



# LEGISLATIVE COUNCIL

## MINUTES OF THE PROCEEDINGS

### No. 125 — Thursday, 7 October 2021

*Proof Version*

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- 1 The President took the Chair at 2.50 p.m., read the Prayer and made an Acknowledgement of Country.
  - 2 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE MEMBERSHIP** — The President read a letter from Mr Richard Riordan, Member for Polwarth, resigning from the Public Accounts and Estimates Committee, effective from Wednesday, 6 October 2021.  
Mr Davis moved, by leave, That Mrs McArthur be a member of the Public Accounts and Estimates Committee.  
Question — put and agreed to.
  - 3 **ESSENTIAL SERVICES COMMISSION (COMPLIANCE AND ENFORCEMENT POWERS) AMENDMENT BILL 2021** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Essential Services Commission Act 2001, the Electricity Industry Act 2000, the Gas Industry Act 2001, the Victorian Energy Efficiency Target Act 2007, the Victorian Renewable Energy Act 2006, the Water Industry Act 1994, the Energy Legislation Amendment Act 2021 and the Energy Legislation Amendment (Energy Fairness) Act 2021 and to make consequential and minor amendments to other Acts and for other purposes* and requesting the agreement of the Council.  
On the motion of Ms Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.  
Ms Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.  
On the motion of Ms Symes, the second reading speech was incorporated into Hansard.  
Ms Symes moved, That the Bill be now read a second time.  
On the motion of Ms Crozier, the debate was adjourned until the next day of meeting.
  - 4 **FIREARMS AND OTHER ACTS AMENDMENT BILL 2021** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Control of Weapons Act 1990, the Criminal Procedure Act 2009, the Evidence (Miscellaneous Provisions) Act 1958, the Firearms Act 1996, the Sex Offenders Registration Act 2004 and the Victoria Police Act 2013 and for other purposes* and requesting the agreement of the Council.  
On the motion of Ms Symes (for Ms Tierney), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.  
Ms Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.  
On the motion of Ms Symes, the second reading speech was incorporated into Hansard.  
Ms Symes moved, That the Bill be now read a second time.  
On the motion of Ms Crozier, the debate was adjourned until the next day of meeting.

- 5 FORESTS AMENDMENT (FOREST FIREFIGHTERS PRESUMPTIVE RIGHTS COMPENSATION) BILL 2021** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Forests Act 1958 to provide a rebuttable presumption for forest firefighters suffering from specified forms of cancer that the cancer is presumed to be due to the nature of their employment for the purposes of claiming compensation under the Workplace Injury Rehabilitation and Compensation Act 2013 and for other purposes* and requesting the agreement of the Council.

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

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

On the motion of Ms Symes, the second reading speech was incorporated into Hansard.

Ms Symes moved, That the Bill be now read a second time.

On the motion of Ms Crozier, the debate was adjourned until the next day of meeting.

- 6 WATER AND CATCHMENT LEGISLATION AMENDMENT BILL 2021** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Water Act 1989 and the Catchment and Land Protection Act 1994, to make consequential and related amendments to other Acts and for other purposes* and requesting the agreement of the Council.

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

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

On the motion of Ms Symes, the second reading speech was incorporated into Hansard.

Ms Symes moved, That the Bill be now read a second time.

On the motion of Ms Crozier, the debate was adjourned until the next day of meeting.

*Business having been interrupted at 3.00 p.m. pursuant to an Order of the Council of 5 October 2021* —

- 7 QUESTIONS AND MINISTERS' STATEMENTS** — Questions without notice were taken and Ministers' Statements were made pursuant to Sessional Order 13.

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

- **Mandatory vaccinations for authorised workers** — substantive and supplementary questions asked by Dr Cumming — response from Ms Symes due Monday, 11 October 2021.
- **Security licensing – LRV** — substantive and supplementary questions asked by Mr Quilty — response from Ms Tierney due Monday, 11 October 2021.

- 8 CONSTITUENCY QUESTIONS** — Constituency questions were taken pursuant to Standing Order 8.08 and further questions were received from Members for incorporation in Hansard pursuant to an Order of the Council of 7 September 2021.

- 9 PETITION — REGIONAL AMBULANCE ON-CALL SERVICES** — Ms Maxwell presented a Petition bearing 999 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to restore on-call ambulance services in addition to current resourcing in Seymour.

Ordered to lie on the Table.

- 10 PAPERS** —

**ECONOMY AND INFRASTRUCTURE COMMITTEE — GOVERNMENT RESPONSE TO THE INQUIRY INTO THE INCREASE IN VICTORIA'S ROAD TOLL** — Pursuant to Standing Order 23.30, Ms Stitt (for Ms Pulford) laid on the Table a copy of the Government Response to the Economy and Infrastructure Committee's Report on the Inquiry into the increase in Victoria's road toll.

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

Gambling Regulation Act 2003 — Amendment to the Public Lottery Licence issued to Tattersall's Sweeps Pty Ltd on 1 June 2017 to make changes to the Authorised Public Lottery instant scratch-it games, of 20 September 2021, under section 5.3.19(4) of the Act.  
Office of the Victorian Information Commissioner (OVIC) — Report, 2020-21.

**11 SITTING OF THE COUNCIL** — Ms Stitt moved, That the Council, at its rising, adjourn until Tuesday, 12 October 2021 at 2.30 p.m.

Question — put and agreed to.

**12 MEMBERS' STATEMENTS** — Statements were made by Members pursuant to Standing Order 5.13 and further statements were received from Members for incorporation in Hansard pursuant to an Order of the Council of 7 September 2021.

**13 SUBURBAN RAIL LOOP BILL 2021** — *The President having ruled that amendments (set DD80C) proposed to be moved in Committee by Mr Davis were outside the scope of the Bill* — Mr Davis moved, That it be an instruction to the Committee that they have the power to consider an amendment and New Clauses to amend the *Parliamentary Committees Act 2003* in relation to the establishment of a Public Works Committee.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

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

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

**14 BUILDING AMENDMENT (REGISTRATION AND OTHER MATTERS) BILL 2021** — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

House in Committee.

Bill reported without amendment, the Report was adopted.

Ms Stitt moved, That the Bill be now read a third time.

Question — That the Bill be now read a third time and do pass — put.

The Council divided — The President in the Chair.

AYES, 32

Mr Atkinson; Dr Bach; Mr Barton; Mr Bourman; Ms Crozier; Mr Davis; Mr Elasmarr; Mr Erdogan; Mr Finn; Mr Gepp; Mr Grimley; Mr Hayes; Dr Kieu; Mr Leane; Ms Lovell; Ms Maxwell; Mrs McArthur; Mr Meddick; Mr Melhem; Ms Patten; Ms Pulford; Dr Ratnam; Mr Rich-Phillips; Ms Shing; Ms Stitt; Ms Symes; Mr Tarlamis; Ms Taylor; Ms Terpstra; Ms Tierney; Ms Vaghela; Ms Watt.

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

NOES, 3

Dr Cumming; Mr Limbrick; Mr Quilty.

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

Question agreed to.

Bill read a third time.

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

**15 ASSISTED REPRODUCTIVE TREATMENT AMENDMENT BILL 2021** — Debate resumed on the question, That the Bill be now read a second time.

Amendments proposed to be moved in Committee by Ms Patten and Ms Symes were circulated.

Question — put and agreed to.

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

House in Committee.

*Business having been interrupted at 10.00 p.m. pursuant to an Order of the Council of 5 October 2021 —*

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Ms Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

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Bill further considered in Committee of the whole.

Bill reported with an amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with an amendment.

**16 ADJOURNMENT** — Ms Stitt moved, That the House do now adjourn.

Debate ensued and further adjournment matters were received from Members for incorporation in Hansard pursuant to an Order of the Council of 7 September 2021.

And then the Council, at 11.07 p.m., adjourned until Tuesday, 12 October 2021.

ANDREW YOUNG  
*Clerk of the Legislative Council*