**

*The House started at 9.30 am.*

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

**Police and PSO resources in the Latrobe Valley** — Requesting that the Legislative Assembly calls on the Government to increase police and Protective Services Officer resources across the Latrobe Valley as a matter of urgency, bearing 872 signatures (*Martin Cameron*).

Ordered to be tabled.

3 **PETITION — POLICE AND PSO RESOURCES IN THE LATROBE VALLEY** — Motion made and question — That the petition presented by the Member for Morwell be taken into consideration tomorrow (*Martin Cameron*) — put and agreed to.

4 **DOCUMENTS**

**CONSUMER POLICY RESEARCH CENTRE** — Report 2022–23 tabled by leave (*Gabrielle Williams*).

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

Auditor-General — Contractors and Consultants in the Victorian Public Service: Spending — Ordered to be published

Australian Criminal Intelligence Commission — Report 2022–23 under s 31 of the *Crimes (Assumed Identities) Act 2004*

Fire Services Implementation Monitor — Report 2022–23

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

Casey — C275

Manningham — GC231

South Gippsland — GC231

Southern Grampians — GC231

*Subordinate Legislation Act 1994* — Documents under s 15 in relation to statutory rules 113, 114, 122

Special Investigator, Office of — Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*

Victoria Police:

Report 2021–22 under s 139A of the *Confiscation Act 1997*

Report 2022–23 under s 139A of the *Confiscation Act 1997*

Report 2022–23 under s 31 of the *Crimes (Assumed Identities) Act 2004*

Report 2022–23 under s 42BI of the *Evidence (Miscellaneous Provisions) Act 1958*

Report 2022–23 under s 37F of the *Terrorism (Community Protection) Act 2003*

*Yarra River Protection (Wilip-gin Birrarung murrn) Act 2017*:

Burndap Birrarung Burndap Umarkoo: Yarra Strategic Plan 2023

Report on the implementation of Burndap Birrarung Burndap Umarkoo: Yarra Strategic Plan 2022–23.

5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Corrections Amendment (Parole Reform) Bill 2023 without amendment.

6 **STATEMENTS BY MEMBERS** — Members made statements.

7 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

8 **AMENDMENTS TO STANDING AND SESSIONAL ORDERS** — Motion made and question — That, as recommended by the Standing Orders Committee's Report on the inclusion of sessional orders and ongoing resolutions in the standing orders, November 2023, this House adopts the proposed amendments to standing and sessional orders as detailed in Appendix A, to come into effect from 1 January 2024 (*Mary-Anne Thomas*) — after debate, put and agreed to.

9 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Danny Pearson 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 (*Danny Pearson*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

10 **SERVICE VICTORIA AMENDMENT BILL 2023** — Gabrielle Williams 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 (*Gabrielle Williams*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

11 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Sonya Kilkenny 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 (*Sonya Kilkenny*).

The second reading speech was incorporated into Hansard.



Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

- 12 **CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — Lily D'Ambrosio 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 (*Lily D'Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

- 13 **LAND (REVOCATION OF RESERVATIONS) 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.*

- 14 **QUESTION TIME.**

- 15 **LAND (REVOCATION OF RESERVATIONS) 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.

- 16 **SUPPORT FOR VICTORIAN FAMILIES** — Order read for resuming debate on question — That this House recognises the Government's support for Victorians starting, or growing their families, and in the critical early years of their children's lives, by: (1) Delivering public IVF; (2) Establishing Victoria's first public egg and sperm bank; and (3) Expanding Victoria's Early Parenting Centre network; debate resumed.

*Business interrupted at 4.00 pm under sessional orders.*

- 17 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — VICTORIA'S FRONTLINE WORKERS** — The Speaker read Luba Grigorovitch's proposal to the House —

‘That this House notes the hard work of Victoria’s frontline workers during the holiday and summer season, not just in Melbourne but right across regional Victoria.’

Luba Grigorovitch addressed the House — Discussion followed.

- 18 **SUPPORT FOR VICTORIAN FAMILIES** — Debate continued on question — That the motion be agreed to.

*Business interrupted at 7.00 pm under sessional orders.*

- 19 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.25 pm.

BRIDGET NOONAN  
*Clerk of the Legislative Assembly*

MAREE EDWARDS MP  
*Speaker*

## No 53 — Thursday 30 November 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**

**INTEGRITY AND OVERSIGHT COMMITTEE** — Tim Read, Chair, tabled a report from the Integrity and Oversight Committee on the Performance of the Victorian integrity agencies 2021/22, together with an appendix and transcripts of evidence.

Report and appendix ordered to be published.

**INTEGRITY AND OVERSIGHT COMMITTEE** — Tim Read, Chair, tabled a report from the Integrity and Oversight Committee on the appointment of a person to conduct the independent performance audit of the Victorian Ombudsman, together with an appendix.

Ordered to be published.

**DOCUMENTS TABLED BY COMMAND OF THE GOVERNOR** — The Clerk announced that the following documents had been lodged for presentation by Command of the Governor:  
Children’s Court of Victoria — Report 2022–23  
County Court of Victoria — Report 2022–23  
Supreme Court of Victoria — Report 2022–23

Ordered to be tabled.

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

Ambulance Victoria — Report 2022–23

Auditor-General:

Fair Presentation of Service Delivery Performance 2023 — Ordered to be published  
Major Projects Performance Reporting 2023 — Ordered to be published

Commissioner for Environmental Sustainability Victoria — Victorian State of the Environment  
— Report 2023 (three documents)

Emerald Tourist Railway Board — Report 2022–23

Falls Creek Alpine Resort Management Board — Report 2022

Families, Fairness and Housing, Department of — Report 2022–23 (*replacement for copy tabled on Wednesday 1 November 2023*)

*Financial Management Act 1994:*

Reports from the Minister for Planning that she had received the reports 2022–23 of the:  
Heritage Council of Victoria

Surveyors Registration Board of Victoria

Reports from the Minister for Environment that he had received the reports 2022–23 of the:  
Dhelkunya Dja Land Management Board, together with an explanation for the delay  
Gunaikurnai Traditional Owner Land Management Board, together with an explanation for the delay

Local Jobs First — Report 2022–23

Mental Health Complaints Commissioner — Report 2022–23

Mine Land Rehabilitation Authority — Report 2022–23

Mount Buller and Mount Stirling Alpine Resort Management Board — Report 2022

Mount Hotham Alpine Resort Management Board — Report 2022

*Police Informants Royal Commission Implementation Monitor Act 2021* — Royal Commission  
into the Management of Police Informants: Progress Report 2022–23

Portland District Health — Report 2022–23 (*replacement for copy tabled on Thursday 16 November 2023*)

Professional Standards Councils — Report 2022–23

Sentencing Advisory Council — Report 2022–23

Southern Alpine Resort Management Board — Report 2022

*Spent Convictions Act 2021* — Review of the operation of the Act under s 25

Statutory Rules under the following Acts:

*Building Act 1993* — SR 122

*Gambling Regulation Act 2003* — SR 121

*Subordinate Legislation Act 1994*:

Documents under s 16B in relation to the *Water Act 1989*:

Declaration of Rationing Areas in Declared Water Systems 2023

Ministerial Prohibition Determination Applicable to Particular Place of Take Approvals that are Tagged – November 2023

Ministerial Rules for Managing General Place of Take Approvals

Water Trading Rules for Declared Water Systems 2023

Victims of Crime Commissioner — Report 2022–23

Victorian Equal Opportunity and Human Rights Commission — Report 2022–23 — Ordered to be published

Victorian Fisheries Authority — Report 2022–23

Victorian Institute of Forensic Medicine — Report 2022–23

Victorian Legal Services Board and Commissioner — Report 2022–23 — Ordered to be published

Victoria's Mental Health and Wellbeing Services — Report 2022–23

**3 PERFORMANCE AUDIT OF THE VICTORIAN OMBUDSMAN** — Motion made, by leave, and question — That:

(1) In accordance with s 24D(1) of the Ombudsman Act 1973, the Legislative Council and Legislative Assembly appoint O'Connor Marsden & Associates Pty Ltd ('O'Connor Marsden'):

- (a) to conduct the performance audit of the Victorian Ombudsman;
- (b) in accordance with the Agreement for the provision of services for the performance audit of the Victorian Ombudsman;
- (c) at the fixed-fee level of remuneration of \$231,000 (including GST) to be paid upon completion of the following:

- (i) \$46,200 (including GST) upon Parliament's acceptance of O'Connor Marsden's audit plan, representing 20 per cent of the total fee;
- (ii) \$69,300 (including GST) upon Parliament's acceptance of O'Connor Marsden's progress report, representing 30 per cent of the total fee;
- (iii) \$115,500 (including GST) upon Parliament's acceptance of the final draft report, representing 50 per cent of the total fee.

(2) A message be sent to the Legislative Council requesting their agreement —

*(Mary-Anne Thomas)* — put and agreed to.

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

5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the appointment of O'Connor Marsden & Associates Pty Ltd ('O'Connor Marsden') to conduct the performance audit of the Victorian Ombudsman.

6 **CONCURRENT DEBATE** — Motion made and question — That this House authorises and requires the Speaker to permit the second reading and subsequent stages of the Constitution Amendment (SEC) Bill 2023 and the State Electricity Commission Amendment Bill 2023 to be moved and debated concurrently *(Mary-Anne Thomas)* — and, after debate —

Amendment proposed — That the words ', and that General Business, Notice of Motion No 79,' be inserted after the words 'State Electricity Commission Amendment Bill 2023' *(James Newbury)* — and, after debate —

Question — That such words be inserted — put.

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

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; 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; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Question — That the House agrees to the motion without amendment — put.

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

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; 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; 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; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

- 7 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) 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 (*James Newbury*) — after debate, put.

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

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; 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; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

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

Motion made and question — That the debate be now adjourned (*Lily D'Ambrosio*) — put and agreed to.

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

- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Crimes Amendment (Non-Fatal Strangulation) Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

- 9 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) 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.

- 10 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) 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.*

- 11 **QUESTION TIME.**

- 12 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) 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 (*Danny Pearson*) — put and agreed to.

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

- 13 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 6 February 2024 (*Mary-Anne Thomas*) — put and agreed to.

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the State Taxation Acts and Other Acts Amendment Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

- 15 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

Motion made and question — that the amendments be agreed to and the following further amendments be made to the Bill:

1. Insert the following New Clauses to follow Clause 27—

**'27A What is the rate of land tax?**

For section 35(3) of the **Land Tax Act 2005** substitute—

"(3) Subject to section 88EB, the rate of vacant residential land tax is—

- (a) if the land was not liable for vacant residential land tax in the preceding tax year—1%; or
- (b) if the land was liable for vacant residential land tax in the preceding tax year but not the tax year preceding that tax year—2%; or
- (c) if the land was liable for vacant residential land tax in the last 2 preceding tax years—3%.

**Note**

For the purposes of the vacant residential land tax, the taxable value of the land is the capital improved value of the land as at the relevant date—see section 19(1A)."

**27B Holiday home exemption**

For section 88A(1)(a) of the **Land Tax Act 2005** substitute—

"(a) in the year preceding the tax year—

- (i) the owner of the land or a vested beneficiary of a trust to which the land is subject used and occupied other land in Australia as a principal place of residence; and
- (ii) the owner of the land or a vested beneficiary of a trust to which the land is subject, or a relative of the owner or vested beneficiary, used and occupied the land as a holiday home for a period of at least 4 weeks (whether continuous or aggregate); and".'

2. Insert the following New Clause to follow Clause 28—

**'28A New sections 88EA to 88EC inserted**

After section 88E of the **Land Tax Act 2005** insert—

**"88EA Land becomes residential land during third year preceding tax year and has not been used or occupied or changed ownership**

- (1) Land is exempt from vacant residential land tax for a tax year if—
  - (a) at the commencement of the third year preceding the tax year the land was not residential land within the meaning of section 34B(1); and



- (b) during the third year preceding the tax year the land becomes residential land within the meaning of section 34B(1); and
  - (c) during the second year preceding the tax year the land is exempt from vacant residential land tax under section 88D; and
  - (d) during the year immediately preceding the tax year the land is exempt from vacant residential land tax under section 88E; and
  - (e) for the period from which the land becomes residential land within the meaning of section 34B(1) up to the tax year—
    - (i) the land has not been used or occupied; and
    - (ii) the land has not changed ownership; and
  - (f) the Commissioner is satisfied that during the period referred to in paragraph (e) the owner of the land made genuine attempts to sell the land at or below the price that they expected to receive when construction commenced on the land.
- (2) To obtain an exemption from vacant residential land tax under this section, the owner of the land must—
- (a) apply to the Commissioner for the exemption on or before 15 January of the tax year; and
  - (b) give the Commissioner any information the Commissioner requests for the purpose of enabling the Commissioner to determine whether the land is exempt from vacant residential land tax under this section.

**88EB Residential land that has not been used or occupied or changed ownership for more than 3 years**

- (1) Land is eligible for a concessional rate of vacant residential land tax of 1% for a tax year if—
- (a) in a preceding tax year, the land becomes residential land within the meaning of section 34B(1); and
  - (b) in a tax year after the tax year referred to in paragraph (a) but preceding the tax year, the land is exempt from land tax under section 88EA; and
  - (c) for the period from which the land becomes residential land within the meaning of section 34B(1) up to the tax year—
    - (i) the land has not been used or occupied; and
    - (ii) the land has not changed ownership.

**88EC Publication of report on exemptions and concession**

- (1) The Commissioner must publish on the Commissioner's website an annual report of the following information for the 12 month period to which the report relates—
  - (a) for each postcode in Victoria, the number of—
    - (i) exemptions granted under each of sections 88D, 88E and 88EA; and
    - (ii) concessions granted under section 88EB;
  - (b) the total amount of vacant residential land tax that was not payable because of the grant of the exemptions and the concessions referred to in paragraph (a).".'
3. Clause 30, line 15, omit "the commencement day, the land is" and insert "31 December 2023 the land was".
4. Clause 30, line 27, omit "the commencement day, the land is" and insert "31 December 2023 the land was".
5. Clause 30, line 33, omit "**2023**;" and insert '**2023**.".'
6. Clause 30, page 24, lines 1 to 3, omit all words and expressions on those lines.
7. Insert the following New Clause to follow Clause 34—

**'34A What is the rate of land tax?**

For section 35(3)(a), (b) and (c) of the **Land Tax Act 2005** substitute—

- "(a) for residential land within the meaning of section 34B(2B)—1%; or
- (b) for any other land—
  - (i) if the land was not liable for vacant residential land tax in the preceding tax year—1%; or
  - (ii) if the land was liable for vacant residential land tax in the preceding tax year but not the tax year preceding that tax year—2%; or
  - (iii) if the land was liable for vacant residential land tax in the last 2 preceding tax years—3%.".' —

*(Danny Pearson) — and, after debate —*

Amendment proposed — That the words 'New Clauses to follow Clause 27' be omitted and replaced with 'New Clause to follow Clause 27' from further amendment 1 (*Brad Rowswell*)

Amendment proposed — That the words 'New sections 88EA to 88EC inserted' be omitted and replaced with 'New section 88EC inserted' from further amendment 2 (*Brad Rowswell*) — and, after debate —

*Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 28 November 2023 had expired.*

- 16 **LAND (REVOCATION OF RESERVATIONS) 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.

- 17 **BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) 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.

- 18 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) 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 5.10 pm under sessional orders.*

Motion made and question — That the sitting be continued (*Mary-Anne Thomas*) — put and agreed to.

- 19 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Debate continued on question — That the amendments made by the Legislative Council and further amendments moved by the Assistant Treasurer and the amendments to the further amendments moved by the Member for Sandringham be agreed to.

Question — That the amendments made by the Council be agreed to — put.

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

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; 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; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; 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; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That the words proposed to be omitted from further amendment No 1 stand part of the further amendment — put.

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

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; 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; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; 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; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That further amendment No 1 be agreed to — put.

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

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; 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; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; 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; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That the words proposed to be omitted from further amendment No 2 stand part of the further amendment — put.

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

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenney; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; 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; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That further amendment No 2 be agreed to — put.

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

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenney; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; 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; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — that further amendments Nos 3 to 6 be agreed to — put and agreed to.

Question — That further amendment No 7 be agreed to — put.

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

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; 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; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; 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; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Bill returned to the Legislative Council with a message informing them accordingly and requesting their agreement.

- 20 **POSTPONEMENT OF REMAINING BUSINESS** — Motion made and question — That the consideration of remaining business be postponed (*Mary-Anne Thomas*) — put and agreed to.
- 21 **ADJOURNMENT** — After debate, the Speaker left the Chair at 6.33 pm.

BRIDGET NOONAN  
*Clerk of the Legislative Assembly*

MAREE EDWARDS MP  
*Speaker*