

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 11

**Thursday 21 March 2019**

*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

#### STATEMENTS BY MEMBERS

#### QUESTION TIME (11.00 am)

### GOVERNMENT BUSINESS — NOTICE OF MOTION

#### NOTICE GIVEN ON 20 MARCH 2019

- 1 **\*MS ALLAN** — To move, That this House establishes the position of Parliamentary Integrity Adviser in accordance with the following terms:
  - (1) **Provision of advice**
    - (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member of Parliament.
    - (b) The Parliamentary Integrity Adviser's advice may be sought on a range of parliamentary matters including, but not limited to, the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interest.
    - (c) Any advice given by the Parliamentary Integrity Adviser should be consistent with legislation, regulations and any other rules or guidelines adopted by Parliament, but must not constitute legal advice.
  - (2) **Education and training**
    - (a) The Parliamentary Integrity Adviser is to provide periodic education and training to members of Parliament about ethical issues and integrity matters concerning, but not limited to, the functions, roles, powers, and responsibilities of members of Parliament.

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\* *New entry.*

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- (b) The Parliamentary Integrity Adviser must provide —
- (i) training to new members of Parliament at the start of each Parliament;
  - (ii) training to new members of Parliament who are elected at a by-election or appointed to fill a casual vacancy; and
  - (iii) training on any amendments or changes to the parliamentary standards and integrity system.
- (3) **Records**
- (a) The Parliamentary Integrity Adviser is required to keep, for the duration of his or her tenure, a record of all advice given, including any supporting material and information upon which the advice is based.
- (b) Subject to (3)(e)(ii), the Parliamentary Integrity Adviser must not divulge, to any person, entity or committee of either House, other than the person who requested the advice —
- (i) any information provided to him or her in the course of his or her duties under this Resolution;
  - (ii) the content or details of any advice given in accordance with this Resolution —
- unless the person who requested the advice has given express permission for such information and/or advice to be made public.
- (c) The Parliamentary Integrity Adviser must not comply with any order for the production of records by either House relating to advice given by the Parliamentary Integrity Adviser unless the person who requested the advice —
- (i) is a member or former member of the House that made the order; and
  - (ii) in the case of advice given under (1)(a)–(c), has sought to rely on the advice for any reason; and
  - (iii) has given express permission for the records to be released to the relevant House.
- (d) Subject to 3(e), if the Parliamentary Integrity Adviser considers that the confidential advice provided to a member or former member has been publicly misrepresented, the Parliamentary Integrity Adviser may release a statement to correct the misrepresentation.
- (e) In releasing a statement under (3)(d), the Parliamentary Integrity Adviser —
- (i) must not publicise the advice provided unless the person who requested the advice has given express permission for it to be made public; or

- (ii) if the person who requested the advice refuses permission for it to be made public, may release the advice to the Privileges Committee of the relevant House if that Committee makes a request as part of a related inquiry connected to that person.

**(4) Reporting**

- (a) At least once every 12 months, the Parliamentary Integrity Adviser will meet jointly with the Privileges Committees of the Assembly and the Council to discuss matters relevant to and issues arising from the operation and application of the parliamentary standards framework.
- (b) The Parliamentary Integrity Adviser must, every 12 months, report to the Parliament on —
  - (i) advisory functions including —
    - (A) the number of ethical matters raised during the reporting period;
    - (B) the number of members and former members who sought advice during the reporting period;
    - (C) the number of times advice was given during the reporting period; and
    - (D) the amount of time spent in the course of performing duties under the terms of this Resolution during the reporting period; and
  - (ii) education functions including —
    - (A) the number of training sessions provided during the reporting period, and the number of members who attended each training session; and
    - (B) a brief description of the content of training sessions and any other training provided during the reporting period.
- (c) The Parliamentary Integrity Adviser may, at his or her discretion, report to the Parliament from time to time on —
  - (i) any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, including suggested proposals to address such issues;
  - (ii) the provision of guidance to members of Parliament on particular issues, including publication of de-identified case studies in order to educate members on their obligations;
  - (iii) any other matter the Parliamentary Integrity Adviser considers appropriate.
- (d) A report of the Parliamentary Integrity Adviser under (4)(b) or (4)(c) —

- (i) will be tabled in each House; and
    - (ii) must not divulge or cause to be divulged the identity of any person who has requested advice in accordance with this Resolution.
  - (e) A House or committee of the Parliament cannot —
    - (i) refer a matter to the Parliamentary Integrity Adviser;
    - (ii) require the Parliamentary Integrity Adviser to report on the conduct of a specific member or former member, or a specified group of members and/or former members, of Parliament; or
    - (iii) require the Parliamentary Integrity Adviser to investigate any allegations of misconduct.
- (5) **Appointment, resignation and removal**
- (a) A person will be appointed by resolution of the Council and the Assembly, on the joint recommendation of the Privileges Committees of the Council and the Assembly in accordance with (5)(c), as Parliamentary Integrity Adviser.
  - (b) An appointment under (5)(a) must —
    - (i) subject to (5)(b)(iii), be made whenever the position becomes vacant; and
    - (ii) be for a period that terminates on the day that is four months after the general election that is held immediately following the Parliament during which the appointment is made; and
    - (iii) in the case of the first appointment of the Parliamentary Integrity Adviser, be made within four months after this Resolution has been agreed to by both Houses.
  - (c) Prior to a resolution under (5)(a), a joint report of the Privileges Committees of the Council and the Assembly will be tabled in each House specifying —
    - (i) a person recommended for appointment as Parliamentary Integrity Adviser; and
    - (ii) the terms and conditions of appointment of the Parliamentary Integrity Adviser, including any remuneration, as agreed in consultation with the Speaker and the President.
  - (d) If, within three months of the position becoming vacant, the Privileges Committees of the Council and the Assembly fail to report under (5)(c), a joint sitting of Parliament in accordance with JSO 22 will be held to appoint a person as Parliamentary Integrity Adviser on the terms and conditions, including any remuneration, agreed by the Speaker and the President.

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- (e) The Parliamentary Integrity Adviser may engage in any outside employment that does not conflict with his or her role as Parliamentary Integrity Adviser.
  - (f) The Parliamentary Integrity Adviser may resign in writing to the President and the Speaker.
  - (g) The Parliamentary Integrity Adviser may be removed from office by resolution of the Council and the Assembly for —
    - (i) insolvency; or
    - (ii) proven misbehaviour; or
    - (iii) mental incapacity.
  - (h) Prior to a resolution under (5)(g), the Privileges Committees of the Council and the Assembly must meet and confer jointly on the alleged grounds for removal and, if the grounds are found to be valid, make a joint recommendation to Parliament that the Parliamentary Integrity Adviser be removed from office.
    - (i) A joint recommendation under (5)(h) will —
      - (i) be tabled in each House; and
      - (ii) include the reasons for the recommendation unless the Privileges Committees agree that it would be contrary to the public interest to do so.
    - (j) The Parliamentary Integrity Adviser may be suspended from office whilst any alleged grounds for removal from office are dealt with under the terms of this Resolution.
- (6) **Review**
- The Privileges Committees of the Council and the Assembly must, in the final year of each Parliament —
- (a) cause a joint review to be made of the operation of this Resolution; and
  - (b) table a report of the review in each House before the expiration of the Assembly under section 38 of the *Constitution Act 1975*.
- (7) **Privileges Committee**
- (a) The Privileges Committee of this House is authorised and required to meet and confer jointly with the Privileges Committee of the other House for the purposes of exercising its role, functions and powers in accordance with the terms of this Resolution.
  - (b) The provisions relating to the role, functions and powers of the Privileges Committee under the terms of this Resolution constitute a standing reference to the Committee

for the Parliament during which its members are appointed until the dissolution or other lawful determination of the Assembly.

- (c) For the purposes of joint meetings of the Privileges Committees of the Council and the Assembly under the terms of this Resolution —
- (i) the Chair of the Assembly Privileges Committee and the Chair of the Council Privileges Committee are joint chairs; and
  - (ii) meetings shall be chaired by the joint chairs on an alternating basis; and
  - (iii) a joint chair shall take the Chair whenever the other joint chair is not present; and
  - (iv) every Committee member shall have a deliberative vote only; and
  - (v) the Standing Orders of the Assembly shall otherwise apply insofar as they are not inconsistent with the terms of this Resolution.

and this Resolution shall continue in force unless and until it is amended or rescinded by a resolution of the Council and the Assembly in this or a subsequent Parliament.

## **GOVERNMENT BUSINESS — ORDERS OF THE DAY**

- 1 **\*SALE OF LAND AMENDMENT BILL 2019** — Second reading.
- 2 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *and on the amendment* — That the following words be added to the end of the motion: 'but respectfully regret that the speech fails to outline effective measures to protect Victoria's natural environment and endangered plants and animals, nor address the urgent water, climate and extinction crises that affect all Victorians' — *Resumption of debate (Ms Halfpenny)*.
- 3 **MAJOR TRANSPORT PROJECTS FACILITATION AMENDMENT BILL 2019** — Second reading — *Resumption of debate (Ms McLeish)*.
- 4 **AUDIT AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wells)*.
- 5 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2019** — Second reading — *Resumption of debate (Ms Kairouz)*.
- 6 **ESSENTIAL SERVICES COMMISSION AMENDMENT (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) BILL 2019** — Second reading — *Resumption of debate (Ms Hennessy)*.
- 7 **GUARDIANSHIP AND ADMINISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr Wells)*.

- 8 **PROFESSIONAL ENGINEERS REGISTRATION BILL 2019** — Second reading — *Resumption of debate (Ms McLeish)*.
- 9 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2019** — Second reading — *Resumption of debate (Ms McLeish)*.

## GENERAL BUSINESS — NOTICES OF MOTION

### NOTICES GIVEN ON 19 DECEMBER 2018

- 1 **MR MORRIS** — To move, That this House notes the Mornington Peninsula Shire recently wrote to the Minister for Planning to request the immediate rezoning of land at 60 Kunyung Road, Mount Eliza from the Special Use Schedule 2 Zone to Green Wedge Zone and calls on the Minister to effect that rezoning immediately.
- 2 **MR MORRIS** — To move, That this House — (1) notes the extremely dangerous intersection of Forest Drive and Nepean Highway, Mt Martha; (2) notes that despite assurances from Andrews government ministers no remedial works have been undertaken; and (3) calls on the Minister for Roads to make the intersection safe before further fatalities occur.
- 3 **MS McLEISH** — To move, That the Andrews Labor Government be condemned for Victoria's underperforming education standards and notes — (1) despite exponential growth in education spending over that period, education standards have made no significant improvement; and (2) education standards have stagnated and are falling behind those of other nations.
- 4 **MS SANDELL** — To move, That this House — (1) notes that Victoria is in a housing crisis with over 82,000 people on the public housing waiting list; and (2) calls on the Government to reverse its public housing privatisation plans under the so-called 'public housing renewal program'.
- 5 **MS SANDELL** — To move, That this House — (1) condemns logging in Victoria's old growth forests; and (2) calls on the Government to create the Great Forest National Park and Emerald Link to protect Victoria's endangered species.
- 6 **MS RYAN** — To move, That this House notes the \$19 billion commitment the Nationals made to revitalisation of regional rail prior to the last election and condemns the Andrews Labor Government for its failure to commit to buying new trains to improve V/Line services for passengers on the Shepparton, Seymour and north east lines.
- 7 **MS RYAN** — To move, That this House pays tribute to rural outreach worker Mr Ivan Lister in supporting farmers and rural communities through difficult seasonal and economic circumstances and calls on the Andrews Labor Government to fund his work on an ongoing basis, noting that his role expires on 31 December 2018.
- 8 **MS KEALY** — To move, That this House condemns the Andrews Labor Government for its failure to — (1) complete the Warracknabeal Education Precinct by only building approximately one third of the Warracknabeal Special Development School and approximately half the Warracknabeal College; and (2) provide funding to undertake required works to complete the Warracknabeal Education Precinct.

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- 9 **MR SOUTHWICK** — To move, That this House condemns the Andrews Labor Government over the cash-for-stacks rort involving former Council member Khalil Eideh and notes that IBAC has charged those involved in this disgraceful printing rort, as Victorians see yet another example of the Labor Government misappropriating taxpayers' money for its own political gain.
- 10 **MS SANDELL** — To move, That this House — (1) notes the IPCC warns we have 12 years to limit a climate change catastrophe but this Government has no plans to transition Victoria from coal; and (2) calls on the Government to urgently plan to stop burning and mining coal and move to 100% renewable energy.
- 11 **MS SANDELL** — To move, That this House — (1) notes that South Kensington Train Station is one of the most inadequate and inaccessible train stations on the metropolitan network; and (2) calls on the Government to upgrade the station immediately.
- 12 **MS SANDELL** — To move, That this House — (1) notes the significant backlog of school maintenance across Victoria and (2) calls on the government to fix the outstanding school maintenance backlog, including \$2 million for urgently-needed repairs at Kensington Primary to make the school safe for staff and students.
- 13 **MR HIBBINS** — To move, That this House — (1) notes the increase in homelessness in the Prahran electorate; and (2) calls on the Government to build more public housing to reduce homelessness and abandon its plans to privatise public housing estates.
- 14 **MR HIBBINS** — To move, That this House calls on the Government to — (1) proceed with the stage 1 upgrade of South Yarra Station; (2) plan and fund further significant upgrades to South Yarra Station; and (3) connect South Yarra Station to Melbourne Metro.
- 15 **MS SANDELL** — To move, That this House — (1) notes that the West Gate toll road will not fix congestion and will entrench car dependency in Melbourne, pouring thousands of cars onto inner city streets; and (2) calls on the Government to stop construction of the West Gate toll road.
- 16 **MS SANDELL** — To move, That this House — (1) affirms Federation Square as Melbourne's premier arts, culture and community space; (2) calls on the Government to abandon its plans for an Apple megastore in Federation Square and work with Apple to find another more appropriate site in Melbourne.
- 17 **MR HIBBINS** — To move, That this House — (1) notes the rapid growth in tram patronage over the past decade; and (2) calls on the Government to manufacture 300 new high capacity trams to reduce overcrowding and upgrade every tram route in Melbourne with safer stops and traffic priority.
- 18 **MR HIBBINS** — To move, That this House — (1) notes Victoria has been the lowest spending state on recurrent funding per student; and (2) calls on the Government to increase funding per student in Victoria to the national average.
- 19 **MR HIBBINS** — To move, That this House calls on the Government to immediately and permanently ban duck shooting in Victoria.



- 20 **MR HIBBINS** — To move, That this House — (1) notes that Australia’s first pill testing trial in Canberra was a success with a number of people disposing of potentially lethal drugs; and (2) calls on the Government to urgently run pill testing trials in Victoria to reduce harm and save lives.

#### NOTICES GIVEN ON 5 FEBRUARY 2019

- 21 **MS SANDELL** — To move, That this House condemns the submission of an application for heritage permits to demolish the Yarra Building at Federation Square and build an Apple Global Flagship Store in its place prior to the completion of a full heritage assessment.
- 22 **MS McLEISH** — To move, That this House condemns the Premier’s failure to publicly denounce the Aussie Farms Map website which threatens the privacy and security of Victorian farmers, and calls on the Government to join the Federal Minister for Agriculture to request that the Charities Commission consider revoking Aussie Farms’ charity status.
- 23 **MS SANDELL** — To move, That this House acknowledges the recent fire at a building on Spencer Street in Melbourne’s CBD and the role that flammable cladding played and calls on the Government to immediately repair buildings with flammable cladding and recoup the costs from developers and those responsible.
- 24 **MS BRITNELL** — To move, That this House notes the Liberal Nationals’ commitment at the last election to complete the upgrade of the Warrnambool Base Hospital and condemns the Andrews Labor Government for failing to match this commitment.
- 25 **MS McLEISH** — To move, That this House condemns the Minister for Education for failing to fund construction of an additional basketball court as part of Mansfield Secondary College’s redevelopment that would allow for local community needs, and calls on the Government to fund this project in the forthcoming budget as a priority.
- 26 **MR HIBBINS** — To move, That this House notes the Government’s proposed St Kilda Road separated bike lanes will not be completed until 2025, and calls on the Government to immediately build a 17 km separated bike lane from St Kilda Road to Sydney Road.
- 27 **MR SOUTHWICK** — To move, That this House condemns — (1) the Premier’s comments of Tuesday 29 January 2019, describing Victorians as ‘frustrated’ about Victoria’s ongoing law and order issues; and (2) the Government’s lack of priority around community safety which has Victorians feeling not frustrated, but angry and scared to go about their daily lives.
- 28 **MS SANDELL** — To move, That this House condemns the Andrews Labor Government’s decision to allow a barbaric duck hunting season in 2019, despite serious drought conditions which put waterways and wildlife at greater risk than ever, and calls on the Andrews Labor Government to immediately cancel the season.
- 29 **MR SOUTHWICK** — To move, That this House notes the concerning increase in anti-Semitic attacks throughout Melbourne in recent times, and calls on the Government to ensure community safety is a priority so that no Victorian is subjected to prejudicial abuse, violence or discrimination.

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- 30 **MR HIBBINS** — To move, That this House calls on the Government to remove the Punt Road Public Acquisition Overlay.
- 31 **MS BRITNELL** — To move, That this House notes the Liberal Nationals' commitment at the last election of fast rail to Warrnambool and condemns the Government for only proposing fast rail as far as Geelong and forgetting regional communities in Western Victoria.
- 32 **MS SANDELL** — To move, That this House acknowledges that the Murray-Darling Basin is facing an enormous ecological crisis, with more than a million fish killed in the past month, and calls on the Andrews Government to urgently allocate more environmental water flows to the river.
- 33 **MR HIBBINS** — To move, That this House calls on the Government to immediately fix the dangerous Punt Road pedestrian crossing at South Yarra Primary.
- 34 **MS BRITNELL** — To move, That this House condemns the Andrews Labor Government for failing to condemn the Aussie Farms website and for failing to stand up for farmers and speak out against animal activists.
- 35 **MS McLEISH** — To move, That this House condemns the Minister for Education for failing to provide adequate levels of maintenance in Victoria's public school system, and calls on the Government to provide additional resources in the forthcoming budget for maintenance of deteriorating school infrastructure.
- 36 **MS SANDELL** — To move, That this House condemns the Planning Minister for overriding the Warrnambool planning scheme to allow 160 horses per day to trample sensitive hooded plover habitat, and calls on the Andrews Labor Government to suspend this decision until full community and traditional owner consultation has been undertaken.
- 37 **MS BRITNELL** — To move, That this House calls on the Government to fund an awareness campaign that highlights existing responsible farm management and animal care practices and stands up for farmers' right to farm.
- 38 **MR HIBBINS** — To move, That this House calls on the Government to develop a masterplan for St Kilda Junction.
- 39 **MS SANDELL** — To move, That this House recognises that January 2019 has been the hottest month on record across Australia, with devastating social and environmental impacts, and calls on the Andrews Labor Government to drive a just transition out of coal in the face of this climate emergency.
- 40 **MS BRITNELL** — To move, That this House condemns the Andrews Labor Government for its mismanagement of south-west road maintenance resources and notes that the community are sick of wasteful sub-standard patch up jobs having to be repaired repeatedly.
- 41 **MR HIBBINS** — To move, That this House calls on the Government to increase peak hour train services for Hawksburn, Toorak and Armadale Stations.
- 42 **MS BRITNELL** — To move, That this House condemns the Labor Government for failing to upgrade the Portland to Maroona freight rail line, despite its own recommendations that it is necessary to improve freight movement productivity.

- 43 **MS BRITNELL** — To move, That this House condemns the Andrews Labor Government for its continual attacks on volunteers by making them constantly beg for basic resources, despite the enormous contribution they make to the community, free of charge.

#### NOTICES GIVEN ON 19 FEBRUARY 2019

- 44 **MR PEARSON** — To move, That this House recognises the Andrews Labor Government's national leadership in renewable energy development, through the Victorian Renewable Energy Target and the Solar Homes programs, and the investment and job creation that has flowed from these policies.
- 45 **MS HALFPENNY** — To move, That this House commends the Andrews Labor Government for its historic action to address family violence including its commitment to implementing all 227 recommendations of the Royal Commission.
- 46 **MR EDBROOKE** — To move, That this House recognises the Andrews Labor Government's record investment in our schools and the impact this investment is having in making Victoria the Education State.
- 47 **MS WARD** — To move, That this House recognises that Victorians who were previously not able to access TAFE now have access to the training they need to get a good, sustainable job thanks to the Andrews Labor Government's free TAFE initiative.

#### NOTICES GIVEN ON 19 MARCH 2019

- 48 **DR READ** — To move, That this House — (1) notes the Brunswick electorate is experiencing a boom in medium to high-rise buildings; (2) notes Moreland Council's structure plan specifying maximum heights for apartment developments is often exceeded when appealed to VCAT; and (3) calls on the Government to set mandatory height limits in the area.
- 49 **DR READ** — To move, That this House — (1) notes the Brunswick electorate is experiencing a boom in medium to high-rise apartment buildings; (2) notes this places significant pressure on local infrastructure; and (3) calls on the Government to invest in public transport and other local infrastructure to keep pace with population growth.
- 50 **DR READ** — To move, That this House — notes the significant backlog of school maintenance across Victoria and calls on the Government to fix the outstanding school maintenance backlog, including at schools in the Brunswick electorate, many of which require significant work to return them to the national standards.
- 51 **DR READ** — To move, That this House — (1) notes that climate records have again been broken this summer and heatwaves killed thousands of endangered grey-headed flying foxes; (2) notes that these extreme events are being caused by climate change; and (3) calls for an urgent increase in the Government's emission reduction ambitions.
- 52 **DR READ** — To move, That this House — notes the law and order approach to drugs has failed with drug-related deaths and crime still prevalent and calls on the Government to remove criminal penalties for drug use and instead provide appropriate health care, housing and employment supports, which has been successful in Portugal.

- 53 **DR READ** — To move, That this House — condemns the Andrews Government for overseeing a justice system that is putting greater numbers of vulnerable, traumatised women behind bars for relatively minor offences and calls on the Government to reverse this trend through evidence-based justice reforms.
- 54 **DR READ** — To move, That this House — notes that manipulation of the electoral system through group voting tickets enabled candidates to be elected to the other place with as little as 0.60 per cent of the first preference vote and calls on the Government to stop this manipulation by leading on electoral reform.
- 55 **DR READ** — To move, That this House — notes the Upfield train line, currently running every 20 minutes, is overcrowded and inadequate for the growing number of commuters and calls on the Government to duplicate the last segment of the Upfield line between Gowrie and Upfield stations, to allow 10 minute services.
- 56 **DR READ** — To move, That this House — notes that Sydney Road is in the top five locations for cyclists to be ‘doored’ in the State and calls on the Andrews Government to build separated bike lanes on Sydney Road.

### GENERAL BUSINESS — ORDERS OF THE DAY

- 1 **PYRENEES HIGHWAY SAFETY IMPROVEMENTS** — Petition presented by the Member for Bendigo West (*6 February 2019*) — Requesting that the Legislative Assembly calls on the Government to defer the commencement of the VicRoads Pyrenees Highway Safety Improvements Project and halt any work to remove roadside trees until the concerns from the community are fully addressed — To be considered (*Ms Edwards*).
- 2 **ADR68 STANDARD SCHOOL BUSES FOR REGIONAL AND RURAL VICTORIA** — Petition presented by the Member for Eildon (*19 February 2019*) — Requesting that the Legislative Assembly calls on the Government to ensure that ADR68 standard school buses with seat belts are used on all regional and rural routes — To be considered (*Ms McLeish*).
- 3 **BEVERLEY HILLS PRIMARY SCHOOL** — Petition presented by the Member for Warrandyte (*19 February 2019*) — Requesting that the Legislative Assembly calls on the Government to commit to the funding required for the maintenance, repair and redevelopment of facilities at Beverley Hills Primary School — To be considered (*Mr Smith, Warrandyte*).
- 4 **SEYMOUR TRAIN LINE** — Petition presented by the Member for Yan Yean (*20 February 2019*) — Requesting that the Legislative Assembly calls on the Government to deliver 12 new trains for the Seymour train line to replace the diesel trains, reinstate a bunting maintenance yard at Seymour, introduce a fairer pricing system for residents from Kilmore to Seymour who travel to the city and commence track works to upgrade signals and improve or replace sections of the track — To be considered (*Ms Ryan*).
- 5 **PENALTIES FOR SUBSTANCE ABUSE DRIVERS** — Petition presented by the Member for Hastings (*20 February 2019*) — Requesting that the Legislative Assembly calls on the Government to legislate harsher penalties for drivers who have been found guilty of driving under the influence of drugs and subsequently reoffend — To be considered (*Mr Burgess*).

- 6 **AGL FLOATING GAS TERMINAL AT CRIB POINT** — Petition presented by the Member for Hastings (21 February 2019) — Requesting that the Legislative Assembly rejects AGL's proposal to transport liquid natural gas to a Floating Storage Regasification Unit moored to the Crib Point jetty on Westernport Bay — To be considered (*Mr Burgess*).
- 7 **RAIL CONNECTION BETWEEN BAXTER AND MORNINGTON** — Petition presented by the Member for Hastings (6 March 2019) — Requesting that the Legislative Assembly calls on the Government to re-establish the rail connection between Baxter and Mornington — To be considered (*Mr Burgess*).
- 8 **\*INTERIM HEIGHT LIMITS FOR THE CAULFIELD ELECTORATE** — Petition presented by the Member for Caulfield (20 March 2019) — Requesting that the Legislative Assembly calls on the Government to immediately reduce the interim height limits for the Caulfield electorate — To be considered (*Mr Southwick*).
- 9 **\*DAIRY INDUSTRY** — Petition presented by the Member for South West Coast (20 March 2019) — Requesting that the Legislative Assembly invites Animal Justice Party member of the Legislative Council, Mr Andy Meddick, to visit dairy farms in the south-west region to learn and see for himself the enormous contribution they make towards good environmental outcomes through the management of erosion, invasive weeds and vermin and the care farmers have for their animals — To be considered (*Ms Britnell*).
- 10 **\*KAUFLAND SUPERSTORE DEVELOPMENT** — Petition presented by the Member for Mornington (19 March 2019) — Requesting that the Legislative Assembly calls on the Minister for Planning to abandon any further consideration of the proposal to develop a Kaufland Superstore at 1158 Nepean Highway, Mornington — To be considered (*Mr Morris*).

## BUSINESS LISTED FOR FUTURE DAY

WEDNESDAY 3 APRIL 2019

### GOVERNMENT BUSINESS — ORDER OF THE DAY

- 1 **WATER AND CATCHMENT LEGISLATION AMENDMENT BILL 2019** — Second reading — *Resumption of debate (Ms McLeish)*.

BRIDGET NOONAN  
*Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## **DEPUTY SPEAKER AND ACTING SPEAKERS**

**DEPUTY SPEAKER** — Ms Edwards.

**ACTING SPEAKERS** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Kilkenny, Mr McGuire, Mr Richardson, Ms Spence, Ms Suleyman and Ms Ward.

## **COMMITTEE**

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Burgess, Ms Connolly and Ms Kilkenny.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 5 February 2019.*

### **1 Days and times of meeting**

Unless otherwise ordered, the House will meet each Tuesday at 12.00 noon, and each Wednesday and Thursday at 9.30 am.

### **2 Interruption of business for adjournment**

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —

all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question ‘That the House now adjourns’. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

### 3 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Orders 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

#### **Wednesdays**

Formal business

Disallowance motions

Statements by members

Statements on parliamentary committee reports

Government business

Question time (11.00 am)

Government business *continued*

Matter of public importance or grievance debate (2.00 pm)

Government business *continued*

General business

#### **Thursdays (and Fridays)**

Formal business

Statements by members

Government business

Question time (11.00 am)

Government business *continued*

General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
  - (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
  - (b) if a division is taking place at 2.00 pm:
    - (i) it will be completed without interruption and result announced;
    - (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
    - (iii) business is then interrupted following the procedure in sub-paragraph (a);
  - (c) the Chair announces the grievance debate or matter of public importance, whichever the case may be;



- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

#### **4 Answers to questions on notice**

A reply to a question on notice delivered to the Clerk under Standing Order 54(3) must be submitted within 30 days.

#### **5 Who may ask oral questions without notice**

Only non-government members may ask questions without notice under Standing Order 55.

#### **6 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question, must relate to or arise from the answer and must not be a separate question on the same topic.

#### **7 Ministers' statements**

After each oral question without notice and any related supplementary questions, any minister may seek the call to make a statement of up to two minutes.

#### **8 Constituency questions**

- (1) At the conclusion of oral questions without notice and ministers' statements, five government members and five non-government members may ask one oral question each to ministers relating to constituency matters.
- (2) Replies to constituency questions must be given in writing within 30 days by delivering a reply to the Clerk. The Clerk must give the response to the member who asked the question and electronically publish the response.

#### **9 Duration of question time**

Standing Order 55(2) is suspended and the following to apply:

Question time will last until five oral questions and related supplementary questions have been answered, up to five ministers' statements have been made and up to ten constituency questions have been asked and where a question is ruled out of order it is, for the purposes of this sessional order, deemed to have been answered.

**10 Time limits on answers and questions**

- (1) The time limit for each oral question, supplementary question and constituency question is one minute.
- (2) The time limit for the answer to each oral question is three minutes, and for the answer to each supplementary question is one minute.

**11 Content of answers**

Standing Order 58(1)(a) is suspended and all answers to questions must be direct, factual, succinct and relevant.

**12 Chair ordering member to withdraw — application during oral questions without notice and ministers' statements**

Where:

- (1) a member is ordered to withdraw from the House under Standing Order 124 during oral questions without notice or ministers' statements; and
- (2) the time for oral questions without notice and ministers' statements ends before the end of the suspension period —

the member may return to the Chamber after the time for oral questions without notice and ministers' statements but must serve the remainder of their suspension during the next question time, subject to Standing Order 124(2).

**13 Time limit for lead speakers**

For the purposes of Standing Order 131, and subject to any agreement to the contrary, additional time provided for the lead speaker of any other party does not apply where such a party has advised the Speaker that it is in a coalition arrangement with another party.

**14 Notices of motion**

Standing Orders 140(1) and 141 are suspended and the following to apply:

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all verbal notices must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) Copies of all written notices must be provided to the Clerks at the table before the conclusion of formal business.
- (4) All notices given by ministers must be verbal.

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- (5) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
  - (6) All notices, except notices given under paragraph (7) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (3).
  - (7) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.
  - (8) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

### **15 Procedure for a division**

Standing Order 164(1) is suspended and the following to apply:

When a division is requested, the Clerk will ring the bells for four minutes as indicated by the timer.

### **16 Operation of Acts — Proclamations**

Copies of proclamations of the Governor in Council fixing dates for the coming into operation of Acts, as published in the Government Gazette from time to time will be tabled by the Clerk.