



LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

No. 124 — Wednesday, 6 October 2021

Proof Version

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- 1 The President took the Chair at 2.36 p.m., read the Prayer and made an Acknowledgement of Country.
 - 2 **FORESTS LEGISLATION AMENDMENT (COMPLIANCE AND ENFORCEMENT) BILL 2019** — The President read a Message from the Assembly informing the Council that they had agreed to the amendments made by the Council in this Bill.
 - 3 **PAPER PURSUANT TO STATUTE** — The following Paper, pursuant to the direction of an Act of Parliament, was laid on the Table by the Clerk:
Planning and Environment Act 1987 — Notice of Approval of an amendment to Melbourne Planning Scheme — Amendment C418.
 - 4 **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.
 - 5 **MENTAL HEALTH AMENDMENT (COUNSELLORS) BILL 2021** — Ms Crozier laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

Ms Watt moved, by leave, that debate on this Bill be taken forthwith.

Question — put and agreed to.

Debate ensued.

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

- 6 **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:

- **Rental evictions during pandemic** — substantive and supplementary questions asked by Dr Ratnam — response from Mr Leane due Friday, 8 October 2021.
- **Opening of events sector** — supplementary question asked by Mr Davis — response from Ms Pulford due Thursday, 7 October 2021.
- **Training for solar industry** — supplementary question asked by Mr Ondarchie — response from Ms Tierney due Friday, 8 October 2021.
- **Foreign purchaser duties** — substantive and supplementary questions asked by Mr Hayes — response from Ms Symes due Friday, 8 October 2021.

7 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.

8 MENTAL HEALTH AMENDMENT (COUNSELLORS) BILL 2021 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

Mr Atkinson; Dr Bach; Mr Barton; Ms Bath; Mr Bourman; Ms Crozier; Dr Cumming; Mr Davis; Mr Finn; Mr Grimley; Mr Hayes; Mr Limbrick; Ms Lovell; Ms Maxwell; Mrs McArthur; Mr Ondarchie; Mr Quilty; Mr Rich-Phillips.

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

NOES, 19

Mr Elasmarr; Mr Erdogan; Mr Gepp; Dr Kieu; Mr Leane; Mr Meddick; Mr Melhem; Ms Patten; Ms Pulford; Dr Ratnam; 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)

Question negatived.

9 PRODUCTION OF DOCUMENTS — MANDATORY VACCINATION HEALTH ORDERS —

Mr Limbrick moved, That this House, in accordance with Standing Order 11.01, requires the Leader of the Government to table in the Council, within 14 calendar days of the House agreeing to this resolution, all documents relating to the COVID-19 Mandatory Vaccination Directions (No 1), (No 2), (No 3), (No 4) and (No 5), including but not limited to —

- (1) Human Rights Charter Assessments;
- (2) health advice; and
- (3) any other data or correspondence that the public health team considered in drafting these directions.

Debate ensued.

Business having been interrupted at 6.00 p.m. pursuant to an Order of the Council of 5 October 2021 —

[Sitting suspended from 6.00 p.m. to 6.34 p.m.]

Debate continued.

Question — put and agreed to.

10 BUSINESS POSTPONED — Ordered — That the consideration of Order of the Day, General Business, No. 2, be postponed until later this day.

11 IMPACTS OF COVID-19 ON SMALL BUSINESS — Mr Ondarchie (for Mr Davis) moved, That this House —

- (1) notes that —
 - (a) on 4 October 2021, Melbourne achieved the dubious world record of being the longest locked down city in the world;
 - (b) lockdowns have had a devastating impact on many Victorian businesses, particularly small businesses;
 - (c) the New South Wales road map is more ambitious than the Victorian road map;
- (2) further notes the widespread call in the Victorian business community for the State Government to —
 - (a) lift the vaccination rate at the fastest possible rate to achieve the 70 and 80 per cent benchmarks endorsed by National Cabinet;
 - (b) reopen Victorian businesses and the Victorian economy as the national benchmarks are reached; and
- (3) endorses calls by the Victorian business community for the State Government to stick to its announced timetable for reopening.

Debate ensued.

Question — put and agreed to.

Business having been interrupted at 9.00 p.m. pursuant to an Order of the Council on 5 October 2021.

12 STATEMENTS ON REPORTS, PAPERS AND PETITIONS — Statements on reports, papers and petitions were made by Members pursuant to Sessional Order 16.

13 ADJOURNMENT — Mr Leane 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 9.56 p.m., adjourned until tomorrow.

ANDREW YOUNG
Clerk of the Legislative Council