



LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

No. 135 — Friday, 19 November 2021

Proof Version

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- 1 The President took the Chair at 9.34 a.m., 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:
 - Interpretation of Legislation Act 1984 — Notice pursuant to section 32(3) in relation to Statutory Rule No. 132.
 - Planning and Environment Act 1987 — Notices of Approval of the following amendments to planning schemes —
 - Bayside Planning Scheme — Amendment C183.
 - Greater Geelong Planning Scheme — Amendment C425.
 - Hume Planning Scheme — Amendment C252.
 - Moonee Valley Planning Scheme — Amendment C223.
 - Moreland Planning Scheme — Amendment C214.
 - Mornington Peninsula Planning Scheme — Amendment C283.
 - Pyrenees Planning Scheme — Amendment C44.
 - Yarra Planning Scheme — Amendment C298.
 - Yarriambiack Planning Scheme — Amendment C23.
 - Statutory Rules under the following Acts of Parliament —
 - Control of Weapons Act 1990 — No. 138.
 - Petroleum Act 1998 — No. 139.
 - Water Act 1989 — No. 140.
 - 3 **TEMPORARY ORDERS — DEFINITION OF THE CHAMBER**— Ms Symes moved, by leave, That the temporary order agreed to on 7 September 2021 relating to the definition of the Chamber be rescinded, effective immediately.

Question — put and agreed to.
 - 4 **BUSINESS POSTPONED** — Ordered — That the consideration of Notice of Motion, Government Business No. 683, be postponed until later this day.
 - 5 **EQUAL OPPORTUNITY (RELIGIOUS EXCEPTIONS) AMENDMENT BILL 2021** — 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 Mr Ondarchie (for Dr Bach), the debate was adjourned for two weeks.
 - 6 **JUSTICE LEGISLATION AMENDMENT (CRIMINAL PROCEDURE DISCLOSURE AND OTHER MATTERS) BILL 2021** — 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 (except for the statement under section 85(5) of the *Constitution Act 1975*) was incorporated into Hansard.

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

Ms Symes made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

Mr Ondarchie (for Dr Bach) moved, That debate be adjourned for two weeks.

Ms Symes moved as an amendment, That all the words after “That” be **omitted** and replaced with the words “debate be adjourned for one week.”.

Debate ensued.

Question, That the amendment moved by Ms Symes be agreed to — put and agreed to.

Question, That the motion, amended as follows, be agreed to — That debate be adjourned for one week — put and agreed to.

- 7 CASINO AND GAMBLING LEGISLATION AMENDMENT BILL 2021** — 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 (except for the statement under section 85(5) of the *Constitution Act 1975*) was incorporated into Hansard.

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

Ms Symes made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

On the motion of Mr Ondarchie, the debate was adjourned for one week.

- 8 CIRCULAR ECONOMY (WASTE REDUCTION AND RECYCLING) BILL 2021** — 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 Mr Ondarchie (for Mr Davis), the debate was adjourned for one week.

- 9 VICTORIAN COLLABORATIVE CENTRE FOR MENTAL HEALTH AND WELLBEING 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, by leave, 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.

- 10 SPECIAL INVESTIGATOR BILL 2021** — Debate resumed on the question, That the Bill be now read a second time.

Business having been interrupted at 12.00 noon pursuant to an Order of the Council of 17 November 2021 —

- 11 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:

- **West Gate tunnel soil contamination** — substantive and supplementary questions asked by Mr Hayes — response from Mr Leane due Tuesday, 23 November 2021.
- **City of Melbourne weekend foot traffic** — substantive and supplementary questions asked by Mr Davis — response from Mr Leane due Monday, 22 November 2021.
- **Ear tagging for rescue animals** — substantive question asked by Mr Meddick — response from Ms Tierney due Tuesday, 23 November 2021.

- 12 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.
- 13 SPECIAL INVESTIGATOR BILL 2021**— Debate continued on the question, That the Bill be now read a second time.
Bill read a second time and, by leave, 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** — Ms Pulford moved, That the Council, at its rising, adjourn until Tuesday, 30 November 2021.
Question — put and agreed to.
- 15 ADJOURNMENT** — Ms Pulford 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 2.05 p.m., adjourned until Tuesday, 30 November 2021.

ANDREW YOUNG
Clerk of the Legislative Council