



# LEGISLATIVE COUNCIL

## MINUTES OF THE PROCEEDINGS

### Nos. 4, 5 and 6

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#### No. 4 — Tuesday, 19 February 2019

- 1 The President took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **QUESTIONS** — Questions without notice were taken pursuant to Standing Order 8.04 and answers to certain questions on notice were circulated pursuant to Standing Order 8.12.

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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:

- **Public register of sex offenders** — substantive question asked by Mr Grimley — response from Ms Tierney due Thursday, 21 February 2019.
- **DanceWize drug use counselling** — substantive and supplementary questions asked by Ms Crozier — response from Ms Mikakos due Thursday, 21 February 2019.
- **Levy to fund taxi licence compensation** — supplementary question asked by Mr Barton — response from Mr Jennings due Thursday, 21 February 2019.
- **Local government curbside recycling** — supplementary question asked by Mr Davis — response from Mr Somyurek due Wednesday, 20 February 2019.

- 3 **CONSTITUENCY QUESTIONS** — Constituency questions were taken pursuant to Standing Order 8.08.

#### 4 **PAPERS** —

**VICTORIAN GOVERNMENT ABORIGINAL AFFAIRS REPORT, 2018** — Mr Jennings moved, by leave, That there be laid before this House a copy of the Victorian Government Aboriginal Affairs Report, 2018.

Question — put and agreed to.

The Report was presented by Mr Jennings and ordered to lie on the Table.

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**SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — ALERT DIGEST** — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Mr Gepp presented Alert Digest No. 2 of 2019 (including Appendices) from the Scrutiny of Acts and Regulations Committee.

Ordered to be published.

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

Crown Land (Reserves) Act 1978 — Ministerial Orders of 8 February 2019 giving approval to the granting of leases at —

Albert Park and Middle Park Sports Club Incorporated.

Albert Park South Melbourne Rowing Club Incorporated.

Albert Park Yacht Club Incorporated.

- Albert Sailing Club Incorporated.  
 Harry Trott Association Incorporated.  
 Middle Park Bowling Club Incorporated.  
 Middle Park Football Club Incorporated.  
 The Carmelite (Middle Park) Tennis Club Inc.  
 The Scout Association of Australia Victorian Branch.
- Parliamentary Committees Act 2003 — Government response to the Family and Community Development Committee's Report on the Inquiry into Perinatal Services.
- Planning and Environment Act 1987 — Notices of Approval of the following amendments to planning schemes —
- Boroondara Planning Scheme — Amendment C287.
  - Brimbank Planning Scheme — Amendment C203.
  - Latrobe Planning Scheme — Amendment C106 (Part 2).
  - Maribyrnong Planning Scheme — Amendment C143.
  - Melbourne Planning Scheme — Amendment C342.
  - Melton Planning Scheme — Amendment C188.
  - Nillumbik Planning Scheme — Amendment C116.
  - Northern Grampians Planning Scheme — Amendment C31 (Part 1).
  - South Gippsland Planning Scheme — Amendment C117.
  - Wellington Planning Scheme — Amendment C100.
  - Yarra Ranges Planning Scheme — Amendment C149.
- Statutory Rules under the following Acts of Parliament —
- County Court Act 1958 — No. 7.
  - Oaths and Affirmations Act 2018 — Nos. 4 and 5.
  - Unclaimed Money Act 2008 — No. 6.
- Subordinate Legislation Act 1994 —
- Documents under section 15 in respect of Statutory Rules Nos. 145/2018, 175/2018, 1, 6 and 7.
  - Legislative Instrument and related documents under section 16B in respect of Ticket-In Ticket-Out (TITO) and Card Based Cashless (CBC) Gaming in Gaming Venues – Technical Standards Version 1.0, dated 21 January 2019.

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**PROCLAMATION** — A Proclamation of the Governor in Council fixing an operative date in respect of the following Act was laid on the Table by the Clerk:  
 Children Legislation Amendment (Information Sharing) Act 2018, Sections 10, 13 and 14 — 12 February 2019 (*Gazette No. S37, 12 February 2019*).

- 5 BUSINESS OF THE COUNCIL** — Mr Davis moved, by leave, That precedence be given to the following General Business on Wednesday, 20 February 2019 —
- (1) the notice of motion given this day by Mr Davis in relation to the production of certain documents relating to the Toorak Road, Kooyong Level Crossing Removal Project;
  - (2) the notice of motion given this day by Mr Davis in relation to the production of certain documents relating to the West Gate Tunnel Project;
  - (3) Notice of Motion No. 14, standing in the name of Mr Bourman referring a matter to the Legal and Social Issues Committee relating to non-lethal self-defence;
  - (4) Notice of Motion No. 18, standing in the name of Mr Davis in relation to a reference to the Economy and Infrastructure Committee relating to the impact of taxi legislation; and
  - (5) the notice of motion given this day by Mr Davis providing references to certain joint committees.

Question — put and agreed to.

- 6 MEMBERS' STATEMENTS** — Statements were made by Members pursuant to Standing Order 5.13.
- 7 ADDRESS IN REPLY** — Debate resumed on the question, That the Council agree to the Address to the Governor in reply to the Governor's Opening Speech (*for Address see item 19 on page 19, Minutes No. 1 — Wednesday, 19 December 2018*).

On the motion of Ms Symes, the debate was adjourned until later this day.

**8 BUSINESS POSTPONED** — Ordered — That the consideration of Notice of Motion, Government Business, No. 10, be postponed until later this day.

**9 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — Debate resumed on the question, That the Bill be now read a second time.

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

**10 ADJOURNMENT** — Mr Somyurek moved, That the House do now adjourn.

Debate ensued and responses to certain Adjournment matters were circulated pursuant to Standing Order 4.13.

And then the Council, at 7.06 p.m., adjourned until tomorrow.

ANDREW YOUNG  
*Clerk of the Legislative Council*

## No. 5 — Wednesday, 20 February 2019

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

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

Auditor-General's Report on Professional Learning for School Teachers, February 2019  
(*Ordered to be published*).

Melbourne City Link Act 1995 —

City Link and Extension Projects Integration and Facilitation Agreement Twenty-fifth Amending Deed, pursuant to section 15B(5) of the Act.

CityLink Leases Amending Deed, pursuant to section 60(9) of the Act.

Exhibition Street Extension Eighteenth Amending Deed, pursuant to section 15D(6) of the Act.

Fourth Deed Amending Master Security Deed, pursuant to section 15(2) of the Act.

Melbourne City Link Thirty-seventh Amending Deed, pursuant to section 15(2) of the Act.

Ombudsman — VicRoads complaints, February 2019 (*Ordered to be published*).

**3 MEMBERS' STATEMENTS** — Statements were made by Members pursuant to Standing Order 5.13.

**4 BUSINESS POSTPONED** — Ordered — That the consideration of Order of the Day No. 1, for the resumption of debate on the motion for the Address in Reply to the speech of the Governor, be postponed until the next day of meeting.

**5 PRODUCTION OF DOCUMENTS — TOORAK ROAD, KOOYONG LEVEL CROSSING REMOVAL PROJECT** — Mr Davis moved, That in accordance with Standing Order 11.01, this House requires there to be tabled in the Council by 12.00 noon on Tuesday, 19 March 2019, a copy of all documents created or referred to by the Andrews Labor Government relating to the Toorak Road, Kooyong Level Crossing Removal Project, including but not limited to —

- (1) assessments of design options for removing either or both of the nearby Tooronga Road and Glenferrie Road level crossings, including simultaneously or at a later stage;
- (2) reports or assessments of all and any consultation with relevant local councils and communities regarding design options;
- (3) hydrological, engineering and design advice relating to design options; and
- (4) sound and vibration attenuation studies, overshadowing impacts on neighbouring properties and assessments of required vegetation removal relating to the Government's preferred design.

Debate ensued.

Question — put and agreed to.

**6 PRODUCTION OF DOCUMENTS — WEST GATE TUNNEL PROJECT** — Mr Davis moved,  
That this House —

- (1) in accordance with Standing Order 11.01, requires the Leader of the Government to table in the Council by 2.00 p.m. on Tuesday, 5 March 2019, a copy of all documents in full, signed by or on behalf of the Government of Victoria, concerned with or relating to the West Gate Tunnel Project, including but not limited to —
  - (a) the West Gate Tunnel Project agreement, without redactions;
  - (b) any other contract, agreement or treaty signed by the current Government with Transurban PL or any member of the Transurban WGT Co Pty Ltd consortium which seeks to vary, change or alter the tolling arrangements, time periods, charges, indexation or other tolling matters under the *Melbourne City Link Act 1995* or which would seek to later vary tolling arrangements under the *Melbourne City Link Act 1995*; and
- (2) notes that, pursuant to section 15(3) of the *Melbourne City Link Act 1995*, either House of Parliament may revoke a variation of the agreement.

Debate ensued.

*Business having been interrupted at 12 noon pursuant to Standing Orders —*

**7 QUESTIONS** — Questions without notice were taken pursuant to Standing Order 8.04.

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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:

- **Wallington TLC aged care facility – environmental concerns** — substantive question asked by Mr Meddick — response from Mr Jennings due Friday, 22 February 2019.
- **Yarraville station level crossing – child safety** — substantive question asked by Dr Cumming — response from Ms Pulford due Friday, 22 February 2019.
- **Regulation of sex work** — substantive and supplementary questions asked by Mr Limbrick — response from Mr Somyurek due Friday, 22 February 2019.
- **Dental vans in schools** — supplementary question asked by Ms Crozier — response from Ms Mikakos due Thursday, 21 February 2019.

**8 CONSTITUENCY QUESTIONS** — Constituency questions were taken pursuant to Standing Order 8.08.

**9 PRODUCTION OF DOCUMENTS — VICTORIAN POWER SUPPLIES IN JANUARY AND FEBRUARY 2019** — The Clerk laid on the Table two documents and a letter from the Attorney-General, dated 20 February 2019, in response to the Resolution of the Council of 6 February 2019 relating to Victorian power supplies, noting that the Government has not been able to fully assess the remaining documents falling within the scope of the Order and that a final response would be provided as soon as possible.

**10 PRODUCTION OF DOCUMENTS — WEST GATE TUNNEL PROJECT** — Debate continued on the question, That this House —

- (1) in accordance with Standing Order 11.01, requires the Leader of the Government to table in the Council by 2.00 p.m. on Tuesday, 5 March 2019, a copy of all documents in full, signed by or on behalf of the Government of Victoria, concerned with or relating to the West Gate Tunnel Project, including but not limited to —
  - (a) the West Gate Tunnel Project agreement, without redactions;
  - (b) any other contract, agreement or treaty signed by the current Government with Transurban PL or any member of the Transurban WGT Co Pty Ltd consortium which seeks to vary, change or alter the tolling arrangements, time periods, charges, indexation or other tolling matters under the *Melbourne City Link Act 1995* or which would seek to later vary tolling arrangements under the *Melbourne City Link Act 1995*; and
- (2) notes that, pursuant to section 15(3) of the *Melbourne City Link Act 1995*, either House of Parliament may revoke a variation of the agreement.

Question — put and agreed to.

**11 LEGAL AND SOCIAL ISSUES COMMITTEE REFERENCE — NON-LETHAL SELF-DEFENCE** — Mr Bourman moved, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, no later than 13 August 2019, on the effects of allowing suitable people in the community to obtain and use items designed for non-lethal self-defence in the wake of a number of random attacks on women, resulting in their murder.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 6

Mr Barton; Mr Bourman; Dr Cumming; Mr Hayes; Mr Limbrick; Mr Quilty.  
(*Tellers: Mr Barton and Mr Quilty*)

NOES, 33

Mr Atkinson; Ms Bath; Ms Crozier; Mr Dalidakis; Mr Davis; Mr Elasmarr; Mr Finn; Ms Garrett; Mr Gepp; Mr Grimley; Mr Jennings; Dr Kieu; Mr Leane; Ms Lovell; Ms Maxwell; Mrs McArthur; Mr Meddick; Mr Melhem; Ms Mikakos; Mr O'Donohue; Ms Patten; Ms Pulford; Dr Ratnam; Mr Rich-Phillips; Ms Shing; Mr Somyurek; Ms Stitt; Ms Symes; Ms Taylor; Ms Terpstra; Ms Tierney; Ms Vaghela; Ms Wooldridge.

(*Tellers: Mr O'Donohue and Ms Terpstra*)

Question negatived.

**12 ECONOMY AND INFRASTRUCTURE COMMITTEE REFERENCE — TAXI LICENCE COMPENSATION** — Mr Davis moved, That this House —

- (1) notes the *Commercial Passenger Vehicle Industry Act 2017* came into operation on 2 July 2018;
- (2) accepts this legislation is now in operation and that ride sharing services are a legitimate part of the economy;
- (3) further notes that —
  - (a) on 9 October 2017, long-held taxi licences effectively became worthless and the Andrews Labor Government began issuing licences for the nominal fee of \$52.90 and tens of thousands of licences have since been issued;
  - (b) the Andrews Labor Government paid completely inadequate compensation of \$100,000 per licence for the first licence and \$50,000 each per licence for three subsequent licences to a maximum of \$250,000;
  - (c) the so-called 'fairness fund' was poorly administered, as noted by the Ombudsman, and did not provide adequate or fair support for the many cases of severe hardship;
- (4) further accepts that the High Court has found that taxi licences operating in Victoria prior to the *Commercial Passenger Vehicle Industry Act 2017* coming into operation were property and that the removal of property by the action of government where the value of compensation was substantially less than the actual value of those property is unjust and wrong; and
- (5) requires that the Economy and Infrastructure Committee meet within 14 days of its establishment to review the Government's processes, decisions and payment mechanisms, and subsequently report within four months after the Committee first meets on the impact on asset holders and their families, including their health and wellbeing, and on what further compensation is justified to fairly make up for the government driven destruction of lawful assets.

Debate ensued.

Mr Barton moved, as amendments —

1. **Omit** all the words in paragraph (3)(a) and **insert** in their place "the Andrews Labor Government began issuing licences for the nominal fee of \$52.90 and at 31 January 2019 licences issued increased to 11,807 taxi licences and 50,152 hire car licences;"
2. In paragraph (3)(b) **omit** the words "completely inadequate".
3. In paragraph (3)(b) after the words "maximum of \$250,000" **insert** the words "and a one dollar levy per trip was raised, to cover transition cost".

4. **Omit** all the words in paragraph (3)(c) and **insert** in their place “the ‘fairness fund’ was established to support the many cases of severe hardship;”.
5. **Omit** all the words in paragraph (4) and **insert** in their place “acknowledges that the High Court has found taxi licences to be property; and”.
6. **Omit** all the words in paragraph (5) and **insert** in their place “requires that the Economy and Infrastructure Committee meet within 14 days of its establishment to review the Government’s CPV (Commercial Passenger Vehicle) reforms, and subsequently report within six months after the Committee first meets regarding the operation of the CPV reforms and investigate further reforms to ensure Victorians benefit from the best functioning CPV industry possible.”.

Debate ensued.

Question — That the amendments moved by Mr Barton be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House —

- (1) notes the *Commercial Passenger Vehicle Industry Act 2017* came into operation on 2 July 2018;
- (2) accepts this legislation is now in operation and that ride sharing services are a legitimate part of the economy;
- (3) further notes that —
  - (a) the Andrews Labor Government began issuing licences for the nominal fee of \$52.90 and at 31 January 2019 licences issued increased to 11,807 taxi licences and 50,152 hire car licences;
  - (b) the Andrews Labor Government paid compensation of \$100,000 per licence for the first licence and \$50,000 each per licence for three subsequent licences to a maximum of \$250,000 and a one dollar levy per trip was raised, to cover transition cost;
  - (c) the ‘fairness fund’ was established to support the many cases of severe hardship;
- (4) acknowledges that the High Court has found taxi licences to be property; and
- (5) requires that the Economy and Infrastructure Committee meet within 14 days of its establishment to review the Government’s CPV (Commercial Passenger Vehicle) reforms, and subsequently report within six months after the Committee first meets regarding the operation of the CPV reforms and investigate further reforms to ensure Victorians benefit from the best functioning CPV industry possible — put and agreed to.

**13 JOINT INVESTIGATORY COMMITTEE REFERENCES** — Mr Davis moved, That when the joint investigatory committees are established, pursuant to section 33 of the *Parliamentary Committees Act 2003* this House requires the following matters to be referred to the joint investigatory committee specified —

- (1) to the **Family and Community Development Committee** to inquire into, consider and report, within twelve months of the Committee’s first meeting, on the safety of Victorian hospitals and health services, including what regulatory, industry and practical steps should be taken to ensure that Victoria’s hospitals and health services are the safest in the world;
- (2) to the **Economic, Education, Jobs and Skills Committee** to inquire into, consider and report within twelve months of the Committee’s first meeting, on the impact of mobile phones and electronic devices, including the range of games available, on the learning and health of Victoria’s children, including, but not limited to, whether the use of mobile devices in classrooms is beneficial or detrimental and whether state-wide policy should be implemented;
- (3) to the **Law Reform, Road and Community Safety Committee** to inquire into, consider and report on the impact of mobile phones and electronic devices on road safety and whether the evidence supports, or not, additional regulation of road users and pedestrians; and
- (4) to the **Environment, Natural Resources and Regional Development Committee** to meet formally within two weeks of its establishment to inquire into, consider and provide a final report within twelve months of the Committee’s first meeting and provide any urgent

interim reports that the Committee deems necessary on the impact of the crisis in municipal and industrial recycling and waste management, in particular to examine the serious issues Victoria, Victorian municipal councils, communities and families are facing following the withdrawal of earlier recycling options, including decisions announced by the Chinese Government in July 2018 and including, but not limited to, the Government's management of the Municipal and Industrial Landfill Levy and the associated sustainability fund.

Debate ensued.

*Business having been interrupted at 5.00 p.m. pursuant to Standing Orders, the debate stood adjourned in the name of Mrs McArthur.*

**14 STATEMENTS ON REPORTS AND PAPERS** — Statements on reports and papers were made by Members pursuant to Standing Order 9.10.

**15 ADJOURNMENT** — Mr Jennings moved, That the House do now adjourn.

Debate ensued.

And then the Council, at 5.45 p.m., adjourned until tomorrow.

ANDREW YOUNG  
*Clerk of the Legislative Council*

## No. 6 — Thursday, 21 February 2019

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

**2 ACTING PRESIDENT** — The President laid on the Table the following Warrant nominating an Acting President:

LEGISLATIVE COUNCIL  
VICTORIA

Pursuant to the provisions of Standing Order 2.12 of the Legislative Council, I hereby nominate —

Mr Mark GEPP

to be an Acting President whenever requested to do so by the President or Deputy President.

Given under my hand on 21 February 2019.

SHAUN LEANE  
President of the Legislative Council

**3 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING PILOT FOR DRUG HARM REDUCTION) BILL 2019** — Dr Ratnam introduced *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 to provide for a pilot of pill testing services for the purposes of drug harm reduction and to make consequential amendments and for other purposes.*

On the motion of Dr Ratnam, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

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

Emergency Services Superannuation Act 1986 — Report on the Actuarial Investigation of the Emergency Services Superannuation Scheme as at 30 June 2018.

Parliamentary Committees Act 2003 — Government response to the Economic, Education, Jobs and Skills Committee's Report on the Inquiry into career advice activities in Victorian schools.

**5 MEMBERS' STATEMENTS** — Statements were made by Members pursuant to Standing Order 5.13.

**6 BUSINESS POSTPONED** — Ordered — That the consideration of Order of the Day No.1, for the resumption of debate on the motion for the Address in Reply to the speech of the Governor, be postponed until later this day.

**7 BUSINESS POSTPONED** — Ordered — That the consideration of Notices of Motion, Government Business, Nos. 10 to 31, be postponed until later this day.

**8 STATUTE LAW REVISION BILL 2018** — Mr Jennings laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Mr Jennings moved, That the Bill be now read a second time.

On the motion of Ms Crozier (for Mr O'Donohue), the debate was adjourned for two weeks.

**9 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — 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.

*Business having been interrupted at 12 noon pursuant to Standing Orders —*

**10 QUESTIONS** — Questions without notice were taken pursuant to Standing Order 8.04.

**FREE TAFE BUDGETED ENROLMENTS** — Ms Tierney having given answers to a question without notice and supplementary question relating to Free TAFE budgeted enrolments —

On the motion of Mr Davis, the Minister's answers were ordered to be taken into consideration on the next day of meeting.

**QUESTIONS** — Questions without notice continued.

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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:

- **VEAC draft report – central west public land** — substantive and supplementary questions asked by Mr Bourman — response from Mr Jennings due Monday, 25 February 2019.
- **Free TAFE budgeted enrolments** — substantive and supplementary questions asked by Ms Wooldridge — response from Ms Tierney due Friday, 22 February 2019.

**11 CONSTITUENCY QUESTIONS** — Constituency questions were taken pursuant to Standing Order 8.08.

**12 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — Bill further considered in Committee of the whole.

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.

**13 INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Debate resumed on the question, That the Bill be now read a second time.

Amendments proposed to be moved in Committee by Mr O'Donohue were circulated.

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, 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 SITTING OF THE COUNCIL** — Mr Jennings moved, That the Council, at its rising, adjourn until Tuesday, 5 March 2019.

Question — put and agreed to.



- 15 STATUTE LAW REVISION BILL 2018** — Mr Jennings, moved, by leave, That the Statute Law Revision Bill 2018 be referred to the Scrutiny of Acts and Regulations Committee for inquiry, consideration and report.

Question — put and agreed to.

- 16 SENATE VACANCY** — The President announced the receipt of a Message from the Governor transmitting a letter from the President of the Senate notifying that a vacancy had occurred in the Senate through the resignation of Senator the Honourable Jacinta Collins.

- 17 FAIR WORK (COMMONWEALTH POWERS) AMENDMENT BILL 2018** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Fair Work (Commonwealth Powers) Act 2009 and for other purposes* and requesting the agreement of the Council.

On the motion of Ms Symes (for Mr Jennings), 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 (for Mr Rich-Phillips), the debate was adjourned for one week.

- 18 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2019** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Bail Act 1977, the Confiscation Act 1997, the Corrections Act 1986, the Crimes Act 1958, the Drugs, Poisons and Controlled Substances Act 1981, the Firearms Act 1996, the Magistrates' Court Act 1989, the Protected Disclosure Act 2012, the Road Safety Act 1986, the Second-Hand Dealers and Pawnbrokers Act 1989, the Sentencing Act 1991, the Sex Offenders Registration Act 2004, the Sex Offenders Registration Amendment (Miscellaneous) Act 2017, the Surveillance Devices Act 1999, 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 (for Mr O'Donohue), the debate was adjourned for one week.

- 19 PARLIAMENTARY COMMITTEES AMENDMENT BILL 2019** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Parliamentary Committees Act 2003 to abolish certain Joint House Committees, to amend the Parliamentary Salaries and Superannuation Act 1968 in relation to additional salaries and expense allowances to which certain members of the Parliament are entitled and to make a statute law revision to a provision of the Integrity and Accountability Legislation Amendment (Public Interest Disclosures, Oversight and Independence) Act 2019 that consequentially amends the Parliamentary Committees Act 2003 and for other purposes* and requesting the agreement of the Council.

On the motion of Ms Symes (for Mr Jennings), 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 (for Mr O'Donohue), the debate was adjourned for one week.

**20 VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2019**

— The President read a Message from the Assembly presenting *A Bill for an Act to reform the current system relating to salaries, allowances and standards for Members of Parliament by establishing the Victorian Independent Remuneration Tribunal and making amendments to the Parliamentary Salaries and Superannuation Act 1968, the Members of Parliament (Register of Interests) Act 1978 and the Parliamentary Administration Act 2005, and to make related amendments to the Public Administration Act 2004 and consequential amendments to certain other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Ms Symes (for Mr Jennings), 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 (for Mr Rich-Phillips), the debate was adjourned for one week.

**21 ADJOURNMENT** — Ms Symes moved, That the House do now adjourn.

Debate ensued.

And then the Council, at 6.12 p.m., adjourned until Tuesday, 5 March 2019.

ANDREW YOUNG  
*Clerk of the Legislative Council*

# COMMITTEE OF THE WHOLE COUNCIL

## Supplement to Minutes Nos. 4, 5 and 6

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### SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018

*Committed Thursday, 21 February 2019*

**Clauses 1 to 28** — put and agreed to.

**Bill reported without amendment.**

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### INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018

*Committed Thursday, 21 February 2019*

*Amendments circulated: Mr O'Donohue (see p. 40).*

**Clauses 1 to 118** — put and agreed to.

**Clause 119** — Mr O'Donohue moved Amendment Nos. 1 and 2.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Mr Atkinson; Ms Bath; Ms Crozier; Mr Davis; Mr Finn; Mr Hayes; Mr Limbrick;  
Ms Lovell; Mrs McArthur; Mr O'Donohue; Mr Ondarchie; Ms Patten; Mr Quilty;  
Dr Ratnam; Mr Rich-Phillips; Ms Wooldridge.

*(Tellers: Ms Bath and Ms Crozier)*

NOES, 24

Mr Barton; Mr Bourman; Dr Cumming; Mr Dalidakis; Mr Elasmr; Ms Garrett;  
Mr Gepp; Mr Grimley; Mr Jennings; Dr Kieu; Mr Leane; Ms Maxwell; Mr Meddick;  
Mr Melhem; Ms Mikakos; Ms Pulford; Ms Shing; Mr Somyurek; Ms Stitt; Ms Symes;  
Ms Taylor; Ms Terpstra; Ms Tierney; Ms Vaghela.

*(Tellers: Mr Elasmr and Mr Melhem)*

Question negatived.

Clause 119 — put and agreed to.

**Clauses 120 to 210** — put and agreed to.

**Schedule 1** — put and agreed to.

**Bill reported without amendment.**

**AMENDMENTS CIRCULATED IN RELATION TO —****1. INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018***Amendments circulated by Mr O'Donohue*

1. Clause 119, lines 10 to 23, omit all words and expressions on these lines.
2. Clause 119, page 181, lines 19 to 35 and page 182, lines 1 to 9, omit all words and expressions on these lines.