

VICTORIA

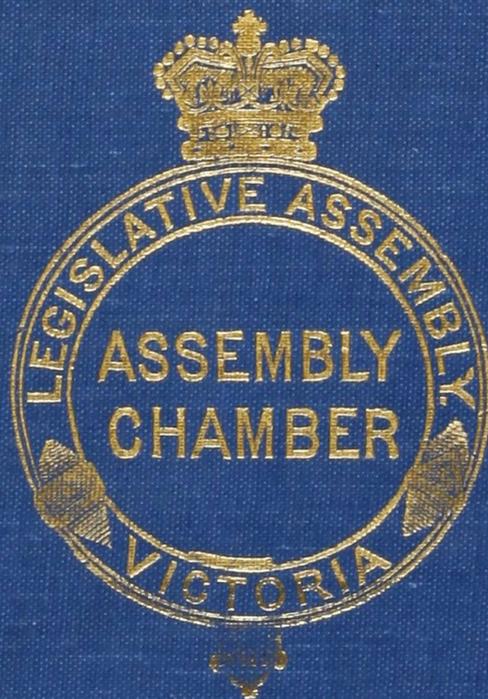


VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE
ASSEMBLY

SESSION
1979-80

VOL 1

ASSEMBLY
CHAMBER



VICTORIA

VOTES AND PROCEEDINGS

of the

LEGISLATIVE ASSEMBLY

SESSION 1979-80

With copies of Papers ordered by the
Assembly to be printed

VOL. 1.

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LEGISLATIVE ASSEMBLY OF VICTORIA

FIRST SESSION-FORTY-EIGHTH PARLIAMENT

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SESSION 1979-80

MEMBERS OF THE LEGISLATIVE ASSEMBLY

*Under Sections 34 and 35 of the Constitution Act 1975, No. 8750,
the Legislative Assembly consists of Eighty-one Members*

FORTY-EIGHTH PARLIAMENT

FIRST SESSION

29 May 1979 to 26 August 1980

Member	District	Number of Elect- ors on Rolls	Number of Elect- ors who voted	Votes recorded for each Sit- ting Member		Percen- tage of Elect- ors who voted.
				First Pref- erence Votes	Final Result after Distri- bution	
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Amos, Derek Godfrey Ian	.. Morwell	26 878	25 308	14 946	-	94.16
Austin, The Honourable Thomas Leslie ¹	.. Ripon	26 703	25 485	11 738	13 819	95.44
Balfour, The Honourable James Charles Murray ²	.. Narracan	27 236	25 715	11 023	13 878	94.42
Birrell, Hayden Wilson ³	.. Geelong West	25 968	24 362	11 640	12 092	93.82
Borthwick, The Honourable William Archibald ⁴	.. Monbulk	30 262	27 951	12 619	14 224	92.36
Brown, Alan John	.. Western- port.	31 323	29 341	9 589	17 172	93.67
Burgin, Cecil William	.. Polwarth	25 168	24 149	12 751	-	95.95
Cain, John	.. Bundoora	31 052	29 308	16 957	-	94.38
Cathie, Ian Robert	.. Carrum	30 171	28 132	15 198	-	93.24
Chambers, Mrs Joan Heywood	.. Ballarat South	27 545	26 125	11 671	12 889	94.84
Coghill, Dr. Kenneth Alastair	.. Werribee	34 550	32 223	17 653	-	93.26
Coleman, Charles Geoffrey	.. Syndal	29 789	28 004	12 586	13 752	94.01

clix

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Crabb, Steven Marshall ..	Knox	31 114	29 550	16 187	-	94.97
Crellin, Maxwell Leslie ⁵ ..	Sandrinham	28 051	26 170	11 638	13 304	93.29
Culpin, John Albert ..	Glenroy	27 615	26 060	16 695	-	94.37
Dixon, The Honourable Brian James ⁶ ..	St.Kilda	27 012	23 629	10 112	11 312	87.48
Dunstan, The Honourable Roberts Christian, D.S.O. ⁷ ..	Dromana	31 823	29 375	13 911	14 866	92.31
Ebery, William Thomas ⁸ ..	Midlands	26 532	24 965	12 069	13 524	94.09
Edmunds, Cyril Thomas ⁹ ..	Ascot Vale	28 098	26 001	16 901	-	92.54
Ernst, Graham Keith ..	Geelong East	26 575	25 105	11 713	12 702	94.47
Evans, Alexander Thomas ¹⁰ ..	Ballarat North	27 461	26 048	14 324	-	94.85
Evans, Bruce James ¹¹ ..	Gippsland East	26 563	24 621	9 807	16 005	92.69
Fogarty, William Francis ..	Sunshine	29 798	28 238	19 188	-	94.76
Fordham, Robert Clive ..	Footscray	28 052	25 945	17 010	-	92.49
Gavin, Peter Murray ..	Coburg	28 773	27 263	11 647	13 072	94.75
Ginifer, John Joseph ¹² ..	Keilor	35 783	33 690	20 648	-	94.15
Hamer, The Honourable Rupert James, E.D. ¹³ ..	Kew	29 065	26 516	14 096	-	91.23
Hann, Edward James ¹⁴ ..	Rodney	26 107	24 889	14 226	-	95.33
Hayes, The Honourable Geoffrey Phillip ¹⁵ ..	Wantirna	36 973	34 769	17 840	-	94.04
Hockley, Gordon Stanley, J.P. ..	Bentleigh	27 913	26 538	12 949	-	95.07
Jasper, Kenneth Stephen ..	Murray Valley	26 288	24 869	11 936	16 895	94.60

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Jona,The Honourable Walter ¹⁶	.. Hawthorn	27 060	24 154	12 903	-	89.26
Kennett,Jeffrey Gibb	.. Burwood	27 458	25 513	13 599	-	92.92
King, Kevin Francis	.. Spring-vale	30 402	28 658	12 781	13 980	94.26
Kirkwood,Carl William Dunn.	.. Preston	27 627	25 348	17 295	-	91.75
Lacy,The Honourable Norman Henry ¹⁷	.. Warran-dyte	32 056	30 095	14 644	16 586	93.88
Lieberman,The Honourable Louis Stuart ¹⁸	.. Benambra	28 168	26 164	13 382	-	92.89
McArthur,Peter Stewart	.. Ringwood	30 448	28 655	13 364	15 141	94.11
McCance,Keith Robert	.. Bennets-wood	28 444	26 915	13 220	-	94.62
McClure,Daryl Hedley Robert ¹⁹	.. Bendigo	27 203	25 899	10 829	13 016	95.21
McGrath,William Desmond	.. Lowan	25 261	24 051	7 535	11 976	95.21
McInnes,Neil Malcolm	.. Gippsland South	26 619	24 718	7 293	13 688	92.86
McKellar,Donald Kelso	.. Portland	25 746	24 569	10 294	14 063	95.43
Mackinnon,Donald James ²⁰	.. Box Hill	28 836	26 768	12 426	14 035	92.83
Maclellan,The Honourable Robert Roy Cameron ²¹	.. Berwick	33 097	30 817	15 942	-	93.11
Mathews,Charles Race Thorson	.. Oakleigh	28 849	26 905	12 072	13 497	93.26
Miller, Robert Henry	.. Prahran	26 766	23 607	10 517	11 630	88.20
Patrick,Mrs Jeannette Tweeddale ²²	.. Brighton	27 271	24 920	15 260	-	91.38
Plowman,The Honourable Sidney James ²³	.. Evelyn	32 891	30 505	14 076	15 995	92.75
Ramsay,The Honourable James Halford ²⁴	.. Balwyn	28 505	26 435	15 206	-	92.74

1	2	3	4	5	6	7
Remington, Keith Henry	.. Melbourne	25 415	21 871	12 129	-	86.06
Reynolds, Thomas Carter	.. Gisborne	32 026	30 156	15 284	-	94.16
Richardson, John Ingles ²⁵	.. Forest Hill	31 724	29 933	14 745	-	94.35
Roper, Thomas William	.. Brunswick	28 666	25 738	17 268	-	89.79
Ross-Edwards, Peter	.. Shepparton	26 880	25 709	12 362	-	95.64
Rowe, Barry John	.. Essendon	27 594	26 046	12 864	-	94.39
Sidiropoulos, Theodore	.. Richmond	28 908	25 263	15 495	-	87.39
Simmonds, James Lionel	.. Reservoir	30 020	28 142	18 129	-	93.74
Simpson, John Hamilton	.. Niddrie	29 152	27 900	14 701	-	95.71
Skeggs, Bruce Albert Edward ²⁶	.. Ivanhoe	30 459	28 597	13 483	14 902	93.89
Smith, Aurel Vernon ²⁷	.. South Barwon	29 031	27 604	15 310	-	95.08
Smith, The Honourable Ian Winton ²⁸	.. Warrnambool	25 749	24 528	12 258	-	95.26
Spyker, Peter Cornelis	.. Heatherton	30 909	28 964	12 897	14 276	93.71
Stirling, Gordon Francis	.. Williamstown	29 523	27 773	17 612	-	94.07
Tanner, Edgar Miles Ponsonby	.. Caulfield	27 954	25 088	9 752	13 043	89.75
Templeton, Thomas William, J.P.	.. Mentone	28 873	26 860	13 491	-	93.03
Thompson, The Honourable Lindsay Hamilton Simpson, C.M.G. ²⁹	.. Malvern	28 751	25 943	15 167	-	90.23
Toner, Mrs Pauline Therese	.. Greensborough	34 703	32 254	15 266	17 091	92.94
Trewin, Thomas Campion ³⁰	.. Benalla	25 869	24 164	9 991	15 460	93.41
Trezise, Neil Benjamin	.. Geelong North	28 355	26 612	16 645	-	93.85

1	2	3	4	5	6	7
Vaughan, Dr. Gerard Marshall	.. Glen- huntly	26 622	24 776	11 078	12 396	93.07
Walsh, Ronald William	.. Albert Park	27 902	24 671	14 212	-	88.42
Weideman, George Graeme, J.P.	.. Frankston	32 904	30 775	15 706	-	93.53
Whiting, Milton Stanley	.. Mildura	25 566	24 057	13 033	-	94.10
Wilkes, Frank Noel ³¹	.. Northcote	29 338	26 614	17 897	-	90.72
Williams, Morris Thomas	.. Doncaster	30 473	28 842	15 268	-	94.65
Wilton, John Thomas ³²	.. Broad- meadows	34 979	32 664	21 000	-	93.38
Wood, The Honorable Alan Raymond ³³	.. Swan Hill	25 922	24 763	14 371	-	95.53

NOTES

The particulars given in the above table relate to the General Election 1979; the date of each Member's election being 5 May 1979 "the day of polling". Further information concerning the General Election is to be found in "Statistics relating to the General Election held on Saturday, 5 May 1979" prepared by the Electoral Officer for the State of Victoria.

Where a Member's name is printed in *italics* the particulars relate to an election held subsequent to the General Election 1979 and the date of such election will be found in the following notes (detailed returns of these by-elections will be found appended to the statistics prepared by the Electoral Officer for Victoria relating to the next General Election due to be held in 1982):-

- 1 The Hon T.L. Austin, Minister of Public Works from 16 August 1978; Minister for Property and Services (without salary) from 16 August 1978.
- 2 The Hon. J.C.M. Balfour, Minister of Water Supply and Minister of Mines (without salary) from 28 April 1964, to 8 July 1964; Commissioner of Crown Lands and Survey and President of the Board of Land and Works from 8 July 1964, to 15 March 1965 (offices abolished 15 March 1965 - See Act No. 7228); Minister of Soldier Settlement (without salary), and Minister for Conservation (without salary) from 8 July 1964, to 9 May 1967; Minister of Lands from 15 March 1965, to 9 May 1967; Minister for Fuel and Power and Minister of Mines (without salary) from 9 May 1967, to 31 August 1977; Minister for Minerals and Energy from 1 September 1977.
- 3 Mr. H.W. Birrell, one of the Temporary Chairmen of Committees from 13 April 1976.
- 4 The Hon. W.A. Borthwick, Minister of Water Supply from 9 May 1967, to 11 June 1970; Minister of Lands and Minister for Conservation (without salary) from 11 June 1970, to 24 August 1972; Minister of Soldier Settlement (without salary) from 11 June 1970 to 16 May 1979; Minister for Conservation and Minister of Lands (without salary) from 24 August 1972 to 16 May 1979; Minister of Health from 16 May 1979.
- 5 Mr. M.L. Crellin, one of the Temporary Chairmen of Committees from 29 May 1979.

- 6 The Hon. B.J. Dixon, Minister for Youth, Sport and Recreation and Assistant Minister of Education (without salary) from 30 May 1973, to 31 May 1976; Minister for Social Welfare from 31 March 1976, to 13 February 1979; Minister for Youth Sport and Recreation (without salary) from 31 March 1976; Minister for Community Welfare Services from 13 February 1979, to 16 May 1979; and Minister of Housing from 16 May 1979
- 7 The Hon. R.C. Dunstan, D.S.O., Minister of the Crown from 15 to 22 December 1970; Minister of Water Supply from 22 December 1970 to 22 June 1973; Minister of Public Works (without salary) from 24 August 1972 to 22 June 1973; Minister of Public Works from 22 June 1973 to 10 August 1978; Minister for Property and Services (without salary) from 16 May 1978 to 10 August 1978.
- 8 Mr. W.T. Ebery, one of the Temporary Chairmen of Committees from 29 May 1979.
- 9 Mr. C.T. Edmunds, one of the Temporary Chairmen of Committees from 5 September 1972.
- 10 Mr. A.T. Evans, appointed Chairman of Committees from 29 May 1979 to 15 March 1979.
- 11 Mr. B.J. Evans, one of the Temporary Chairmen of Committees from 19 June 1973.
- 12 Mr. J.J. Ginifer, one of the Temporary Chairmen of Committees from 31 August 1971.
- 13 The Hon. R.J. Hamer, E.D., Minister of Immigration from 4 September 1962 to 8 July 1964; Minister for Local Government from 8 July 1964, to 27 April 1971; Minister of Public Works (without salary) from 9 April to 11 June 1970; Chief Secretary from 27 April 1971 to 24 August 1972; Treasurer (without salary) and Minister of the Arts (without salary) from 24 August 1972 to 16 May 1979; Premier from 24 August 1972; Minister for State Development Decentralization and Tourism (without salary) from 16 May 1979.
- 14 Mr. E.J. Hann, one of the Temporary Chairmen of Committees from 13 April 1976.
- 15 The Hon. G.P. Hayes, Minister of Housing and Minister for Planning (without salary) from 31 March 1976 to 16 August 1978.
- 16 The Hon. W. Jona, Minister of Immigration and Ethnic Affairs and Assistant Minister of Health (without salary) from 31 March 1976 to 16 May 1979; Minister for Community Welfare Services from 16 May 1979.

- 17 The Hon. N.H. Lacy, Minister of the Arts and Assistant Minister of Education from 16 May 1979.
- 18 The Hon. L.S. Lieberman, Minister of Planning and Assistant Minister of Health (without salary) from 16 May 1979.
- 19 Mr. D.H.R. McClure, one of the Temporary Chairmen of Committees from 29 May 1979.
- 20 Mr. D.J. Mackinnon, one of the Temporary Chairmen of Committees from 29 May 1979.
- 21 The Hon. R.R.C. Maclellan, Minister of Labour and Industry from 31 March 1976 to 18 August 1978; Minister of Consumer Affairs (without salary) from 31 March 1976 to 16 August 1978; Minister of Public Works (without salary) and Minister for Property and Services (without salary) from 10 August 1978, to 16 August 1978; Minister of Transport from 18 August 1978.
- 22 Mrs. J.T. Patrick, one of the Temporary Chairmen of Committees from 29 May 1979.
- 23 The Hon. S.J. Plowman, Speaker from 29 May 1979.
- 24 The Hon. J.H. Ramsay, Minister of Consumer Affairs from 16 August to 18 August 1978; Minister of Labour and Industry and Minister of Consumer Affairs (without salary) from 18 August 1978.
- 25 Mr. J.I. Richardson, one of the Temporary Chairmen of Committees from 29 May 1979.
- 26 Mr. B.A.E. Skeggs, one of the Temporary Chairmen of Committees from 29 May 1979.
- 27 Mr. A.V. Smith, one of the Temporary Chairmen of Committees from 13 April 1976.
- 28 The Hon. I.W. Smith, Minister of Water Supply from 11 June 1970, to 22 December 1970; Minister for Social Welfare from 22 December 1970 to 30 May 1973, and Minister for Youth, Sport and Recreation (without salary) from 24 August 1972 to 30 May 1973; Minister of Agriculture from 30 May 1973.
- 29 The Hon. L.H.S. Thompson, C.M.G., Minister of the Crown from 16 July 1958 to 26 July 1961; Minister of Housing and Minister of Forests (without salary) from 26 July 1961 to 9 May 1967; Minister of Education from 9 May 1967 to 16 May 1979; Chief Secretary (without salary) from 16 May to 27 June 1979; Minister for Police and Emergency Services (without salary) from 16 May 1979; and Treasurer from 16 May 1979.

- 30 Mr. T.C. Trewin, one of the Temporary Chairmen of Committees from 14 July 1964.
- 31 Mr. F.N. Wilkes, appointed Leader of the Opposition 29 June 1977.
- 32 Mr. J.T. Wilton, one of the Temporary Chairmen of Committees from 29 May 1979.
- 33 The Hon. A.R. Wood, Minister of Immigration and Ethnic Affairs from 16 May 1979; Assistant Minister for State Development, Decentralization and Tourism (without salary) from 19 February 1980.

OFFICERS OF THE LEGISLATIVE ASSEMBLY

Speaker THE HONOURABLE SIDNEY JAMES PLOWMAN, M.P. .

Chairman of Committees ALEXANDER THOMAS EVANS, ESQUIRE, M.P.

*Clerk of the Legislative
Assembly* .. JOHN HAROLD CAMPBELL, ESQUIRE,
Dip. Pub. Admin.

Clerk-Assistant .. IAN NEIL McCARRON, ESQUIRE.

*Second Clerk-Assistant and
Clerk of Committees* .. RAYMOND KEITH BOYES, ESQUIRE.

Serjeant-at-Arms .. JOHN GREGORY LITTLE, ESQUIRE.

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 1, 2 and 3

No. 1—Tuesday, 29 May 1979

The Parliament of Victoria begun and held at the City of Melbourne on Tuesday, the twenty-ninth day of May, in the twenty-eighth year of the Reign of Her Majesty Queen Elizabeth the Second; and in the year of Our Lord One thousand nine hundred and seventy-nine.

- 1 On which day, being the first day of the meeting of this Parliament, for the despatch of business, pursuant to Proclamation (hereinafter set forth), John Harold Campbell, Esquire, Clerk of the Legislative Assembly, Ian Neil McCarron, Esquire, Clerk-Assistant, and Raymond Keith Boyes, Esquire, Second Clerk-Assistant, attending in the House, the said Proclamation was read at the Table by the Clerk:

FIXING THE TIME FOR HOLDING THE FIRST SESSION OF THE FORTY-EIGHTH PARLIAMENT OF VICTORIA

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

I, the Governor of the State of Victoria in the Commonwealth of Australia, do by this my Proclamation fix Tuesday, the 29th day of May, 1979 as the time for the commencement and holding of the First Session of the Forty-Eighth Parliament of Victoria, for the despatch of business, at the hour of Eleven o'clock in the forenoon, in the Parliament Houses, situated in Spring Street, in the City of Melbourne: And the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my hand and the seal of the State of Victoria aforesaid, at Melbourne, this sixteenth day of May, in the year of our Lord One thousand nine hundred and seventy-nine, and in the twenty-eighth year of the reign of Her Majesty Queen Elizabeth II.

(L.S.)

HENRY WINNEKE

By His Excellency's Command,

R. J. HAMER,

Premier

GOD SAVE THE QUEEN!

- 2 MESSAGE FROM COMMISSIONER—The following Message from the Commissioner appointed by His Excellency the Governor to open the Parliament was delivered by the Usher of the Black Rod:

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

The Commissioner from His Excellency the Governor requests the presence of the Members of the Legislative Assembly in the Legislative Council Chamber to hear the Commission read for the commencement and holding of this present Session of Parliament.

Accordingly, the Members of the Legislative Assembly went to the Legislative Council Chamber, where the Honorable Sir John McIntosh Young said—

MR PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

His Excellency the Governor, not thinking fit to be present in person, has been pleased to cause Letters Patent to issue under the Seal of the State, constituting me his Commissioner to do in his name all that is necessary to be performed in this Parliament. This will more fully appear from the Letters Patent which will now be read by the Clerk.

Then the said Letters Patent were read as follows:

ELIZABETH THE SECOND, by the Grace of God, Queen of Australia and Her other Realms and Territories, Head of the Commonwealth:

WHEREAS by Proclamation issued the sixteenth day of May, One thousand nine hundred and seventy-nine, by His Excellency the Honourable Sir Henry Arthur Winneke, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Knight Commander of Our Royal Victorian Order, Officer of Our Most Excellent Order of the British Empire, Knight of Our Most Venerable Order of Saint John of Jerusalem, one of Our Counsel, Learned in the Law, Governor of Our State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., Tuesday, the twenty-ninth day of May, One thousand nine hundred and seventy-nine, was fixed as the time for the commencement and holding of the next Session of Our Parliament of Victoria, at the hour of Eleven o'clock in the forenoon, in the Parliament Houses, situate in Spring Street, in the City of Melbourne: And forasmuch as for certain causes the said Sir Henry Arthur Winneke cannot conveniently be present in person in Our said Parliament at that time: Now know ye that We, trusting in the discretion, fidelity, and care of Our trusty and well-beloved the Honourable Sir John McIntosh Young, Chief Justice of Our Supreme Court of the State of Victoria, do give and grant by the tenor of these presents unto you the said John McIntosh Young, full power in Our name to begin and hold the said Session of Our said Parliament, and to do everything which for and by Us, or the said Sir Henry Arthur Winneke, shall be there to be done; commanding also by the tenor of these presents all whom it may concern to meet Our said Parliament, and the said John McIntosh Young, that he diligently attends in the premises and form aforesaid. In testimony whereof We have caused the seal of Our said State to be hereunto affixed.

WITNESS Our trusty and well-beloved the Honourable Sir Henry Arthur Winneke, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Knight Commander of Our Royal

Victorian Order, Officer of Our Most Excellent Order of the British Empire, Knight of Our Most Venerable Order of Saint John of Jerusalem, one of Our Counsel, Learned in the Law, Governor of Our State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., at Melbourne in Our said State this twenty-second day of May, One thousand nine hundred and seventy-nine, and in the twenty-eighth year of Our reign.

(L.S.)

HENRY WINNEKE

By His Excellency's Command,

R. J. HAMER,
Premier

Entered on record by me in the Register of Patents, Book No. 36, Page 311, this twenty-second day of May One thousand nine hundred and seventy-nine.

R. L. KING, Under-Secretary

And then the Honorable Sir John Young said—

MR PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

I have it in command from His Excellency to let you know that, later this day, His Excellency will declare to you in person, in this place, the causes of his calling this Parliament together; and, Members of the Legislative Assembly, as it is necessary before you proceed to the despatch of business that a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your Chamber, will proceed to the choice of a proper person to be Speaker.

And the Members of the Assembly being returned—

3 COMMISSION TO ADMINISTER OATH TO MEMBERS—The Honorable Sir John Young, having entered the House and been conducted by the Serjeant-at-Arms to the Chair, handed to the Clerk at the Table a Commission, which was read as follows:

By His Excellency The Honourable Sir Henry Arthur Winneke, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Knight Commander of the Royal Victorian Order, Officer of the Most Excellent Order of the British Empire, Knight of the Most Venerable Order of Saint John of Jerusalem, One of Her Majesty's Counsel Learned in the Law, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, etc., etc., etc.

TO

The Honourable Sir John McIntosh Young, K.C.M.G. Chief Justice of the Supreme Court of the State of Victoria.

GREETING:

WHEREAS by the twenty-third Section of the *Constitution Act 1975*, No. 8750, it is enacted that no Member either of the Legislative Council or the Legislative Assembly shall be permitted to sit or vote therein respectively until he has taken and subscribed before the Governor, or some person authorized by the Governor in that behalf, the Oath or Affirmation set out

in the Second Schedule to the aforesaid Act: Now therefore I, the Governor of the State of Victoria, do by these presents command and authorize you to proceed to the Parliament Houses, in the City of Melbourne, on Tuesday, the twenty-ninth day of May, One thousand nine hundred and seventy-nine at the hour of Eleven o'clock in the forenoon, then and there to administer the said Oath or Affirmation to the several Members of the said Legislative Assembly.

Given under my hand and the seal of the State of Victoria at Melbourne in the said State this twenty-second day of May, in the year of our Lord One thousand nine hundred and seventy-nine, and in the twenty-eighth year of the reign of Her Majesty Elizabeth the Second, Queen of Australia.

(L.S.)

By His Excellency's Command,

HENRY WINNEKE

R. J. HAMER,
Premier

Entered on record by me in the Register of Patents, Book No. 36, Page 312, this twenty-second day of May, One thousand nine hundred and seventy-nine.

R. L. KING, Under-Secretary

- 4 WRITS—The Clerk announced that he had received from the Official Secretary to His Excellency the Governor eighty-one Writs issued under the hand of His Excellency the Governor for the election of Members to serve in the Legislative Assembly of Victoria, and that by the returns indorsed on the several Writs it appeared that the following Members were duly elected for the districts set opposite their respective names, viz.:

Albert Park—Ronald William Walsh, Esquire.
 Ascot Vale—Cyril Thomas Edmunds, Esquire.
 Ballarat North—Alexander Thomas Evans, Esquire.
 Ballarat South—Mrs Joan Heywood Chambers.
 Balwyn—The Honorable James Halford Ramsay.
 Benalla—Thomas Campion Trewin, Esquire.
 Benambra—The Honorable Louis Stuart Lieberman.
 Bendigo—Daryl Hedley Robert McClure, Esquire.
 Bennettswood—Keith Robert McCance, Esquire.
 Bentleigh—Gordon Stanley Hockley, Esquire, J.P.
 Berwick—The Honorable Robert Roy Cameron Maclellan.
 Box Hill—Donald James Mackinnon, Esquire.
 Brighton—Mrs Jeannette Tweeddale Patrick.
 Broadmeadows—John Thomas Wilton, Esquire.
 Brunswick—Thomas William Roper, Esquire.
 Bundoora—John Cain, Esquire.
 Burwood—Jeffrey Gibb Kennett, Esquire.
 Carrum—Ian Robert Cathie, Esquire.
 Caulfield—Edgar Miles Ponsonby Tanner, Esquire.
 Coburg—Peter Murray Gavin, Esquire.
 Dandenong—Robert Allen Jolly, Esquire.
 Doncaster—Morris Thomas Williams, Esquire.
 Dromana—The Honorable Roberts Christian Dunstan, D.S.O.
 Essendon—Barry John Rowe, Esquire.
 Evelyn—Sidney James Plowman, Esquire.

Footscray—Robert Clive Fordham, Esquire.
Forest Hill—John Ingles Richardson, Esquire.
Frankston—George Graeme Weideman, Esquire, J.P.
Geelong East—Graham Keith Ernst, Esquire.
Geelong North—Neil Benjamin Trezise, Esquire.
Geelong West—Hayden Wilson Birrell, Esquire.
Gippsland East—Bruce James Evans, Esquire.
Gippsland South—Neil Malcolm McInnes, Esquire.
Gisborne—Thomas Carter Reynolds, Esquire.
Glenhuntly—Dr Gerard Marshall Vaughan.
Glenroy—John Albert Culpin, Esquire.
Greensborough—Mrs Pauline Therese Toner.
Heatherton—Peter Cornelis Spyker, Esquire.
Hawthorn—The Honorable Walter Jona.
Ivanhoe—Bruce Albert Edward Skeggs, Esquire.
Keilor—John Joseph Ginifer, Esquire.
Kew—The Honorable Rupert James Hamer, E.D.
Knox—Steven Marshall Crabb, Esquire.
Lowan—William Desmond McGrath, Esquire.
Malvern—The Honorable Lindsay Hamilton Simpson Thompson, C.M.G.
Melbourne—Keith Henry Remington, Esquire.
Mentone—Thomas William Templeton, Esquire, J.P.
Midlands—William Thomas Ebery, Esquire.
Mildura—Milton Stanley Whiting, Esquire.
Mitcham—George Henry Cox, Esquire.
Monbulk—The Honorable William Archibald Borthwick.
Morwell—Derek Godfrey Ian Amos, Esquire.
Murray Valley—Kenneth Stephen Jasper, Esquire.
Narracan—The Honorable James Charles Murray Balfour.
Niddrie—John Hamilton Simpson, Esquire.
Noble Park—Peter Charles Collins, Esquire.
Northcote—Frank Noel Wilkes, Esquire.
Oakleigh—Charles Race Thorson Mathews, Esquire.
Polwarth—Cecil William John Burgin, Esquire.
Portland—Donald Kelso McKellar, Esquire.
Prahran—Robert Henry Miller, Esquire.
Preston—Carl William Dunn Kirkwood, Esquire.
Reservoir—James Lionel Simmonds, Esquire.
Richmond—Theodore Sidiropoulos, Esquire.
Ringwood—Peter Stewart McArthur, Esquire.
Ripon—The Honorable Thomas Leslie Austin.
Rodney—Edward James Hann, Esquire.
St. Kilda—The Honorable Brian James Dixon.
Sandringham—Maxwell Leslie Crellin, Esquire.
Shepparton—Peter Ross-Edwards, Esquire.
South Barwon—Aurel Vernon Smith, Esquire.
Springvale—Kevin Francis King, Esquire.
Sunshine—William Francis Fogarty, Esquire.
Swan Hill—The Honorable Alan Raymond Wood.
Syndal—Charles Geoffrey Coleman, Esquire.
Wantirna—The Honorable Geoffrey Phillip Hayes.
Warrandyte—The Honorable Norman Henry Lacy.
Warrnambool—The Honorable Ian Winton Smith.
Werribee—Dr Kenneth Alastair Coghill.
Westernport—Alan John Brown, Esquire.
Williamstown—Gordon Francis Stirling, Esquire.

5 MEMBERS SWORN—The Members whose names are aforementioned took and subscribed the Oath or Affirmation as required by law.
The Commissioner, preceded by the Serjeant-at-Arms, then retired from the House.

6 ELECTION OF SPEAKER—Mr Hayes, addressing himself to the Clerk, proposed to the House for their Speaker, Sidney James Plowman, Esquire, and moved, That Sidney James Plowman, Esquire, do take the Chair of this House as Speaker, which motion was seconded by Mr Templeton.

Mr Plowman accepted nomination.

And no other Member being proposed, the Clerk thereupon declared that Sidney James Plowman, Esquire, had been duly elected as Speaker.

Mr Plowman was then taken out of his place by Mr Hayes and Mr Templeton and conducted to the Chair, where, standing upon the upper step, he returned his humble acknowledgments to the House for the great honor they had been pleased to confer upon him by choosing him to be their Speaker, and thereupon he sat down in the Chair; and then the Mace (which before lay under the Table) was laid upon the Table.

Then Mr Hamer, Mr Wilkes, Mr Ross-Edwards, Mr Fordham and Mr Thompson congratulated Mr Speaker.

7 PRESENTATION OF THE SPEAKER—Mr Hamer stated that he had already ascertained that His Excellency the Governor would be pleased to receive the Speaker in the Library, Parliament House, that day, at ten minutes past Two o'clock.

8 MR SPEAKER left the Chair at fifteen minutes past Twelve o'clock and resumed it at half-past Two o'clock and read the Prayer.

9 PRESENTATION OF THE SPEAKER—Mr Speaker reported that he had, that day, proceeded to the Library, Parliament House, and that he had presented himself to His Excellency the Governor as the choice of the Legislative Assembly, and that His Excellency had been pleased to address him in the following terms:

MR SPEAKER:

I have much pleasure in congratulating you on your election to the high and important office of Speaker of the Legislative Assembly.

The wise and able manner in which you have always discharged the various duties you have undertaken during your Parliamentary career proves the wisdom of Members of the Legislative Assembly in selecting you as their Speaker.

I have every confidence that you will fulfill the duties of that most distinguished office by holding fast to its age old traditions and customs.

HENRY WINNEKE

Governor of Victoria

Melbourne, 29 May 1979

10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The following Message was delivered by the Usher of the Black Rod:

MR SPEAKER:

His Excellency the Governor desires the immediate attendance of the Legislative Assembly in the Legislative Council Chamber.

Accordingly, Mr Speaker with the House went to attend His Excellency—And having returned—

- 11 COMMISSION TO ADMINISTER OATH TO MEMBERS—Mr Speaker announced that he received from His Excellency the Governor the following Commission:

By His Excellency The Honourable Sir Henry Arthur Winneke Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Knight Commander of the Royal Victorian Order, Officer of the Most Excellent Order of the British Empire, Knight of the Most Venerable Order of Saint John of Jerusalem, one of Her Majesty's Counsel Learned in the Law, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, etc., etc., etc.

TO

The Honourable Sidney James Plowman, Speaker of the Legislative Assembly of the State of Victoria.

GREETING:

Whereas by the twenty-third Section of the *Constitution Act 1975*, No. 8750, it is enacted that no Member either of the Legislative Council or the Legislative Assembly shall be permitted to sit or vote therein respectively until he has taken and subscribed before the Governor or some person authorized by the Governor in that behalf, the Oath or Affirmation set out in the Second Schedule to the aforesaid Act: Now therefore I, the Governor of the State of Victoria, do by these presents command and authorize you from time to time, in the Parliament Houses, in the City of Melbourne, to administer the said Oath or Affirmation to such Members of the said Legislative Assembly as have not already taken and subscribed the same to Her Majesty Queen Elizabeth the Second since their election to the said Legislative Assembly.

Given under my hand and the seal of the State of Victoria at Melbourne in the said State this twenty-ninth day of May, in the year of our Lord One thousand nine hundred and seventy-nine and in the twenty-eighth year of the reign of Her Majesty Elizabeth the Second, Queen of Australia.

(L.S.)

HENRY WINNEKE

By His Excellency's Command,

R. J. HAMER

Premier

Entered on record by me in the Register of Patents, Book No. 36, Page 313 this twenty-ninth day of May One thousand nine hundred and seventy-nine.

R. L. KING

Under-Secretary

- 12 INTER-GOVERNMENT RELATIONS ADVISORY COUNCIL—Motion made, by leave, and question—That there be presented to this House a copy of the Second Annual Report of the Advisory Council for Inter-Government Relations (*Mr Hamer*)—put and agreed to.

- 13 PAPER—Mr Hamer presented:

Inter-Government Relations Advisory Council—Second Annual Report—Return to the foregoing Order.

Ordered to lie on the Table.

- 14 MEAT INDUSTRY COMMITTEE—Motion made, by leave, and question—That there be presented to this House the Meat Industry Committee's further Report on operations of saleyards together with an Appendix and Minutes of Evidence (*Mr Hamer*)—put and agreed to.

- 15 PAPER—The Clerk of the House presented:
 Meat Industry Committee—Further Report on operations of saleyards; together with an Appendix and Minutes of Evidence—Return to the foregoing Order.
 Ordered to lie on the Table and Report and Appendix to be printed.
- 16 CONSTITUTIONAL CONVENTION RESOLUTIONS—Motion made, by leave, and question —That there be presented to this House a copy of the resolutions adopted by the Australian Constitutional Convention, Perth, 26 to 28 July 1978 (*Mr Hamer*) —put and agreed to.
- 17 PAPER—Mr Hamer presented:
 Australian Constitutional Convention Resolutions—Return to the foregoing Order.
 Ordered to lie on the Table.
- 18 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Albury-Wodonga (Victoria) Corporation—Report for the year 1976-77.
 - Dandenong Valley Authority—Report and statement of accounts for the year ended 30 September 1978.
 - Education Act 1958—Resumption of land at Caulfield—Certificate of the Minister of Education.
 - Education—Report of the Council of Public Education for the year 1976-77 —Ordered to be printed.
 - Geelong Harbor Trust Commissioners—Statement of accounts for the year 1978.
 - Geelong Waterworks and Sewerage Trust—Statement of accounts for the year 1977-78.
 - Grain Elevators Board—Report and statement of accounts for the year ended 31 October 1977.
 - Groundwater Advisory Committee—Report for the year 1976.
 - Melbourne and Metropolitan Board of Works—Statement of accounts, together with particulars of rates made, for the year 1977-78.
 - Melbourne University—Report of the Council for the year 1977; together with Statutes approved by His Excellency the Governor during 1977.
 - Members of Parliament (Register of Interests) Act 1978—Summary of primary returns due on 28 February 1979—Ordered to be printed.
 - Mental Health Authority—Report for the year 1977—Ordered to be printed.
 - Ministry of Immigration and Ethnic Affairs Act 1976—Report of the Director for the year 1977-78.
 - National Gallery of Victoria—Report for the year 1976-77.
 - Parole Boards (Youth)—Report for the year 1977-78—Ordered to be printed.
 - Police Regulation Act 1958—Determination Nos. 304 and 305 of the Police Service Board (two papers).
 - Portland Harbor Trust Commissioners—Statement of accounts for the year 1977-78.
 - Public Service Board—Report for the year 1977-78—Ordered to be printed.
 - Railways Act 1958—Report of the Victorian Railways Board for the quarter ended 31 December 1978.
 - State College of Victoria—Report and statement of accounts for the year 1977; together with accounts of the constituent colleges for the year 1977 (three papers).

Statutory Rules under the following Acts:

- Administration and Probate Act 1958—No. 441/1978.
 Administration and Probate Act 1958—Supreme Court Act 1958—No. 79/1979.
 Agricultural Colleges Act 1958—No. 3/1979.
 Appeal Costs Fund Act 1964—No. 141/1979.
 Boilers and Pressure Vessels Act 1970—Nos. 91, 108/1979.
 Building Industry Long Service Leave Act 1975—Nos. 414/1978; 101/1979.
 Cemeteries Act 1958—No. 38/1979.
 Chiropodists Act 1968—No. 93/1979.
 Chiropractors and Osteopaths Act 1978—Nos. 401/1978; 120/1979.
 Commercial Goods Vehicles Act 1958—No. 145/1979.
 Community Welfare Services Act 1970—No. 60/1979.
 Companies Act 1961—No. 142/1979.
 Consumer Affairs Act 1972—Nos. 428/1978; 92/1979.
 Co-operative Housing Societies Act 1958—No. 138/1979.
 Country Fire Authority Act 1958—Nos. 397/1978; 5, 40, 41/1979.
 Dental Technicians Act 1972—No. 119/1979.
 Dentists Act 1972—No. 118/1979.
 Discharged Servicemens Preference Act 1943—No. 24/1979.
 Dog Act 1970—No. 34/1979.
 Dried Fruits Act 1958—No. 113/1979.
 Education Act 1958—Nos. 429/1978; 39/1979.
 Egg Industry Stabilization Act 1973—No. 72/1979.
 Environment Protection Act 1970—Nos. 410/1978; 61, 62, 103, 104/1979.
 Extractive Industries Act 1966—No. 45/1979.
 Farm Produce Merchants and Commission Agents Act 1965—No. 112/1979.
 Fisheries Act 1968—Nos. 415/1978; 26, 27, 73, 143/1979.
 Forests Act 1958—Nos. 437/1978; 71, 124/1979.
 Fruit and Vegetables Act 1958—No. 51/1979.
 Gas Act 1969—No. 23/1979.
 Gas and Fuel Corporation Act 1958—No. 121/1979.
 Grain Elevators Act 1958—Nos. 427/1978; 132/1979.
 Hairdressers Registration Act 1958—No. 416/1978.
 Health Act 1958—Nos. 411, 425, 438, 439/1978; 66, 67, 94, 95, 122/1979.
 Home Finance Act 1962—No. 137/1979.
 Hospitals Superannuation Act 1965—No. 96/1979.
 Industrial Training Act 1975—Nos. 430, 431/1978; 82 to 85, 102, 127 to 129/1979.
 Labour and Industry Act 1958—No. 435/1978; 100/1979.
 Law Reform Act 1973—No. 140/1979.
 Legal Profession Practice Act 1958—No. 125/1979.
 Liquor Control Act 1968—Nos. 8, 75/1979.
 Lotteries Gaming and Betting Act 1966—No. 107/1979.
 Marine Act 1958—Nos. 413, 421, 422/1978; 35, 48, 77, 126/1979.
 Marketing of Primary Products Act 1958—Nos. 400/1978; 58/1979.
 Medical Practitioners Act 1970—No. 139/1979.
 Melbourne and Metropolitan Board of Works Act 1958—Nos. 44, 59/1979.
 Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977—No. 88/1979.
 Members of Parliament (Register of Interests) Act 1978—No. 21/1979.
 Mental Health Act 1959—No. 19/1979.
 Metropolitan Fire Brigades Act 1958—Nos. 42, 43/1979.
 Metropolitan Fire Brigades Superannuation Act 1976—Nos. 4, 9, 89/1979.
 Milk and Dairy Supervision Act 1958—Nos. 55, 65, 114/1979.
 Milk Pasteurization Act 1958—No. 115/1979.

- Mines Act 1958—Nos. 433, 434/1978.
 Ministry for the Arts Act 1972—No. 133/1979.
 Motor Car Act 1958—Nos. 418/1978; 11, 12, 37, 90, 144/1979.
 Motor Car Traders Act 1973—No. 106/1979.
 National Parks Act 1975—No. 403/1978.
 Nurses Act 1958—Nos. 426/1978; 63/1979.
 Optometrists Registration Act 1958—Nos. 406, 408/1978; 81/1979.
 Pay-roll Tax Act 1971—No. 420/1978.
 Pesticides Act 1958—No. 74/1979.
 Petroleum Act 1958—No. 130/1979.
 Pharmacists Act 1974—No. 97/1979.
 Physiotherapists Act 1978—Nos. 395/1978; 98/1979.
 Poisons Act 1962—Nos. 412/1978; 105/1979.
 Police Offences Act 1958—No. 28/1979.
 Police Regulation Act 1958—Nos. 405, 436/1978; 46, 47, 53, 76/1979.
 Port of Melbourne Authority Act 1958—Nos. 14 to 18, 29, 69, 109, 110/1979.
 Post-Secondary Education Act 1978—Nos. 404/1978; 22/1979.
 Professional Boxing Control Act 1975—No. 30/1979.
 Psychological Practices Act 1965—No. 407/1978.
 Public Records Act 1973—No. 131/1979.
 Public Service Act 1974—Nos. 6, 7, 10, 68, 117/1979; PSD Nos. 98, 99, 115, 118 to 124, 126 to 142/1978; 1 to 5, 7 to 27/1979.
 Racing Act 1958—Nos. 423/1978; 2, 20, 146 to 150/1979.
 Railways Act 1958—No. 399/1978.
 Registration of Births Deaths and Marriages Act 1959—No. 64/1979.
 Road Traffic Act 1958—Nos. 396, 398/1978; 123/1979.
 Rural Finance and Settlement Commission Act 1961—No. 1/1979.
 Scaffolding Act 1971—Nos. 70, 99/1979.
 Second-hand Dealers Act 1958—No. 54/1979.
 Seeds Act 1971—No. 409/1978.
 Stamps Act 1958—Nos. 419/1978; 56/1979.
 State Electricity Commission Act 1958—Nos. 432/1978; 135/1979.
 Stock (Artificial Breeding) Act 1962—No. 36/1979.
 Stock Medicines Act 1958—No. 116/1979.
 Strata Titles Act 1967—Nos. 25, 49/1979.
 Supreme Court Act 1958—Nos. 442 to 444/1978; 80/1979.
 Supreme Court Act 1958—Companies Act 1961—No. 78/1979.
 Survey Co-ordination Act 1958—No. 111/1979.
 Teaching Service Act 1958—No. 57/1979.
 The Constitution Act Amendment Act 1958—No. 32/1979.
 Town and Country Planning Act 1961—No. 13/1979.
 Valuation of Land Act 1960—Nos. 86, 87/1979.
 Victorian Film Corporation Act 1976—No. 134/1979.
 Water Act 1958—Nos. 402/1978; 50, 52/1979.
 Wildlife Act 1975—Nos. 440/1978; 31/1979.
 Workers Compensation Act 1958—No. 417/1978.
 Youth, Sport and Recreation Act 1972—Nos. 424/1978; 136/1979.
- Teaching Service Act 1958:
- Teaching Service—Primary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 467, 470).
 - Teaching Service—Professional (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 466, 469, 476).
 - Teaching Service—Secondary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (No. 471).

Teaching Service (Teachers Tribunal) Regulations—Regulations amended (Nos. 473, 474).

Teaching Service—Technical Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 468, 472, 475).

Town and Country Planning Act 1961:

Alberton—Shire of Alberton (Coastal) Planning Scheme, Amendment No. 12 (1977).

Alexandra—Shire of Alexandra Planning Scheme, Amendment Nos. 5 and 7 (two papers).

Ararat—City of Ararat Planning Scheme 1953, Amendment No. 24.

Bacchus Marsh—Shire of Bacchus Marsh Planning Scheme, Amendment No. 13.

Bairnsdale—Town of Bairnsdale Planning Scheme, Amendment No. 18.

Ballaarat and District Planning Scheme 1966:

Amendment No. D.

Amendment No. 8 (1978) (Shire of Bungaree).

Amendment No. 9 (1977) (Borough of Sebastopol).

Amendment No. 40 (1977), No. 48 (City of Ballaarat), (two papers).

Benalla—City of Benalla Planning Scheme, Amendment No. 21.

Bulla—Shire of Bulla Planning Scheme 1959, Amendment No. 69 (1978).

Camberwell—City of Camberwell Planning Scheme 1954, Amendment Nos. 43, 45, 46A (1978), (three papers).

Cranbourne:

Cranbourne Planning Scheme 1960, Amendment No. 29 (1978).

Shire of Cranbourne (Western Port) Planning Scheme.

Croydon—City of Croydon Planning Scheme 1961, Amendment Nos. 73, 75, 78, 87, (four papers).

Eildon Reservoir Planning Scheme 1959, Amendment No. 25 (Shire of Mansfield).

Eppalock Planning Scheme:

Amendment No. 1 (Shire of Metcalfe).

Amendment No. 7 (Shire of McIvor).

Flinders—Shire of Flinders Planning Scheme 1962, Amendment Nos. 112, 113, 115, 116, 117 (1978), (five papers).

Frankston—City of Frankston Planning Scheme, Amendment Nos. 14, 15 (1977) and 17 (1978), (three papers).

Hazelwood Joint Planning Scheme 1963, Amendment No. 8 (1978).

Horsham—City of Horsam Planning Scheme 1973, Amendment Nos. 37, 38, 40, 49 (1978), (four papers).

Kilmore—Shire of Kilmore Planning Scheme, Amendment No. 33 (1978).

Knox—City of Knox Planning Scheme 1965, Amendment Nos. 184 (1977), 192, 194, 195, 196, 197 (1978), (six papers).

Kyabram—Town of Kyabram Planning Scheme 1963, Amendment Nos. 19, 20 (1978), (two papers).

Latrobe Valley Sub-Regional Planning Scheme 1949, Amendment No. 38A.

Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment Nos. 42 (1973), 64, 68, 72 (1976), 77, 87, 91, 92 (1977), 112 (1978), (nine papers).

Maffra:

Shire of Maffra (Heyfield Township) Planning Scheme, Amendment No. 9 (1978).

Shire of Maffra (Maffra Township) Planning Scheme, Amendment No. 17 (1978).

- Melbourne Metropolitan Planning Scheme, Amendment Nos. 3 (Part 1A), 21 (Part 8B), 57 (Part 5), 64 (Part 1A), 68 (Part 2B), 69 (Part 1), 70 (Part 4c), 72 (Part 2B), 77 (Part 3), 77 (Part 4), 81 (Part 3), 82 (Part 2), 83 (Part 2), 87 (Part 1), 92 (Part 1), 101, 109, 117, 118, 119, 121, 122, (twenty-two papers).
- Mildura—City of Mildura Planning Scheme, Amendment No. 23 (1977).
- Moe—City of Moe Planning Scheme, Amendment No. 51 (1978).
- Mornington—Shire of Mornington Planning Scheme 1959, Amendment Nos. 116 (1977), 121 (1978), (two papers).
- Morwell Planning Scheme 1954, Amendment No. 54 (1978).
- Newham and Woodend—Shire of Newham and Woodend Planning Scheme.
- Phillip Island Planning Scheme, Amendment No. 8.
- Portland Planning Scheme 1957, Amendment No. 19 (1978), (Town of Portland).
- Rosedale:
- Shire of Rosedale Planning Scheme, Amendment Nos. 8, 10, (two papers).
- Shire of Rosedale Planning Scheme, Part 2 and Amendment No. 1, (two papers).
- Sale—City of Sale Planning Scheme 1975, Amendment Nos. 3 (1978) and 5A, (two papers).
- Seymour Planning Scheme, Amendment No. 41.
- Sherbrooke—Shire of Shirebrooke Planning Scheme 1965, Amendment Nos. 102 (1976), 110, 111, 113, 114, 116, 117A, 118, 124 (1978), (nine papers).
- South Gippsland—Shire of South Gippsland Planning Scheme, Amendment No. 37 (1978).
- Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme, Amendment No. 16 (Parts 1 and 2), (two papers).
- Warragul Planning Scheme 1954, Amendment Nos. 15 (1970) and 32 (1977), (two papers).
- Werribee—Shire of Werribee Planning Scheme 1963, Amendment Nos. 44 (1977), 54, 56, 58 (1978), 59 (five papers).
- Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 34, 35 (1978), (two papers).
- Victoria Law Foundation—Report for the year ended 30 September 1978.
- Victorian Film Corporation—Report for the year 1977–78.
- Victorian Institute of Secondary Education—Report for the period ended 31 December 1977.
- Victorian Public Offices Corporation Act 1974—Report on the exercise of powers in relation to completed property transactions to 4 December 1978.
- 19 PRIVILEGE BILL—MOTOR CAR (BREATH TESTING STATIONS) (AMENDMENT) BILL—Mr Thompson obtained leave, with Mr Maclellan, to bring in a Bill “to amend the *Motor Car (Breath Testing Stations) Act 1976*”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time this day.
- 20 HIS EXCELLENCY THE GOVERNOR’S SPEECH—Mr Speaker reported that the House had, that day, attended His Excellency the Governor in the Legislative Council Chamber, when His Excellency was pleased to make a Speech to both Houses of Parliament, which speech was as follows:
- MR PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL:
- MR SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

I have called you together as early as possible after the return of Writs for the recent conjoint elections to meet for the First Session of the Forty-eighth Parliament of Victoria, and to consider matters of importance to the people of Victoria.

The Government is grateful to have had its policies endorsed by the voters of this State. It pledges itself to a vigorous legislative program, to a continuing increase in the efficiency, economy and effectiveness of government over the next three years and to the provision of increased employment opportunities.

In recent years, one of the greatest problems besetting all governments in this country has been the growth of unemployment. Now, largely as a result of a much lower rate of inflation, which can be attributed to responsible and realistic government financial policies, there are clear signs of a recovery in the economy. There are good reasons for expecting that this recovery will be sustained, leading to an encouraging increase in employment in the months ahead.

This revival of confidence is demonstrated by announcements in recent weeks of new major industrial projects for Victoria totalling nearly \$3000 million, of which some two-thirds will be located in country areas. These projects include aluminium smelters, petrochemical plants and motor-car manufacturing installations, and will be accompanied by large-scale infrastructure development, notably the Loy Yang Power Station to cost \$2000 million, Newport Power Station, and new gas turbines in the Latrobe Valley.

The Government, which has taken positive steps to stimulate employment in both rural and urban areas of the State, will continue to use every resource available to it in the maintenance of a suitable economic climate for free enterprise to grow and develop, and provide new job opportunities.

Government support, however, is not enough. What is needed is a co-operative approach by all sections of industry and the trade unions to ensure that costs are kept to a minimum. Australian industry needs to expand its exports if it is to grow and expand. In many respects, we are now competitive again in world markets. It is imperative that we do not again price ourselves out of them.

The Government proposes to continue its successful program of decentralization which, in recent years, has resulted in larger annual growth rates for many country centres than for Melbourne. It will support the development of country industries by all the means in its power, and will continue to give a lead by decentralizing government administration. New public offices are under construction in Ballarat and new offices will be built in Bendigo, followed by Benalla and Bairnsdale.

Quality of life in all its aspects has been the aim of recent governments of this State. It will continue to be a prime aim of the new Government that all Victorians should share in wider opportunity for self-expression and personal development.

Before alluding to further aspects of the Government's plans and legislative program over the ensuing months, I must regretfully inform you of the recent deaths of the following former Members of this Parliament.

We mourn the deaths of six former Ministers of the Crown:

The Right Honorable Sir Robert Menzies, a former Deputy Premier;
The Honorable Sir Norman Martin; The Honorable K. H. Turnbull;
The Honorable Sir Chester Manifold; The Honorable A. J. Hipworth;
and The Honorable R. J. Gray.

We also mourn the passing of:

Mr D. Lovegrove, Mr W. T. Divers, Mr J. M. Mullens, and Mr R. Schilling, former Members of the Legislative Assembly.

The Government plans to implement immediately many of the undertakings it gave in the recent election campaign.

One of the Government's major initiatives will be in the area of government administration and accountability. A Budget Committee of Cabinet has already been formed, and legislation is being prepared for the establishment of an all-Party Expenditure Review Committee, which will examine budget allocations to departments and ensure the strictest economy and the most effective administration of the financial resources of the State.

In addition, efficiency groups will be established to monitor performance in departments and to assist in the control of expenditure and the best use of staff and facilities.

The Government also proposes to introduce "Sunset" legislation under which every government agency, board or committee will have a fixed term, and will have to justify afresh to Parliament any extension of its life, and its current level of expenditure. The purpose is to restore to Parliament a more effective supervision and tighter control over the operation of government organizations.

Through these and other measures which have still to be developed, the Government will ensure that its administration gives the highest possible level of community service consistent with economy and efficiency.

One of the first Bills to be presented in this Session of Parliament will establish a new Ministry of Police and Emergency Services, which will enable a Minister to give exclusive attention to the administration of the Police Force, fire-fighting organizations and the State Emergency Service. These organizations must work closely with each other, and the Government believes it is important for the responsible Minister to be free of the other administrative responsibilities previously associated with the portfolio of Chief Secretary. These responsibilities will be re-allocated to other Ministers.

Members will recall that in the final Session of the Forty-seventh Parliament, the Government introduced legislation on various important matters expressly for public discussion so that Members of the Parliament, interested organizations and individuals would have time to consider and comment on these Bills.

Following the re-endorsement of the Government by the people of Victoria, it is proposed to proceed with this legislation.

One of these Bills dealt with residential tenancies and was drafted with the aim of ensuring that fair and effective laws applied to both landlords and tenants. It is obvious from the wide range of comments that the draft Bill will need some revision, and this will be done. But the aim of modernizing and reforming the law on this subject has been widely acclaimed.

Another of these Bills was concerned with the implementation of the major findings of the Gobbo Report on public works and planning compensation. Many comments about the draft Bill have been received and a new Bill will now be prepared for submission to Parliament.

Other Bills on Real Estate Agents and on various credit transactions will also now be carefully reviewed in the light of comments made upon them.

The Government will reintroduce legislation to amend the *Albury-Wodonga Agreement Act 1973* which will allow greater liaison and consultation between the Albury-Wodonga Development Corporation and the general community. Amongst other things, this will allow for greater participation by local councils in decisions affecting the growth area.

Concern over industrial accidents and their high cost in human suffering, as well as the financial burden the whole community bears, has persuaded the Government to go ahead with legislation to modify and bring together aspects of the law relating to the building and construction industry contained in the *Labour and Industry Act 1958* and the *Scaffolding Act 1971*.

The Government will expand its efforts to stimulate employment by strengthening the resources of the Victorian Employment Committee and by establishing a Job Forecast Bureau to assist it.

In the field of education, the Government will continue to increase its services, with special emphasis on migrant language teaching, improved standards in the basic elements of reading, writing and mathematics, and further decentralization of administration.

Additional funds will be provided for joint use of school facilities, library services, staff and office accommodation in older schools and school building maintenance. Direct grants to school councils and independent schools will be increased.

In health, more community health centres will be provided, a separate Division of Mental Retardation will be established within the Health Commission, and the hospital building program will be maintained at the highest possible level. Preventative health programs will be stepped up, and special attention will be given to the development and co-ordination of domiciliary care services, with the object of enabling the elderly and the infirm to be as long as possible in their own homes.

The Government is determined to provide a better framework for the resolution and reduction of industrial disputes in Victoria. A State Industrial Commission will be established and provision will be made for unions under State awards to have secret ballots at union meetings on strike issues. The Workers Compensation Act will be completely revised.

Police services will be further strengthened with an increase in the police establishment, the provision of a modern twin-engined helicopter for a wide range of tasks, additional communications equipment and the completion of new training facilities at Glen Waverley.

In the field of energy, the Government will continue its efforts to conserve energy through the use of smaller cars, increased insulation of buildings and similar means whilst sponsoring and encouraging research into the development of alternative energy sources such as solar power, and alternative transport fuels.

The implementation of measures set out in the recent White Paper on community welfare services will continue, with the maximum possible involvement of local communities and organizations.

Government activities in the area of youth, sport and recreation, already foremost in Australia, will be further expanded, with special emphasis on the State Indoor Sports Centre at Olympic Park, the Frank Beaurepaire Olympic Swimming Pool, the State Equestrian Centre at Werribee Park and sports centres and swimming pools in country towns.

The main emphasis in the work of the new Housing Commission will be on the renovation and improvement of existing estates and the progressive transfer of families with young children from high-rise apartments to single-level houses. Priority will continue to be given to new building in country centres.

The Government proposes to overhaul the role and machinery of local government, after considering the report of the current Board of Inquiry.

It will also implement the major recommendations of the Building and Development Approvals Committee on building and development applications and on planning procedures designed to cut down the time taken to deal with applications.

Transport will continue to attract a major share of the Government's financial resources, with the aim of increasing the use of public transport systems, lessening traffic congestion, encouraging the use of pollution-free electrically powered transport modes and reducing the use of increasingly scarce and costly motor fuels.

The Government is giving special attention to the important and complex problems of salinity in Northern Victoria and the improvement of water quality in the Murray River. It will allocate \$15 million over the next few years for assistance to irrigators and for research and advisory services.

Financial aid will also be provided for farmers to implement tree-planting projects in dryland areas affected by salting. These projects, developed in close collaboration with the Forests Commission, will assist in halting the spread of salinity.

The Government will develop a new Young Farmer Establishment Scheme which will enable qualified young farmers to acquire their own farms with Government assistance.

Other new legislation will be concerned with:

- The progressive introduction of a reduced number of wards for the Melbourne City Council.
- The safety of large water storages.
- The sale of beef cattle from sewerage farms.
- A statutory body to control the new Victorian Arts Centre.
- Substantial amendments to the Town and Country Planning Act.
- Further strengthening of the Local Government Act.

Other matters to be considered by the Government include:

- The protection of Human Rights.
- The expression of community views through referenda, where sufficient support is demonstrated.
- Improved handling of Petitions presented to Parliament.

I now turn to the important matter of ensuring supply.

MR SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

To enable the service of Government to continue from 1 July next, further supply will be necessary. A Bill will be presented to you for this purpose thus ensuring supply for five months of the financial year 1979-80.

MR PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MR SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

The Government plans to set Victoria on a course for the next three years which it believes will enhance the living standards and welfare of people across the whole broad spectrum of Victorian society.

I now formally open this Parliament and pray that the guidance of Almighty God may attend upon your deliberations.

HENRY WINNEKE

Governor of Victoria

- 21 ADDRESS IN REPLY TO THE GOVERNOR'S SPEECH—Motion made and question proposed—That the following Address in reply to the Speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House—

MAY IT PLEASE YOUR EXCELLENCY:

We, the Legislative Assembly of Victoria, in Parliament assembled, beg to express our Loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament (*Mr Tanner*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Kennett*)—put and agreed to.

Ordered—That the debate be adjourned until later this day.

- 22 CHAIRMAN OF COMMITTEES—Mr Ebery proposed to the House for appointment as Chairman of Committees, Alexander Thomas Evans, Esquire, and moved, That Alexander Thomas Evans, Esquire, be appointed Chairman of Committees of this House, which motion was seconded by Mr McKellar.

Mr Evans accepted nomination.

And no other Member being proposed, the Speaker thereupon declared that Alexander Thomas Evans, Esquire, had been duly appointed as Chairman of Committees.

- 23 TEMPORARY CHAIRMAN OF COMMITTEES—The following Warrant, nominating the Temporary Chairman of Committees, was laid upon the Table by Mr Speaker:

VICTORIA
Legislative Assembly

Pursuant to the provisions of the Standing Order of the Legislative Assembly of the State of Victoria numbered 12, I do hereby nominate—Hayden Wilson Birrell, Esquire, Maxwell Leslie Crellin, Esquire, William Thomas Ebery, Esquire, Cyril Thomas Edmunds, Esquire, Bruce James Evans, Esquire, John Joseph Ginifer, Esquire, Edward James Hann, Esquire, Donald James Mackinnon, Esquire, Daryl Hedley Robert McClure, Esquire, Mrs Jeannette Tweeddale Patrick, John Ingles Richardson, Esquire, Bruce Albert Edward Skeggs, Esquire, Aurel Vernon Smith, Esquire, Thomas Campion Trewin, Esquire, John Thomas Wilton, Esquire, to act as Temporary Chairman of Committees whenever requested so to do by the Chairman of Committees.

Given under my hand this Twenty-ninth day of May, One Thousand nine hundred and seventy-nine

S. J. PLOWMAN

Speaker

- 24 TEMPORARY RELIEF TO MR SPEAKER AND MR DEPUTY SPEAKER—Motion made, by leave, and question—That during any absence of Mr Deputy Speaker, Mr Speaker be authorized to call upon any of the Temporary Chairmen of Committees to temporarily relieve him in the Chair and that during any absence of Mr Speaker, Mr Deputy Speaker be similarly authorized to call upon any of the Temporary Chairmen (*Mr Hamer*)—put and agreed to.
- 25 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 1)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Gas and Fuel Corporation (Borrowing Powers) Bill.

- 26 GAS AND FUEL CORPORATION (BORROWING POWERS) BILL—Mr Balfour, pursuant to Standing Order No. 170, obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Gas and Fuel Corporation Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 27 COMPANY TAKE-OVERS COMMITTEE—Motion made, by leave, and question—That Mr Collins, Mr Crabb, Mr Kennett, Mr Miller and Mr McInnes be Members of the Company Take-overs Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Hamer*)—put and agreed to.
- 28 CONSERVATION OF ENERGY RESOURCES COMMITTEE—Motion made, by leave, and question—That Mr Amos, Mr Hann, Mr McClure, Mr Tanner and Mr Trezise be Members of the Conservation of Energy Resources Committee (*Mr Hamer*)—put and agreed to.
- 29 HOUSE COMMITTEE—Motion made, by leave, and question—That Mr Crellin, Mr Edmunds, Mr Evans (*Gippsland East*), Mr Hockley and Mr McClure be Members of the House Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Hamer*)—put and agreed to.
- 30 LIBRARY COMMITTEE—Motion made, by leave, and question—That Mr Speaker, Mr Evans (*Ballarat North*), Mr Mathews and Mr McInnes be Members of the Library Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Hamer*)—put and agreed to.
- 31 PRINTING COMMITTEE—Motion made, by leave, and question—That Mr Speaker, Dr Coghill, Mr Ebery, Mr Hann, Mr Rowe, Mr Smith (*South Barwon*), Mr Whiting and Mr Williams be Members of the Printing Committee; and that the Committee have leave to sit on days on which the House does not meet; three to be the quorum (*Mr Hamer*)—put and agreed to.
- 32 PRIVILEGES COMMITTEE—Motion made, by leave, and question—That a Select Committee be appointed to inquire into and report upon complaints of breach of privilege referred to it by the House; such Committee to consist of Mr Cain, the Hon. R. C. Dunstan, Mr Evans (*Gippsland East*), Mr Mackinnon, Mrs Patrick, Mr Roper and Mr Templeton; and that the Committee have power to send for persons, papers and records; to sit on days on which the House does not meet; to move from place to place; and to report the Minutes of evidence from time to time; four to be the quorum (*Mr Hamer*)—put and agreed to.
- 33 PUBLIC ACCOUNTS COMMITTEE—Motion made, by leave, and question—That Mr Evans (*Gippsland East*), Mr Ginifer, Mr Mackinnon, Mr Remington, Mr Richardson, Mrs Toner, Mr Weideman and Mr Williams be Members of the Public Accounts Committee; and that the Committee have power to send for persons, papers and records; to move from place to place; and to sit on days on which the House does not meet; three to be the quorum (*Mr Hamer*)—put and agreed to.
- 34 STANDING ORDERS COMMITTEE—Motion made, by leave, and question—That a Select Committee be appointed to consider and report upon the Standing Orders of the House, such Committee to consist of Mr Speaker, Mr Birrell, Mr Evans (*Ballarat North*), Mr Fordham, Mr Jasper, Mr Templeton, Mr Whiting and Mr Wilkes; and that the Committee have leave to sit on days on which the House does not meet; five to be the quorum (*Mr Hamer*)—put and agreed to.
- 35 STATUTE LAW REVISION COMMITTEE—Motion made, by leave, and question—That Mr Ebery, Mr Edmunds, Mr McInnes, Mrs Patrick, Mr Skeggs, Mr Smith (*South Barwon*) and Mr Wilton be Members of the Statute Law Revision Committee; and that the Committee have power to send for persons, papers and records (*Mr Hamer*)—put and agreed to.

- 36 SUBORDINATE LEGISLATION COMMITTEE—Motion made, by leave, and question—That Mr Birrell, Mr Brown, Mrs Chambers, Mr Kirkwood, Mr Jasper and Mr Roper be Members of the Subordinate Legislation Committee; and that the Committee have power to send for persons, papers and records (*Mr Hamer*)—put and agreed to.
- 37 PUBLIC WORKS COMMITTEE—Motion made, by leave, and question—That Mr Coleman, Mr Crellin, the Hon. R. C. Dunstan, Mr Sidiropoulos and Mr Stirling be Members of the Public Works Committee (*Mr Hamer*)—put and agreed to.
- 38 STATE DEVELOPMENT COMMITTEE—Motion made, by leave, and question—That Mr Burgin, Mr Collins, Mr McKellar, Mr Simmonds and Mr Simpson be Members of the State Development Committee (*Mr Hamer*)—put and agreed to.
- 39 MOTOR CAR (BREATH TESTING STATIONS) (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*). Motion made and question—That the debate be now adjourned (*Mr Simpson*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 40 GAS AND FUEL CORPORATION (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*). Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 41 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjourned debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 42 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at Half-past One o'clock (*Mr Maclellan*)—put and agreed to.
- 43 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 44 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at fifty-six minutes past Ten o'clock, adjourned until tomorrow.

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 2—Wednesday, 30 May 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—BALLARAT BICYCLE TRACKS—Mr. Evans (*Ballarat North*) presented a Petition from certain citizens of Victoria praying that a planned network of safe bicycle tracks in Ballarat be devised and implemented as a matter of urgency.

Ordered to lie on the Table.

- 3 PETITION—LONG SERVICE LEAVE—Mr Roper presented a Petition from certain hospital workers of Victoria praying that the *Labour and Industry Act 1958* be amended to allow hospital workers to take accrued long service leave credits without qualification and termination after ten years service.

Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr. Roper*)—put and agreed to.

The Petition was read by the Clerk.

Ordered to lie on the Table.

- 4 PETITION—PROSTITUTION—Mr Ebery presented a Petition from certain citizens of Victoria praying that, in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.

Ordered to lie on the Table.

- 5 PAPERS—The following Papers, pursuant to the directions of several acts of Parliament, were laid upon the Table by the Clerk:

Historic Building Preservation Council—Report for the year 1977–78.

Ombudsman—Report for the quarter ended 31 December 1978—Ordered to be printed.

Social Welfare Department—Report for the year 1977–78—Ordered to be printed.

Victorian Public Offices Corporation Act 1974—Report on the exercise of powers in relation to finalized property transactions to 21 May 1979.

- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 2)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Supply (1979–80, No. 1) Bill.

- 7 SUPPLY (1979–80, No. 1) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Hamer, to bring in a Bill “to make Interim Provision for the Appropriation of Moneys out of the Consolidated Fund for the service of the Financial Year 1979–80”; and the said Bill was read a first time, ordered to be printed and read a second time later this day.

- 8 VACANCIES IN MEMBERSHIP OF COUNCILS OF THE VICTORIAN INSTITUTE OF MARINE SCIENCES, VICTORIAN INSTITUTE OF COLLEGES, ADULT EDUCATION, MONASH UNIVERSITY, VICTORIAN INSTITUTE OF SECONDARY EDUCATION AND MELBOURNE UNIVERSITY—Mr Speaker announced that he had received the following communications:

9 April 1979.

Dear Mr Speaker,

Section 7 (1) of the *Victorian Institute of Marine Sciences Act 1974* provides, among other things, that three Members of the Council of the Institute shall be members of the Parliament of Victoria who have been recommended for appointment by a joint sitting of the Members of the Legislative Council and the Legislative Assembly conducted in accordance with the rules adopted for the purpose by the Members at the sitting.

The present members so appointed by His Excellency the Governor in Council are Messrs A. V. Smith, M.P., G. F. Stirling, M.P. and B. J. Evans, M.P.

The terms of appointment of these Members are due to expire on 15 June 1979.

In the circumstances, I would be grateful if arrangements could be made as soon as appropriate for a joint sitting of both Houses of Parliament for the purpose of recommending three Members for appointment to the Council of the Victorian Institute of Marine Sciences to fill the consequent vacancies.

I might add that I have also written to the President of the Legislative Council in similar vein.

Yours sincerely,
W. A. BORTHWICK
Minister for Conservation

1 May 1979

Dear Mr Speaker,

Section 7 of the *Victoria Institute of Colleges Act 1965* provides that three members of the Council shall be Members of the Parliament of Victoria who have been recommended for appointment by a Joint Sitting of the Members of the Legislative Council and the Legislative Assembly conducted in accordance with the rules adopted for the purpose by the Members present at the sitting.

The terms of the current members of the Council appointed pursuant to the above provisions—

Hon. William Montgomery Campbell, M.L.C.,
Thomas William Roper, Esq. M.P.,
Thomas Campion Trewin, Esq. M.P.,

expire on 7 June 1979 and I should be grateful if you would arrange for a Joint Sitting of the Members of the Legislative Council and the Legislative Assembly to recommend members to replace them for the three year term commencing on 8 June 1979.

I have addressed a similar letter to the President of the Legislative Council—The Honorable William Gordon Fry, M.L.C.

Yours sincerely,
L. H. S. THOMPSON
Minister of Education

23 May 1979

Dear Mr Speaker,

The statutes relating to the under-mentioned educational institutions provide for the appointment by the Governor in Council of three Members of the Parliament to each of their governing councils—the Members to be recommended for appointment by a joint sitting of the Legislative Council and the Legislative Assembly conducted in accordance with rules adopted for the purpose by the Members present at the sitting and I should be grateful if you could arrange for such a joint sitting to recommend Members for appointment to the following vacancies:

Council of Adult Education—(*Education Act 1958 Section 66 (1) (c)*).

Member vice the Hon. David George Williams, M.L.C. for the term ending on 4 December 1981.

Monash University Council—(*Monash University Act 1958 Section 7 (a) (i)*).

Member vice Norman Alexander Billing Esq., K.St.J. for the term ending 11 December 1979.

Victorian Institute of Secondary Education Council (*Victorian Institute of Secondary Education Act 1976 Section 5 (1) (a)*).

Members vice the Hon. Stuart Richard McDonald, M.L.C. and the Hon. Norman Henry Lacy (who has resigned from the Council) for the term ending 10 January 1981.

I have addressed a similar request to the President of the Legislative Council.

University of Melbourne Council

Section 5 (1) (a) (ii) of the *Melbourne University Act 1958* provides that two of the Members of the University Council shall be Members of the Legislative Assembly recommended for appointment by the Members thereof and I should be grateful if you could arrange for the Legislative Assembly to recommend a Member to replace Mr Ian Francis McLaren, O.B.E. for the term ending 16 December 1979.

Yours truly,

A. J. HUNT
Minister of Education

Motion made and question—That this House meets the Legislative Council for the purpose of sitting and voting together to choose Members of the Parliament of Victoria to be recommended for appointment as follows:

- (a) Three Members to the Council of the Victorian Institute of Marine Sciences;
- (b) Three Members to the Council of the Victoria Institute of Colleges;
- (c) One Member to the Council of Adult Education;
- (d) One Member to the Council of the Monash University; and
- (e) Two Members to the Council of the Victorian Institute of Secondary Education—

And proposes that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday next at 6 o'clock (*Mr Hamer*)—put and agreed to.

Ordered—That a message be sent to the Legislative Council acquainting them accordingly.

- 9 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Mr Thompson obtained leave, with Mr Hamer, to bring in a Bill "*to amend section 6 of the 'Tattersall Consultations Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time Tuesday next.
- 10 CATTLE COMPENSATION BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Austin to bring in a Bill "*to amend the 'Cattle Compensation Act 1967' and the 'Stamps Act 1958', and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 11 HEALTH (CATTLE) BILL—Mr Borthwick obtained leave, with Mr Jona, to bring in a Bill "*to amend section 83 of the 'Health Act 1958' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time forthwith.

Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday next.

- 12 IMPACT OF COMMONWEALTH FINANCIAL POLICIES—Motion made and question—That this House expresses its grave concern on the impact of the financial policies recently announced by the Commonwealth Government and condemns the Victorian Government for its failure to represent this State in the formulation of policies to provide for an expansion of employment opportunities in both the private and public sector (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Miller	Mrs Toner
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Edmunds	Mr King	Mr Simpson	Mr Wilton
Mr Ernst	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Culpin
			Mr Sidiropoulos

NOES, 48

Mr Austin	Mr Ebery	Mr McCance	Mr Smith
Mr Balfour	Mr Evans	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr McGrath	Mr Tannér
Mr Borthwick	Mr Evans	Mr McInnes	Mr Templeton
Mr Brown	(<i>Gippsland East</i>)	Mr McKellar	Mr Thompson
Mr Burgin	Mr Hamer	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Hann	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Hayes	Mr Ramsay	Mr Whiting
Mr Collins	Mr Jasper	Mr Reynolds	Mr Williams
Mr Cox	Mr Jona	Mr Richardson	Mr Wood
Mr Crellin	Mr Lacy	Mr Ross-Edwards	<i>Tellers</i>
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Kennett
Mr Dunstan	Mr McArthur	Mr Smith	Mr Mackinnon
		(<i>South Barwon</i>)	

And so it passed in the negative.

- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to choose Members of the Parliament of Victoria to be recommended for appointment as follows:

- (a) Three Members to the Council of the Victorian Institute of Marine Sciences;
- (b) Three Members to the Council of the Victoria Institute of Colleges;
- (c) One Member to the Council of Adult Education;
- (d) One Member to the Council of the Monash University; and
- (e) Two Members to the Council of the Victorian Institute of Secondary Education—

as proposed by the Assembly.

- 14 SUPPLY (1979–80, No. 1) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday, 13 June next.

- 15 CATTLE COMPENSATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).

Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday next.

- 16 MINISTERIAL STATEMENT—DISRUPTION IN TECHNICAL SCHOOLS—Mr Lacy made a Ministerial Statement relating to disruption in technical schools.

Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Lacy*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Whiting*)—put.

The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hann	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Jona	Mr Ramsay	Mr Whiting
Mr Collins	Mr Kennett	Mr Reynolds	Mr Williams
Mr Crellin	Mr Lacy	Mr Richardson	Mr Wood
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	<i>Tellers</i>
Mr Dunstan	Mr McArthur	Mr Skeggs	Mr Cox
Mr Ebery	Mr McCance	Mr Smith	Mr Jasper
		(<i>South Barwon</i>)	

NOES, 30

Mr Amos	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cain	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Dr Coghill	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Ginifer
Mr Fogarty	Mr Remington	Mr Trezise	Mr Stirling

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 17 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjournment debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 18 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.

- 19 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

20 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at fourteen minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 3—Thursday, 31 May 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—REGIONAL SHOPPING COMPLEX PERMITS—Mr Crellin presented a Petition from certain members of the Cheltenham Chamber of Commerce and residents of Cheltenham praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Crellin*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.
- 3 PETITION—REGIONAL SHOPPING COMPLEX PERMITS—Mr Coleman presented a Petition from certain members of the Oakleigh Chamber of Commerce and residents of Oakleigh praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.
Ordered to lie on the Table.
- 4 PAPER—The following Paper, pursuant to a direction of an Act of Parliament, was laid upon the Table by the Clerk:
Education Act 1958—Resumption of land at Officer—Certificate of the Minister of Education.
- 5 GEELONG (HAIMES HOMES) LAND BILL—Mr Borthwick, by leave, obtained leave, with Mr Balfour, to bring in a Bill "*to revoke a Grant and Reservation relating to certain Land in the City of Geelong known as the Haimes Homes, to authorize the Granting of certain Land to the Trustees of the Haimes Homes, to authorize the Trustees to sell that Land, to require the Proceeds of any Sale of that Land to be used towards the cost of building, developing and improving Facilities at the Austin Homes, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 6 SELECT COMMITTEE—HOUSING COMMISSION SALES AND PURCHASES—Motion made and question proposed—That a Select Committee comprising eight Members of this House be appointed to inquire into and report upon the purchase of land at Wurruk and the sale of land at Sale by the Housing Commission and matters related thereto; and that the Committee have power to send for persons, papers

and records; to sit on days on which the House does not meet; to move from place to place; and to report the minutes of evidence from time to time; four to be the quorum (*Mr Cathie*)—and, after debate—

Amendment proposed—That the words “the purchase of land at Wurruk and the sale of land at Sale by the Housing Commission” be omitted with a view to inserting the following words: “Housing Commission administration with particular reference to land transactions” (*Mr McInnes*)—

Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—after debate, put.

The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McKellar	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton
Mr Brown	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Hann	Mrs Patrick	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Jasper	Mr Reynolds	Mr Whiting
Mr Collins	Mr Jona	Mr Richardson	Mr Williams
Mr Cox	Mr Kennett	Mr Ross-Edwards	Mr Wood
Mr Crellin	Mr Lacy	Mr Skeggs	
Mr Dixon	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Dunstan	Mr McArthur	(<i>South Barwon</i>)	Mr McClure
Mr Ebery			Mr McInnes

NOES, 32

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Roper	Mr Trezise
Mr Cathie	Mr Gavin	Mr Rowe	Dr Vaughan
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Hockley	Mr Simmonds	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simpson	Mr Wilton
Mr Edmunds	Mr King	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Stirling	Mr Kirkwood
			Mr Remington

And so it was resolved in the affirmative.

Motion made and question—That the debate be adjourned until tomorrow (*Mr Maclellan*)—put.

The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McKellar	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton
Mr Brown	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Hann	Mrs Patrick	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Jasper	Mr Reynolds	Mr Whiting
Mr Collins	Mr Jona	Mr Richardson	Mr Williams
Mr Cox	Mr Kennett	Mr Ross-Edwards	Mr Wood
Mr Crellin	Mr Lacy	Mr Skeggs	
Mr Dixon	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Dunstan	Mr McArthur	(<i>South Barwon</i>)	Mr McClure
Mr Ebery			Mr McInnes

NOES, 32

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Roper	Mr Trezise
Mr Cathie	Mr Gavin	Mr Rowe	Dr Vaughan
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Hockley	Mr Simmonds	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simpson	Mr Wilton
Mr Edmunds	Mr King	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Stirling	Mr Kirkwood
			Mr Remington

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until tomorrow.

- 7 GEELONG (HAIMES HOMES) LAND BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday next.

- 8 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjournment debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Reynolds*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 9 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday next at half-past Three o'clock (*Mr Maclellan*)—put and agreed to.

- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

- 11 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at thirty-four minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 4, 5 and 6

No. 4—Tuesday, 5 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer
- 2 MINISTERIAL STATEMENT—LAND PURCHASES BY THE HOUSING COMMISSION—Mr Hamer made a Ministerial Statement relating to Land Purchases by the Housing Commission.
Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Hamer*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 3 PETITION—HELEN STREET NORTHCOTE PRIMARY SCHOOL—Mr Wilkes presented a Petition from certain citizens of Victoria praying that action be taken to ensure that such improvement and maintenance works are undertaken at Helen Street primary school, Northcote, in order to provide a proper environment in which children can learn and expand in knowledge.
Ordered to lie on the Table.
- 4 PETITION—REGIONAL SHOPPING COMPLEX PERMITS—Mr McCance presented a Petition from certain members of the Mount Waverley Chamber of Commerce and residents of Mount Waverley praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.
Ordered to lie on the Table.
- 5 PETITION—KIEWA VALLEY AND NORTH EAST ALPINE AREA—Mr Ebery presented a Petition from certain citizens of Victoria praying that no action be taken which is detrimental to the interests of the community dependent on timber operations, grazing, hydro-electricity and other socio-economic aspects within the Kiewa Valley and North East alpine area of Victoria and seeking assistance in the planning of an efficient multiple use management system for the area.
Ordered to lie on the Table.
- 6 PETITION—LONG SERVICE LEAVE—Mr Stirling presented a Petition from certain hospital workers of Victoria praying that the *Labour and Industry Act 1958* be amended to allow hospital workers to take accrued long service leave credits without qualification and termination after ten years service.
Ordered to lie on the Table.
- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Liquor Control Commission—Report and statement of accounts for the year 1977–78—Ordered to be printed.
 - Teaching Service Act 1958—
 - Teaching Service—Primary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (No. 478).
 - Teaching Service (Teachers Tribunal) Regulations—Regulations amended (No. 477).

Town and Country Planning Act 1961—

Bendigo—City of Bendigo Planning Scheme 1962, Amendment No. 29.

Bulla—Shire of Bulla Planning Scheme, Amendment No. 71.

Corryong Planning Scheme 1960, Amendment No. 8.

Sale—City of Sale Planning Scheme 1975, Amendment No. 5, 1978.

South Gippsland—Shire of South Gippsland Planning Scheme, Amendment No. 36, 1978.

- 8 VICTORIAN PUBLIC OFFICES CORPORATION (AMENDMENT) BILL—Mr Austin, by leave, obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Victorian Public Offices Corporation Act 1974’ ”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 9 OMBUDSMAN (CO-OPERATION) BILL—Mr Hamer, by leave, obtained leave, with Mr Thompson, to bring in a Bill “to empower the Ombudsman to furnish Information to Commonwealth and State Ombudsmen and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 3)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Joint Select Committee (Road Safety) Bill.
- 11 JOINT SELECT COMMITTEE (ROAD SAFETY) BILL—Mr Thompson, by leave, obtained leave, with Mr Maclellan, to bring in a Bill “to provide for the Appointment of a Joint Select Committee of the Legislative Council and the Legislative Assembly to Inquire into and Report upon Certain Questions relating to Road Safety, and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 12 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 4, 5)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
Geelong (Haimes Homes) Land Bill.
Cattle Compensation Bill.
- 13 VACANCY IN MEMBERSHIP OF COUNCIL OF THE VICTORIAN INSTITUTE OF SECONDARY EDUCATION—Mr Speaker announced that he had received the following communication:

Dear Mr Speaker,

5 June 1979

Further to my letter of 23rd May concerning the holding of a joint sitting to recommend Members for appointment to certain vacancies in the governing councils of certain educational institutions, I should be grateful if a Member could be selected for appointment to the Council of the Victorian Institute of Secondary Education *vice* Robert Clive Fordham Esquire, M.P., for the term ending the 10th January, 1981.

I have addressed a similar letter to the President of the Legislative Council.

Yours sincerely,

A. J. HUNT
Minister of Education

Motion made and question—That this House meets the Legislative Council for the purpose of sitting and voting together to choose a Member of the Parliament of Victoria to be recommended for appointment to the Council of the Victorian Institute of Secondary Education and proposes that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday next at Six o'clock (*Mr Hamer*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them accordingly.

14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, be postponed until after Order of the Day, General Business.

15 SELECT COMMITTEE—HOUSING COMMISSION LAND SALES AND PURCHASES—Order read for resuming adjourned debate on question—That a Select Committee comprising eight Members of this House be appointed to inquire into and report upon the purchase of land at Wurruk and the sale of land at Sale by the Housing Commission and matters related thereto; and that the Committee have power to send for persons, papers and records; to sit on days on which the House does not meet; to move from place to place; and to report the minutes of evidence from time to time; four to be the quorum—*and on the amendment*—That the words “the purchase of land at Wurruk and the sale of land at Sale by the Housing Commission” be omitted with a view to inserting the following words: “Housing Commission administration with particular reference to land transactions”; debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Whiting*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

16 OMBUDSMAN (CO-OPERATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Hamer*).

Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday next.

17 MELBOURNE UNIVERSITY—VACANCY IN MEMBERSHIP OF COUNCIL—Motion made, by leave, and question—That Mrs Patrick be recommended to the Governor in Council for appointment to the Council of the Melbourne University (*Mr Hamer*)—put and agreed to.

18 MESSAGE FROM THE LEGISLATIVE COUNCIL—Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to choose a Member of the Parliament of Victoria to be recommended for appointment to the Council of the Victorian Institute of Secondary Education as proposed by the Assembly.

19 VICTORIAN PUBLIC OFFICES CORPORATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).

Motion made and question—That the debate be now adjourned (*Mr Simpson*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 19 June instant.

20 JOINT SELECT COMMITTEE (ROAD SAFETY) BILL—Read a second time, after debate, and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 21 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past One o'clock (*Mr Maclellan*)—put and agreed to.
- 22 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 23 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at nineteen minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 5—Wednesday, 6 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Motor Accidents Board—Report for the year 1977–78—Ordered to be printed.
Town and Country Planning Act 1961—
Benalla—City of Benalla Planning Scheme, Amendment Nos. 23, 24 (two papers).
Horsham—City of Horsham Planning Scheme 1973, Amendment Nos. 39 (1978); 50 (two papers).
Lake Tyers to Cape Howe Coastal Planning Scheme, Amendment No. 1.
Rosedale—Shire of Rosedale Planning Scheme, Amendment No. 11 (1979).
- 3 CEMETERIES (MELBOURNE GENERAL CEMETERY) BILL—Mr Borthwick, by leave, obtained leave, with Mr Balfour, to bring in a Bill “to amend Part III. of the ‘Cemeteries Act 1958’”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 4 ROAD SAFETY COMMITTEE—Motion made, by leave, and question—That, contingent upon the enactment this Session of the Joint Select Committee (Road Safety) Bill, Mr Culpin, Mr Fogarty, Mr McArthur, Mr McCance and Mr Reynolds be appointed Members of the Committee (*Mr Thompson*)—put and agreed to.
- 5 SOCIAL WELFARE DEPARTMENT ANNUAL REPORT—Motion made and question proposed—That this House takes note of the Annual Report of the Social Welfare Department for the year ended 30 June 1978 and expresses its concern at the failure of the Government to provide adequate finance to allow the Department to undertake its important responsibilities (*Mrs Toner*)—and, after debate—
Amendment proposed—That all the words after “30 June 1978” be omitted (*Mr Jona*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 32

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Dr Vaughan
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Culpin	Mr King	Mr Simpson	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Stirling	Mr Hockley
			Mr Sidiropoulos

NOES, 47

Mr Austin	Mr Ebery	Mr McArthur	Mr Smith
Mr Balfour	Mr Evans	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr McGrath	Mr Templeton
Mr Borthwick	Mr Evans	Mr McInnes	Mr Thompson
Mr Brown	(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin
Mr Burgin	Mr Hamer	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Hann	Mrs Patrick	Mr Whiting
Mr Coleman	Mr Hayes	Mr Ramsay	Mr Williams
Mr Collins	Mr Jasper	Mr Reynolds	Mr Wood
Mr Cox	Mr Jona	Mr Richardson	<i>Tellers</i>
Mr Crellin	Mr Kennett	Mr Ross-Edwards	Mr Mackinnon
Mr Dixon	Mr Lacy	Mr Skeggs	Mr Tanner
Mr Dunstan	Mr Lieberman	Mr Smith	
		(<i>South Barwon</i>)	

And so it passed in the negative.

Question—That this House takes note of the Annual Report of the Social Welfare Department for the year ended 30 June 1978—put and agreed to.

6 MINISTERIAL STATEMENT—ARTS CENTRE—Mr Lacy made a Ministerial Statement relating to the Arts Centre.

Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Lacy*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr McInnes*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

7 MEMBERSHIP OF THE COUNCILS OF THE VICTORIAN INSTITUTE OF MARINE SCIENCES, VICTORIA INSTITUTE OF COLLEGES, ADULT EDUCATION, MONASH UNIVERSITY AND THE VICTORIAN INSTITUTE OF SECONDARY EDUCATION—Mr Speaker reported that the House had, that day, met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to choose Members to be recommended for appointment to the governing bodies of various institutions and—

- 1 That Bruce James Evans, Esquire, M.P., Aurel Smith, Esquire, M.P. and Gordon Francis Stirling, Esquire, M.P. were recommended for appointment to the Council of the Victorian Institute of Marine Sciences.
- 2 That the Honorable William Montgomery Campbell, M.L.C., Thomas William Roper, Esquire, M.P. and Thomas Campion Trewin, Esquire, M.P. were recommended for appointment to the Council of the Victoria Institute of Colleges.
- 3 That the Honorable William Albert Landeryou, M.L.C. was recommended for appointment to the Council of Adult Education.
- 4 That the Honorable Peter David Block, M.L.C. was recommended for appointment to the Council of the Monash University.

- 5 That the Honorable Bernard Phillip Dunn, M.L.C., Charles Race Thorson Mathews, Esquire, M.P. and Donald James Mackinnon, Esquire, M.P. were recommended for appointment to the Council of the Victorian Institute of Secondary Education.
- 8 CEMETERIES (MELBOURNE GENERAL CEMETERY) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 20 June instant.
- 9 CATTLE COMPENSATION BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 GAS AND FUEL CORPORATION (BORROWING POWERS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3 be postponed until later this day.
- 12 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjourned debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Weideman*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 13 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Joint Select Committee (Road Safety) Bill.
Cattle Compensation Bill.
- 14 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 15 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 16 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at forty-five minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 6—Thursday, 7 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—PROSTITUTION—Mr Trewin and Mr Ebery, respectively, presented Petitions from certain citizens of Victoria praying that, in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.
Severally ordered to lie on the Table.
- 3 PETITION—HOMOSEXUAL SCHOOL TEACHERS—Mr Mackinnon presented a Petition from certain citizens of Victoria praying that action be taken to remove all homosexuals and persons promoting homosexual behaviour from teaching positions and from involvement in curriculum development in schools.
Ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the direction of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Railways Act 1958—Licence Agreement between the Railways Board and several companies for the Altona–Somerton pipeline, March 1978.
 - Town and Country Planning Act 1961—
 - Bendigo—City of Bendigo Planning Scheme 1962, Amendment No. 22, (1977).
 - Melbourne and Metropolitan Planning Scheme, Amendment No. 56, (Part 2B), 87 (Part 2A) (two papers).
 - Moe—City of Moe Planning Scheme 1968, Amendment No. 53.
- 5 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Hamer, to bring in a Bill “with respect to the licensing of Persons who sell certain Petroleum Products in Victoria, to amend various Acts and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 PRIVILEGE MATTER—Motion made and question—That, as the answer supplied by the Honorable the Premier to the question without notice of the Leader of the Opposition on Tuesday, 5 June 1979 relating to a confidential memorandum addressed to the former Minister of Housing, appears to be an attempt to deliberately mislead this House, the matter should, therefore, be referred to the Privileges Committee for examination and report (*Mr Amos*)—after debate, put—

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Remington	Dr Vaughan
Dr Coghill	Mr Ginifer	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Spyker	<i>Tellers:</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Cathie
		Mrs Toner	Mr Rowe

NOES, 47

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McGrath	Mr Tanner
Mr Brown	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Burgin	Mr Hamer	Mr McKellar	Mr Thompson
Mrs Chambers	Mr Hann	Mr Maclellan	Mr Trewin
Mr Coleman	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Collins	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Cox	Mr Jona	Mr Richardson	Mr Williams
Mr Crellin	Mr Kennett	Mr Ross-Edwards	Mr Wood
Mr Dixon	Mr Lacy	Mr Skeggs	<i>Tellers:</i>
Mr Dunstan	Mr Lieberman	Mr Smith	Mr Mackinnon
Mr Ebery	Mr McArthur	(<i>South Barwon</i>)	Mr Reynolds

And so it passed in the negative.

- 7 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 19 June instant.

- 8 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjournment debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Dunstan*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 9 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday next at half-past Three o'clock (*Mr Maclellan*)—put and agreed to.

- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

- 11 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at forty-three minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 7, 8 and 9

No. 7—Tuesday, 12 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Motor Car Traders Committee—Report for the year 1978.
 - National Museum of Victoria Council—Report for the year 1977–78.
 - Superannuation Board—Report for the year 1976–77—Ordered to be printed.
 - Town and Country Planning Act 1961—
 - Bairnsdale—Town of Bairnsdale Planning Scheme, Amendment No. 19 (1978).
 - Melbourne Metropolitan Planning Scheme, Amendment Nos. 81 (Part 2), 123 (two papers).
 - Seymour Planning Scheme, Amendment No. 42.
- 3 LOCAL GOVERNMENT—INTERIM REPORT OF BOARD OF REVIEW—Motion made, by leave, and question—That there be presented to this House a copy of the Interim Report of the Board of Review of the Role, Structure and Administration of Local Government (*Mr Balfour*)—put and agreed to.
- 4 PAPER—Mr Balfour presented—
 - Local Government—Interim Report of Board of Review—Return to the foregoing Order.
 Ordered to lie on the Table and to be printed.
- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 6)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
 - Joint Select Committee (Road Safety) Bill.
 - Cattle Compensation Bill.
- 6 MONEY LENDERS (FEES) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Money Lenders Act 1958’ to increase Fees payable with respect to Money Lenders’ Licences and other matters”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 WORKERS COMPENSATION (AMENDMENT) BILL—Mr Ramsay, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Workers Compensation Act 1958’ and the ‘Motor Accidents Act 1973’, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—Mr Jona, by leave, obtained leave, with Mr Lieberman, to bring in a Bill “to amend Section 19 and Section 53 of the ‘Community Welfare Services Act 1978’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 EXHIBITION (AMENDMENT) BILL—Mr Lacy, by leave, obtained leave, with Mr Hamer, to bring in a Bill “to alter the method of appointing members of the Exhibition Trust, to provide increased borrowing powers for the Trust, to amend the ‘Exhibition Act 1957’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 MARGARINE (AMENDMENT) BILL—Mr Smith (*Warrnambool*), by leave, obtained leave, with Mr Austin, to bring in a Bill “to amend the ‘Margarine Act 1975’ and for other purposes connected therewith”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 CONSERVATION OF ENERGY RESOURCES COMMITTEE—Motion made, by leave, and question—That the Standing Order prohibiting publication of evidence and documents received by a Select Committee, before such matters are reported to the House, be suspended so far as to allow the release of such information to interested persons by the Conservation of Energy Resources Committee during the course of its investigations into transport systems, and vehicle and engine design (*Mr Balfour*)—put and agreed to.
- 12 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 7)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Victorian Public Offices Corporation (Amendment) Bill.
- 13 CHILD MALTREATMENT—Motion made and question proposed—That this House expresses its concern at the failure of the Government to provide adequate child maltreatment services, in particular the failure to proclaim section 19 of the *Community Welfare Services Act 1978*, and calls upon the Government to take action to assist families and protect children in all regions of the State, in particular those in regional and rural areas with limited access to metropolitan facilities (*Mr Roper*)—and, after debate—
Motion made and question—That the debate be now adjourned (*Mr Jasper*)—after debate, put.
The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McGrath	Mr Tanner
Mr Balfour	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Borthwick	(<i>Gippsland East</i>)	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hann	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Hayes	Mr Reynolds	Mr Williams
Mr Coleman	Mr Jasper	Mr Richardson	Mr Wood
Mr Collins	Mr Jona	Mr Ross-Edwards	
Mr Cox	Mr Kennett	Mr Skeggs	<i>Tellers</i>
Mr Crellin	Mr Lacy	Mr Smith	Mr McCance
Mr Dixon	Mr Lieberman	(<i>South Barwon</i>)	Mr McInnes
Mr Dunstan	Mr McArthur	Mr Smith	
Mr Ebery	Mr McClure	(<i>Warrnambool</i>)	

NOES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mrs Toner
Mr Cain	Mr Fordham	Mr Roper	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Rowe	Dr Vaughan
Dr Coghill	Mr Jolly	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr King	Mr Simmonds	Mr Wilkes
Mr Culpin	Mr Kirkwood	Mr Simpson	Mr Wilton
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Gavin
			Mr Hockley

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until tomorrow.

- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to provide for the Exchange of certain Lands in the Township of Bright and for other purposes*”.
- 15 BRIGHT (LAND EXCHANGE) BILL—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make further Provision with respect to the Re-subdivision of the Municipal District of the City of Melbourne*”.
- 17 CITY OF MELBOURNE (RE-SUBDIVISION) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 18 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make further Provision with respect to the Constitution of the Geelong Waterworks and Sewerage Trust, to amend the ‘Geelong Waterworks and Sewerage Act 1958’ and for other purposes*”.
- 19 GEELONG WATERWORKS AND SEWERAGE (TRUST) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 20 OMBUDSMAN (CO-OPERATION) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 GEELONG (HAIMES HOMES) LAND BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time.
Mr Speaker ruled Bill a Private Bill.
Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Hamer*)—put and agreed to.
Debate resumed on question—That this Bill be now read a second time.
Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desire therein.
- 22 MOTOR CAR (BREATH TESTING STATIONS) (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make Provision in the Victorian Constitution with respect to Local Government, to amend the ‘Constitution Act 1975’ and the ‘Local Government Act 1958’ and for other purposes*”; together with a letter from the Clerk of

the Parliaments to the President of the Legislative Council relevant to same. The letter was read by the Clerk which is as follows:

The Hon. W. G. Fry, M.L.C.,
President of the Legislative Council,
Parliament House,
Melbourne.

6 June, 1979

Dear Mr President,

I have to inform you that the Constitution (Local Government) Bill 1978 was introduced into the Legislative Council on 2 May 1978 by the Hon. A. J. Hunt, M.L.C. (at that time Minister for Local Government). On 3 May 1978 it was referred by the Council to the Statute Law Revision Committee for examination and report, which Committee reported to the House on 29 November 1978. During the subsequent proceedings in the Council, the Bill did not pass with votes of absolute majorities at the second and third reading stages.

When transmitting the Bill to the Legislative Assembly no special advice was communicated to the officers of that House by the Clerk of the Legislative Council, as would have been the case had absolute majorities been obtained at the appropriate stages of the passage of the Bill through the Legislative Council. In the absence of special intimation to the Legislative Assembly, the officers of that House did not advise of the need for absolute majorities at the appropriate stages of the passage of the Bill in the Legislative Assembly; consequently, no such majorities were obtained.

In preparing the special copies of the Bill for certification to His Excellency the Governor (a prerequisite to His Excellency giving Royal Assent), I became aware of the failure of the two Houses to pass the Bill as required by section 18 (2) (b) of the *Constitution Act 1975*. Pursuant to the restraint thereby imposed upon me, I refrained from presenting the Bill to His Excellency.

The Constitution (Local Government) Bill 1979, as now introduced into the Legislative Council by the Hon. Haddon Storey, M.L.C. (Attorney-General), is identical with the Bill which passed all stages without amendment in the Legislative Council and the Legislative Assembly in December 1978.

Yours faithfully,

A. R. B. McDONNELL
Clerk of the Parliaments

- 24 CONSTITUTION (LOCAL GOVERNMENT) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 25 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjournment debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
Motion made and question—That the debate be now adjourned (*Mr McArthur*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 26 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past One o'clock (*Mr Maclellan*)—put and agreed to.
- 27 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

28 ADJOURNMENT—Motion made and question proposed—That the House do now adjourn (*Mr Maclellan*).

Debate ensued.

And the House having continued to sit till after Twelve of the clock—

WEDNESDAY, 13 JUNE 1979

Question—put and agreed to.

And then the House, at a quarter past Twelve o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 8—Wednesday, 13 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 MINISTERIAL STATEMENT—TOWN PLANNING COMPENSATION—Mr Lieberman made a Ministerial Statement relating to Town Planning Compensation.
Motion made, by leave, and question—That this House takes note of the Ministerial Statement (*Mr Cain*)—put, after debate, and agreed to.
- 3 PETITION—SEWER EXTENSION COSTS—Mr Roper presented a Petition from certain residents of Ballarat praying that section 120A of the *Sewerage Districts Act 1958* which allows the costs of main sewer extensions to be charged against residents be repealed.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Roper*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.
- 4 PETITION—REGIONAL SHOPPING COMPLEX PERMITS—Dr Coghill presented a Petition from certain members of the Melton Chamber of Commerce and residents of Melton praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Dr Coghill*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Soil Conservation Authority—Report for the year 1977–78—Ordered to be printed.
 - Town and Country Planning Act 1961—Portland Planning Scheme 1957, Amendment No. 17 (1975) (Part One).
 - Zoological Board—Report for the year 1977–78.

6 ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL—Mr Hamer, by leave, obtained leave, with Mr Thompson, to bring in a Bill “to provide for the Reconstitution of the Albury-Wodonga (Victoria) Corporation, to approve the Albury-Wodonga Area Development Agreement Amendment Agreement (No. 1) made between the Commonwealth and the States of Victoria and New South Wales, to amend the ‘Albury-Wodonga Agreement Act 1973’ and the ‘State Development Decentralization and Tourism Act 1978’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

7 TRANSPORT STUDY—Motion made and question proposed—That, in the opinion of this House, the Government should—(a) institute a study into freight and passenger transport throughout country Victoria in order to produce a co-ordinated transport plan which will ensure a more efficient transport system for future conditions; and (b) maintain all country rail lines, including the Balmoral line, pending the results of the above study (*Mr Crabb*)—and, after debate—

Amendment proposed—That paragraph (a) be omitted with a view to inserting in place thereof the following paragraph:—

“(a) institute a study into all freight and passenger transport within Victoria and to and from Victoria, in order to produce a co-ordinated transport system capable of meeting the needs of all residents of Victoria, having particular regard to the effect of transport on the balanced development of the State; and” (*Mr Evans, Gippsland East*)—put, after debate, and agreed to.

Further amendment proposed—That the word “maintain” be omitted with a view to inserting in place thereof the word “retain” (*Mr Maclellan*)—and, after debate—

Question—That the word proposed to be omitted stand part of the question—put. The House divided.

AYES, 39

Mr Amos	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cain	Mr Ginifer	Mr Ross-Edwards	Mr Walsh
Mr Cathie	Mr Hann	Mr Rowe	Mr Whiting
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Spyker	<i>Tellers:</i>
Mr Evans	Mr McGrath	Mr Stirling	Dr Coghill
(<i>Gippsland East</i>)	Mr Mathews	Mrs Toner	Mr Hockley
Mr Fogarty	Mr Miller	Mr Trewin	
Mr Fordham	Mr Remington	Mr Trezise	

NOES, 40

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Ebery	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Borthwick	(<i>Ballarat North</i>)	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Weideman
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Lacy	Mr Richardson	Mr Wood
Mr Cox	Mr Lieberman	Mr Skeggs	<i>Tellers:</i>
Mr Crellin	Mr McArthur	Mr Smith	Mr Collins
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	Mr Kennett

And so it passed in the negative.

Question—That the word proposed to be inserted be so inserted—put and agreed to.

Question—That, in the opinion of this House, the Government should—
 (a) institute a study into all freight and passenger transport within Victoria and to and from Victoria, in order to produce a co-ordinated transport system capable of meeting the needs of all residents of Victoria, having particular regard to the effect of transport on the balanced development of the State; and
 (b) retain all country rail lines, including the Balmoral line, pending the results of the above study—put, after debate, and agreed to.

8 POSTPONEMENT OF NOTICES OF MOTION, GENERAL BUSINESS—Ordered—That the consideration of Notices of Motion, General Business, Nos. 2 and 3 be postponed until later this day.

9 CONSTITUTION (LOCAL GOVERNMENT) BILL—Read a second time, after debate, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported without amendment; read the third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

10 BRIGHT (LAND EXCHANGE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Ginifer*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday next.

11 GEELONG WATERWORKS AND SEWERAGE (TRUST) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).

Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday next.

12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 4 be postponed until later this day.

13 EXHIBITION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Wednesday next.

14 CITY OF MELBOURNE (RE-SUBDIVISION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).

Motion made and question—That the debate be now adjourned (*Mr Remington*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday next.

15 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Jona*).

Motion made and question—That the debate be now adjourned (*Mrs Toner*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday next.

- 16 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8 be postponed until later this day.
- 17 MARGARINE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 18 PUBLIC RECORDS (AMENDMENT) BILL—Mr Edmunds obtained leave, with Mr Fordham, to bring in a Bill “to amend Section 10 of the ‘Public Records Act 1973’ with respect to reducing the Maximum Period for which Public Records may be withheld from Access by the Public”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 LOCAL GOVERNMENT (SECURITY GLAZING) BILL—Mr Edmunds obtained leave, with Mr Fordham, to bring in a Bill “to amend Section 925 of the ‘Local Government Act 1958’ with respect to the Installation of Bullet-resistant Glass in Premises used for Banking or the Receipt of Money from the Public”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Hamer*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Wednesday next.
- 21 ADDRESS-IN-REPLY TO THE GOVERNOR’S SPEECH—Order read for resuming adjourned debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Jasper*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 22 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o’clock (*Mr Maclellan*)—put and agreed to.
- 23 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 24 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at thirty-five minutes past Eleven o’clock, adjourned until tomorrow.

No. 9—Thursday, 14 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—BROADMEADOWS COMMUNITY HOSPITAL—Mr Culpin presented a Petition from certain citizens of Broadmeadows praying that the hospital expansion plan be reviewed and that the priority for the development of the community hospital for Broadmeadows be raised.
Ordered to lie on the Table.
- 3 PETITION—PROSTITUTION—Mr Coleman presented a Petition from certain citizens of Victoria praying that in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.
Ordered to lie on the Table.
- 4 PAPER—The following Paper, pursuant to a direction of an Act of Parliament, was laid upon the Table by the Clerk:
Consumer Affairs—Report of the Director for the year 1977-78—Ordered to be printed.
- 5 GRIEVANCES—Question—That grievances be noted—put, after debate, and agreed to.
- 6 WORKERS COMPENSATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 26 June instant.
- 7 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 8 MONEY LENDERS (FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 9 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday next at half-past Three o'clock (*Mr Maclellan*)—put and agreed to.
- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 11 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at fifty-five minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 10, 11 and 12

No. 10—Tuesday, 19 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Ombudsman—Report for the quarter ended 31 March 1979—Ordered to be printed.
 - Police Regulation Act 1958—Determination No. 306 of the Police Service Board.
 - Statutory Rules under the following Acts:
 - Chiropractors and Osteopaths Act 1978—No. 169.
 - Coal Mines Act 1958—No. 155.
 - Community Welfare Services Act 1970—No. 153.
 - Dentists Act 1972—No. 170.
 - Extractive Industries Act 1966—No. 156.
 - Forests Act 1958—No. 165.
 - Industrial Training Act 1975—Nos. 161, 168.
 - Magistrates' Courts Act 1971, Magistrates (Summary Proceedings) Act 1975, Landlord and Tenant Act 1958 and Acts Interpretation Act 1958—No. 158.
 - Marine Act 1958—No. 167.
 - Market Court Act 1978—No. 163.
 - Mental Health Act 1959—No. 160.
 - Mines Act 1958—No. 154.
 - Mt Hotham Alpine Resort Act 1972—No. 164.
 - National Parks Act 1975—No. 157.
 - Port of Melbourne Authority Act 1958—No. 151.
 - Public Service Act 1974—Nos. 159, 166 and PSD Nos. 28 to 31.
 - Tattersall Consultations Act 1958—No. 162.
 - Third Party Insurance—Report of the Premiums Committee for the year 1977-78.
 - Town and Country Planning Act 1961:
 - Werribee—Shire of Werribee Planning Scheme 1963, Amendment No. 57 (1978).
 - Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 32 (1978).
- 3 SUBORDINATE LEGISLATION COMMITTEE INQUIRY—Motion made, by leave, and question—That the Subordinate Legislation Committee have power to inquire into and report upon—(a) whether there is a need for a systematic programme of consolidation and review of the published subordinate legislation of Victoria; (b) whether the present arrangements as to publication and public availability of current subordinate legislation are satisfactory; and (c) whether the present procedure as to disallowance of statutory rules by Parliament is satisfactory (*Mr Maclellan*)—put and agreed to.

- 4 CO-OPERATION BILL—Mr Dixon, by leave, obtained leave, with Mr Smith (*Warrnambool*) to bring in a Bill “to amend the ‘Co-operation Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—Mr Smith (*Warrnambool*), by leave, obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Melbourne and Metropolitan Board of Works Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 RACING (RESTRICTED TROTTING MEETINGS) BILL—Mr Dixon, by leave, obtained leave, with Mr Smith (*Warrnambool*), to bring in a Bill “to amend the ‘Racing Act 1958’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 POLICE REGULATION (AMENDMENT) BILL—Mr Hamer, pursuant to motion moved, by leave, on his behalf by Mr Maclellan, obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Police Regulation Act 1958’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 YOUTH, SPORT AND RECREATION (STATE YOUTH COUNCIL) BILL—Mr Dixon, by leave, obtained leave, with Mr Smith (*Warrnambool*), to bring in a Bill “to amend the ‘Youth, Sport and Recreation Act 1972’ to increase the membership of the State Youth Council”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 8, 9)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 Exhibition (Amendment) Bill.
 Workers Compensation (Amendment) Bill.
- 10 PRIMARY PRODUCE MARKETING AUTHORITIES—Motion made and question proposed—That, in the opinion of this House, the boards of statutory marketing authorities for primary produce should be re-constituted so that in each case at least one half of board members shall be directly elected by producers (*Mr Fogarty*).
- Amendment proposed—That all the words after “marketing” be omitted with a view to inserting in place thereof: “and handling authorities for primary produce should be re-constituted so that in each case a majority of board members shall be directly elected by producers” (*Mr Hann*)—and, after debate—
- Question—That the words proposed to be omitted stand part of the question—put.
- The House divided.

AYES, 39

Mr Austin	Mr Dixon	Mr McCance	Mr Smith
Mr Balfour	Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Ebery	Mr McKellar	Mr Templeton
Mr Borthwick	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Brown	(<i>Ballarat North</i>)	Mr Maclellan	Mr Weideman
Mr Burgin	Mr Hamer	Mrs Patrick	Mr Williams
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Wood
Mr Coleman	Mr Jona	Mr Richardson	
Mr Collins	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Cox	Mr Lieberman	Mr Smith	Mr Reynolds
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	Mr Tanner

NOES, 39

Mr Amos	Mr Gavin	Mr Remington	Mr Trezise
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hann	Mr Ross-Edwards	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr Jolly	Mr Simmonds	
Mr Ernst	Mr King	Mr Simpson	<i>Tellers</i>
Mr Evans	Mr Kirkwood	Mr Spyker	Dr Coghill
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr McInnes
Mr Fogarty	Mr Mathews	Mrs Toner	
Mr Fordham	Mr Miller	Mr Trewin	

And the numbers being equal, Mr Speaker said "In accordance with precedent, I shall cast my vote against the amendment so as to give the House the opportunity of deciding the question in its original form."

And so it was resolved in the affirmative.

Original question—put.

The House divided.

AYES, 39

Mr Amos	Mr Gavin	Mr Remington	Mr Trezise
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hann	Mr Ross-Edwards	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr Jolly	Mr Simmonds	
Mr Ernst	Mr King	Mr Simpson	<i>Tellers</i>
Mr Evans	Mr Kirkwood	Mr Spyker	Dr Coghill
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr McInnes
Mr Fogarty	Mr Mathews	Mrs Toner	
Mr Fordham	Mr Miller	Mr Trewin	

NOES, 39

Mr Austin	Mr Dixon	Mr McCance	Mr Smith
Mr Balfour	Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Ebery	Mr McKellar	Mr Templeton
Mr Borthwick	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Brown	(<i>Ballarat North</i>)	Mr Maclellan	Mr Weideman
Mr Burgin	Mr Hamer	Mrs Patrick	Mr Williams
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Wood
Mr Coleman	Mr Jona	Mr Richardson	
Mr Collins	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Cox	Mr Lieberman	Mr Smith	Mr Reynolds
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	Mr Tanner

And the numbers being equal, Mr Speaker said "The numbers being equal, it falls to the Chair to give a casting vote. In accordance with precedent, I am of the view that this is a motion which should be affirmed by majority of the House and not merely by the casting vote of its Presiding Officer and for this reason I declare myself with the 'Noes'".

And so it passed in the negative.

- VAGRANCY (AMENDMENT) BILL—Mr Cain obtained leave, with Mr Miller, to bring in a Bill "to amend the *Vagrancy Act 1966*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- CRIMES (INHUMANE PUNISHMENT ABOLITION) BILL—Mr Cain obtained leave, with Mr Miller, to bring in a Bill "to abolish a certain *Inhumane Punishment and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- VICTORIAN MEAT INDUSTRY AUTHORITY BILL—Mr Hann obtained leave, with Mr Trewin, to bring in a Bill "to constitute the *Victorian Meat Industry Authority, to make provision with respect to the objects and powers of the Authority, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 14 LANDLORD AND TENANT (AMENDMENT) BILL—Mr Edmunds obtained leave, with Mr Cathie, to bring in a Bill “to amend the ‘Landlord and Tenant Act 1958’ with respect to Persons suffering Financial Hardship upon Premises ceasing to be Prescribed Premises and for Regulating and Controlling the Giving of Security Deposits”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 LIBRARY COMMITTEE—Motion made, by leave, and question—That Mr Williams be appointed a Member of the Library Committee (*Mr Maclellan*)—put and agreed to.
- 16 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
 Gas and Fuel Corporation (Borrowing Powers) Bill.
 Ombudsman (Co-operation) Bill.
 Geelong (Haimes Homes) Land Bill.
 Motor Car (Breath Testing Stations) (Amendment) Bill.
- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘River Improvement Act 1958’ with respect to the Constitution of River Improvement Trusts and Estimates and Valuations, and for other purposes”.
- 18 RIVER IMPROVEMENT (TRUSTS AND VALUATIONS) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the Second Schedule to the ‘Instruments Act 1958’ with respect to the Form of the Writ of Summons upon a Bill of Exchange”.
- 20 INSTRUMENTS (WRITS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 21 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘Forests Act 1958’”.
- 22 FORESTS (RESERVED LAND) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 23 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday next.
- 24 SUPPLY (1979–80, No. 1) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.
 Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
 Ordered—That the debate be adjourned until tomorrow.
- 25 ADDRESS-IN-REPLY TO THE GOVERNOR SPEECH—Order read for resuming adjourned debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until tomorrow.

- 26 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past One o'clock (*Mr Maclellan*)—put and agreed to.
- 27 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 28 ADJOURNMENT—Motion made and question proposed—That the House do now adjourn (*Mr Maclellan*).
- Debate ensued.

And the House having continued to sit after Twelve of the clock—

WEDNESDAY, 20 JUNE 1979.

Question—put and agreed to.

And then the House, at three minutes past Twelve o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 11—Wednesday, 20 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PAPER—The following Paper, pursuant to a direction of an Act of Parliament, was laid upon the Table by the Clerk:
Egg Industry Stabilization Act 1973—Report of the Poultry Farmer Licensing Review Committee for the year ending 28 February 1979.
- 3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 10)—ASSENT TO BILL—Informing the Assembly that he had, that day, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:
Constitution (Local Government) Bill.
- 4 CONSTRUCTION SAFETY BILL—Mr Ramsay, by leave, obtained leave, with Mr Maclellan, to bring in a Bill "*to re-enact with Amendments the Law relating to the Use of Scaffolding and certain Machinery and the Safety of Workmen engaged in Building and Construction Work, to amend the 'Labour and Industry Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time to-morrow.
- 5 STATE ELECTRICITY COMMISSION (MORWELL LAND COMPENSATION) BILL—Mr Balfour obtained leave, with Mr Lieberman, to bring in a Bill "*to amend the 'State Electricity Commission Act 1958' to make Provision with respect to the Compensation payable for Land in the vicinity of Morwell and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 6 CIVIL LIBERTIES—Motion made and question—That this House expresses its grave concern at the assault on civil liberties involved in the laying of charges against trade unionists in Western Australia carrying out their normal duties and calls on the Government, in the interests of defending democratic freedoms and thereby helping to create a climate of industrial harmony, to prevail upon the

Western Australian Government to repeal those sections of the Western Australian Police Act, 1892-1976 under which the charges were laid and to make such action retrospective (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Edmunds	Mr Mathews	Mr Stirling	
Mr Ernst	Mr Miller	Mrs Toner	Mr Gavin
Mr Fogarty	Mr Remington	Mr Trezise	Mr Walsh

NOES, 47

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McKellar	Mr Thompson
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Trewin
Mr Burgin	Mr Hann	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Whiting
Mr Collins	Mr Jasper	Mr Ramsay	Mr Williams
Mr Cox	Mr Jona	Mr Reynolds	Mr Wood
Mr Crellin	Mr Lacy	Mr Richardson	
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	<i>Tellers</i>
Mr Dunstan	Mr McArthur	Mr Skeggs	Mr Coleman
Mr Ebery	Mr McCance	Mr Smith	Mr Kennett
		(<i>South Barwon</i>)	

And so it was passed in the negative.

- 7 FORESTS (RESERVED LAND) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Ginifer*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 8 INSTRUMENTS (WRITS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 9 RIVER IMPROVEMENT (TRUSTS AND VALUATIONS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 10 YOUTH, SPORT AND RECREATION (STATE YOUTH COUNCIL) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 11 RACING (RESTRICTED TROTTING MEETINGS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.

- 12 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Wilton*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Wednesday next.
- 13 CO-OPERATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
- Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Tuesday, 3 July next.
- 14 STATE ELECTRICITY COMMISSION (MORWELL LAND COMPENSATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
- Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 15 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed.
- Ordered—That the Bill be considered in Committee later this day.
- Motion made and question—That it be an instruction to the Committee that they have power to consider amendments concerning the criteria prescribed for admission to the care of the Community Welfare Services Department (*Mr Jona*)—put, after debate, and agreed to.
- Bill considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 MONEY LENDERS (FEES) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 MARGARINE (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 EXHIBITION (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time, after debate.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 19 **GEELONG WATERWORKS AND SEWERAGE (TRUST) BILL**—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 20 **SUPPLY (1979–80, No. 1) BILL**—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 **HEALTH (CATTLE) BILL**—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.
 And the House having continued to sit till after Twelve of the clock—
 THURSDAY, 21 JUNE 1979.
 Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 **VICTORIAN PUBLIC OFFICES CORPORATION (AMENDMENT) BILL**—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 **BRIGHT (LAND EXCHANGE) BILL**—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 24 **ADJOURNMENT**—Motion made and question—That the House, at its rising, adjourn until later this day at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 25 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 26 **ADJOURNMENT**—Resolved—That the House do now adjourn.
 And then the House, at fifty-one minutes past One o'clock in the morning, adjourned until later this day.

No. 12—Thursday, 21 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PAPER—The following Paper, pursuant to a direction of an Act of Parliament, was laid upon the Table by the Clerk:
Victorian Dairy Industry Authority—Report for year 1977–78.
- 3 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 11, 12, 13)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
Business Franchise (Petroleum Products) Bill.
Construction Safety Bill.
Melbourne and Metropolitan Board of Works (Amendment) Bill.
- 4 ROYAL COMMISSION ON LAND PURCHASES—TERMS OF REFERENCE—Motion made and question—That the House expresses concern at the Government's failure to provide adequate terms of reference for the Royal Commission into Housing Commission land purchases and recommends that the terms of reference be extended to include—(a) the extent and adequacy of Ministerial supervision and responsibility for the purchases of land made by the Housing Commission of Victoria and the extent to which Ministers should be accountable for such purchases; (b) the extent to which the Housing Commission has acquired land, both broad acre and subdivided lots, in excess of that necessary for it to discharge its statutory obligations; and (c) the adequacy of procedures followed by the Commission in negotiating contracts with builders and/or developers constructing houses, flats and other buildings on land owned by the Housing Commission of Victoria and the House further recommends that at this time there should be no direction to the Commission specifying the time by which the Commission shall bring down its Report (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cain	Mr Gavin	Mr Roper	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	Mr Rowe
Mr Fogarty	Mr Miller	Mr Trezise	Mr Walsh

NOES, 46

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McKellar	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hamer	Mr Maclellan	Mr Trewin
Mr Burgin	Mr Hann	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Hayes	Mr Ramsay	Mr Whiting
Mr Collins	Mr Jasper	Mr Reynolds	Mr Williams
Mr Cox	Mr Jona	Mr Richardson	Mr Wood
Mr Crellin	Mr Kennett	Mr Ross-Edwards	
Mr Dixon	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Dunstan	Mr Lieberman	Mr Smith	Mrs Chambers
Mr Ebery	Mr McArthur	(<i>South Barwon</i>)	Mr McCance

And so it passed in the negative.

- 5 CONSTRUCTION SAFETY BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 6 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—SECOND READING—RESUMPTION OF DEBATE—Ordered—That the consideration of this Order of the Day be postponed until later this day.
- 7 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjourned debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
- Motion made and question—That the debate be now adjourned (*Mr Coleman*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 8 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday next at half-past Three o'clock (*Mr Maclellan*)—put and agreed to.
- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 10 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at one minute past Six o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 13, 14 and 15

No. 13—Tuesday, 26 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Building Industry Long Service Leave Board—Report for the year 1977–78.
 - Friendly Societies—Report of the Registrar for the year 1977–78.
 - Melbourne Wholesale Fruit and Vegetable Market Trust—Report for the period ended 30 June 1978.
 - Railways Act 1958—Report of the Victorian Railways Board for the quarter ended 31 March 1979.
 - Swan Hill Pioneer Settlement Authority—Statement of accounts for the year ended 30 September 1978.
 - Town and Country Planning Act 1961—Shire of Sherbrooke Planning Scheme 1965, Amendment No. 126.
- 3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 14)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
 - Gas and Fuel Corporation (Borrowing Powers) Bill.
 - Ombudsman (Co-operation) Bill.
 - Geelong (Haimes Homes) Land Bill.
 - Motor Car (Breath Testing Stations) (Amendment) Bill.
 - Geelong Waterworks and Sewerage (Trust) Bill.
 - Bright (Land Exchange) Bill.
- 4 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 15, 16)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 - Co-operation Bill.
 - Youth, Sport and Recreation (State Youth Council) Bill.
- 5 MOTOR CAR TRADERS COMMITTEE REPORT, 1978—Motion made and question—That this House takes note of the report of the Operations and Activities of the Motor Car Traders Committee for the year ended 31 December 1978 and expresses its concern at the failure of the Government to allow the Committee to have sufficient staff to satisfactorily undertake its responsibilities (*Mr Wilton*)—after debate, put.

The House divided.

AYES, 38

Mr Amos	Mr Fogarty	Mr McInnes	Mr Stirling
Mr Cain	Mr Fordham	Mr Miller	Mrs Toner
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Crabb	Mr Hann	Mr Ross-Edwards	Mr Walsh
Mr Culpin	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Edmunds	Mr Jasper	Mr Sidiropoulos	Mr Wilton
Mr Ernst	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Evans	Mr Kirkwood	Mr Simpson	Mr King
(<i>Gippsland East</i>)	Mr McGrath	Mr Spyker	Mr Mathews

NOES, 38

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Ebery	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Brown	(<i>Ballarat North</i>)	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Hamer	Mrs Patrick	Mr Weideman
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Williams
Mr Coleman	Mr Jona	Mr Richardson	Mr Wood
Mr Collins	Mr Kennett	Mr Skeggs	<i>Tellers</i>
Mr Cox	Mr Lacy	Mr Smith	Mr McCance
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	Mr Reynolds
Mr Dixon	Mr McArthur		

And the numbers being equal, Mr Speaker said "The numbers of the division being equal, I am of the opinion that the matter is not one which should be decided except by a majority of this House. On these grounds and in accordance with precedent, I therefore cast my vote with the 'Noes'".

And so it passed in the negative.

- 6 CONSTRUCTION SAFETY BILL—Order read for resuming adjourned debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof the words "this House refuses to read this Bill a second time until there has been further consultation with employers and unions associated with the building industry" (*Mr Simmonds*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 45

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McKellar	Mr Thompson
Mr Brown	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin
Mr Burgin	Mr Hamer	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Hann	Mrs Patrick	Mr Whiting
Mr Coleman	Mr Hayes	Mr Ramsay	Mr Williams
Mr Collins	Mr Jona	Mr Reynolds	Mr Wood
Mr Cox	Mr Kennett	Mr Richardson	<i>Tellers</i>
Mr Crellin	Mr Lacy	Mr Ross-Edwards	Mr Jasper
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Tanner
Mr Dunstan	Mr McArthur	Mr Smith	
Mr Ebery	Mr McCance	(<i>South Barwon</i>)	

NOES, 32

Mr Amos	Mr Fogarty	Mr Miller	Mr Stirling
Mr Cain	Mr Fordham	Mr Remington	Mrs Toner
Mr Cathie	Mr Gavin	Mr Roper	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Ernest	Mr Mathews	Mr Spyker	Mr King
			Dr Vaughan

And so it was resolved in the affirmative.

Question—That this Bill be now read a second time—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(Ballarat North)	Mr McGrath	(South Barwon)
Mr Birrell	Mr Evans	Mr McInnes	Mr Smith
Mr Brown	(Gippsland East)	Mr McKellar	(Warrnambool)
Mr Burgin	Mr Hamer	Mr Mackinnon	Mr Thompson
Mrs Chambers	Mr Hann	Mr Maclellan	Mr Trewin
Mr Coleman	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Collins	Mr Jona	Mr Ramsay	Mr Whiting
Mr Cox	Mr Kennett	Mr Reynolds	Mr Williams
Mr Crellin	Mr Lacy	Mr Richardson	Mr Wood
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	Tellers
Mr Dunstan	Mr McArthur	Mr Skeggs	Mr Jasper
Mr Ebery	Mr McCance		Mr Tanner

NOES, 32

Mr Amos	Mr Fogarty	Mr Miller	Mr Stirling
Mr Cain	Mr Fordham	Mr Remington	Mrs Toner
Mr Cathie	Mr Gavin	Mr Roper	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	Tellers
Mr Ernst	Mr Mathews	Mr Spyker	Mr King
			Dr Vaughan

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee.

And having continued to sit till after Twelve of the clock—

WEDNESDAY, 27 JUNE 1979

Bill further considered in Committee and reported with an amendment; as amended, considered and amendment agreed to.

Motion made and question—That this Bill be now read a third time (*Mr Ramsay*)—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McGrath	Mr Smith
Mr Balfour	(Gippsland East)	Mr McInnes	(Warrnambool)
Mr Birrell	Mr Hamer	Mr McKellar	Mr Tanner
Mr Burgin	Mr Hann	Mr Mackinnon	Mr Thompson
Mrs Chambers	Mr Hayes	Mr Maclellan	Mr Trewin
Mr Coleman	Mr Jasper	Mrs Patrick	Mr Weideman
Mr Cox	Mr Jona	Mr Ramsay	Mr Whiting
Mr Crellin	Mr Kennett	Mr Reynolds	Mr Williams
Mr Dixon	Mr Lacy	Mr Richardson	Mr Wood
Mr Dunstan	Mr Lieberman	Mr Ross-Edwards	Tellers
Mr Ebery	Mr McArthur	Mr Skeggs	Mr Brown
Mr Evans	Mr McCance	Mr Smith	Mr Collins
(Ballarat North)	Mr McClure	(South Barwon)	

NOES, 32

Mr Amos	Mr Gavin	Mr Remington	Mrs Toner
Mr Cain	Mr Ginifer	Mr Roper	Mr Trezise
Mr Cathie	Mr Hockley	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Walsh
Mr Culpin	Mr King	Mr Simmonds	Mr Wilkes
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Wilton
Mr Fogarty	Mr Mathews	Mr Spyker	Tellers
Mr Fordham	Mr Miller	Mr Stirling	Dr Coghill
			Mr Ernst

And so it was resolved in the affirmative—Bill read a third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 7 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to provide for motor registration fees on vehicles of less than 4·1 tonnes capacity to be reduced by at least one-third from 1 September 1979” (*Mr Crabb*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Evans, Gippsland East*)—put.

The House divided.

AYES, 38

Mr Amos	Mr Gavin	Mr Mathews	Mr Stirling
Mr Cain	Mr Giniifer	Mr Miller	Mrs Toner
Mr Cathie	Mr Hann	Mr Remington	Mr Trezise
Mr Crabb	Mr Hockley	Mr Roper	Dr Vaughan
Mr Culpin	Mr Jasper	Mr Ross-Edwards	Mr Walsh
Mr Edmunds	Mr Jolly	Mr Rowe	Mr Wilkes
Mr Evans	Mr King	Mr Sidiropoulos	Mr Wilton
(<i>Gippsland East</i>)	Mr Kirkwood	Mr Simmonds	<i>Tellers</i>
Mr Fogarty	Mr McGrath	Mr Simpson	Dr Coghill
Mr Fordham	Mr McInnes	Mr Spyker	Mr Ernst

NOES, 37

Mr Austin	Mr Ebery	Mr McCance	Mr Smith
Mr Balfour	Mr Evans	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Tanner
Mr Burgin	Mr Hamer	Mr Maclellan	Mr Thompson
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Jona	Mr Ramsay	Mr Williams
Mr Cox	Mr Kennett	Mr Reynolds	Mr Wood
Mr Crellin	Mr Lacy	Mr Richardson	<i>Tellers</i>
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Brown
Mr Dunstan	Mr McArthur	Mr Smith	Mr Collins
		(<i>South Barwon</i>)	

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until tomorrow.

- 8 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until later this day at half-past One o'clock (*Mr Maclellan*)—put and agreed to.
- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 10 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at eighteen minutes past Three o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL

S. J. PLOWMAN

Clerk of the Legislative Assembly

No. 14—Wednesday, 27 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer
- 2 PETITION—HOMOSEXUAL TEACHERS—Mr Richardson presented a Petition from certain citizens of Victoria praying that action be taken to remove all homosexuals and persons promoting homosexual behaviour from teaching positions and from involvement in curriculum development in schools.
Ordered to lie on the Table.
- 3 PETITION—PROSTITUTION—Mr McGrath presented a Petition from certain citizens of Victoria praying that, in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps toward the elimination of prostitution.
Ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Country Fire Authority—Report for the year 1977-78.
 - Dried Fruits Act 1958—Statement of accounts for the Victorian Dried Fruits Board for the year 1977.
 - Land Conservation Act 1970—Final Recommendations of the Land Conservation Council in respect of the future use of the public land in the Alpine Study Area.
 - La Trobe University—Report of the Council for the year 1978; together with statutes approved by the Governor in Council during 1978.
- 5 COMPANIES INVESTIGATIONS—AUSTRALIA-WIDE MINING CORPORATION LTD. AND CAPITAL MINING AND PROPERTIES LTD.—Motion made, by leave, and question—That there be presented to this House a copy of—
 - 1 the Report of the Inspector appointed to investigate the affairs of Australia-Wide Mining Corporation Ltd.;
 - 2 the Interim Report of the Inspector appointed to investigate the affairs of Capital Mining and Properties Ltd.; and
 - 3 the Final Report of the Inspector appointed to investigate the affairs of Capital Mining and Properties Ltd. (*Mr Maclellan*)—put and agreed to.
- 6 PAPERS—Mr Maclellan presented—
 - Companies Investigations—Australia-Wide Mining Corporation Ltd. and Capital Mining and Properties Ltd.—Reports of Inspector—Return to the foregoing Order (three papers).
 Severally ordered to lie on the Table.
- 7 MINISTERIAL STATEMENTS—AUSTRALIA-WIDE MINING CORPORATION LTD. AND CAPITAL MINING AND PROPERTIES LTD.—Mr Maclellan made Ministerial Statements relating to the Financial Affairs of the Companies.
Ordered—That the Ministerial Statements be taken into consideration tomorrow.
- 8 WORLD TRADE CENTRE PROJECT—Motion made and question—That, because of the lack of detailed information available to Members of the House in order that a proper assessment could be made of the viability of the World Trade Centre Project, this House censures the Minister of Public Works for his failure to present to Parliament all the relevant reports concerning the proposed Centre (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 37

Mr Amos	Mr Gavin	Mr Miller	Mrs Toner
Mr Cain	Mr Ginifer	Mr Remington	Mr Trezise
Mr Cathie	Mr Hockley	Mr Roper	Dr Vaughan
Mr Crabb	Mr Jasper	Mr Ross-Edwards	Mr Walsh
Mr Culpin	Mr Jolly	Mr Rowe	Mr Wilkes
Mr Edmunds	Mr King	Mr Sidiropoulos	Mr Wilton
Mr Evans	Mr Kirkwood	Mr Simmonds	
(Gippsland East)	Mr McGrath	Mr Simpson	Tellers
Mr Fogarty	Mr McInnes	Mr Spyker	Dr Coghill
Mr Fordham	Mr Mathews	Mr Stirling	Mr Ernst

NOES, 37

Mr Austin	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Balfour	(Ballarat North)	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Kennett	Mr Reynolds	Mr Wood
Mr Coleman	Mr Lacy	Mr Richardson	
Mr Cox	Mr Lieberman	Mr Skeggs	Tellers
Mr Crellin	Mr McArthur	Mr Smith	Mr Brown
Mr Dixon	Mr McCance	(South Barwon)	Mr Collins
Mr Dunstan	Mr McClure	Mr Smith	
Mr Ebery	Mr McKellar	(Warrnambool)	

And the numbers being equal, Mr Speaker said "The numbers being equal, it falls to the Chair to give a casting vote. In accordance with precedent, I am of the view that this is a motion which should be affirmed by majority of the House and not merely by the casting vote of its Presiding Officer and for this reason I declare myself with the 'Noes'".

And so it passed in the negative.

- 9 FINANCIAL RESERVES COMMITTEE BILL—Mr Wilkes obtained leave, with Mr Fordham, to bring in a Bill "to provide for the Appointment of a Select Committee of the Legislative Assembly to Inquire into and Report upon certain Questions relating to Treasury Balances and Reserves held by Statutory Authorities"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 ELECTORAL COMMISSION BILL—Mr Wilkes obtained leave, with Mr Fordham, to bring in a Bill "to establish an Electoral Commission for dividing the State of Victoria from Time to Time into Electoral Provinces for the Legislative Council and Electoral Districts for the Legislative Assembly"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time—and on the amendment—That all the words after "That" be omitted with the view of inserting in place thereof "this Bill be withdrawn and redrafted to provide for motor registration fees on vehicles of less than 4.1 tonnes capacity to be reduced by at least one-third from 1 September 1979"; debate resumed.

Question—That the words proposed to be omitted stand part of question—put.
The House divided.

AYES, 43

Mr Austin	Mr Evans	Mr McKellar	Mr Tanner
Mr Balfour	(Gippsland East)	Mr Mackinnon	Mr Trewin
Mr Birrell	Mr Hann	Mr Maclellan	Mr Weideman
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Whiting
Mrs Chambers	Mr Jasper	Mr Ramsay	Mr Williams
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Wood

Mr Cox	Mr Lacy	Mr Richardson	
Mr Crellin	Mr Lieberman	Mr Ross-Edwards	
Mr Dixon	Mr McArthur	Mr Skeggs	
Mr Dunstan	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Smith	Mr Brown
(<i>Ballarat North</i>)	Mr McInnes	(<i>Warrnambool</i>)	Mr Collins

NOES, 30

Mr Amos	Mr Gavin	Mr Remington	Mrs Toner
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr King	Mr Simmonds	
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Spyker	Dr Coghill
Mr Fordham	Mr Miller	Mr Stirling	Mr Ernst

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to.

Motion made and question proposed—That this Bill be now read a third time (*Mr Maclellan*)—and, after debate.

And the House having continued to sit until after Twelve of the Clock—

THURSDAY, 28 JUNE 1979

Question—after debate, put.

The House divided.

AYES, 43

Mr Austin	Mr Evans	Mr McKellar	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin
Mr Birrell	Mr Hann	Mr Maclellan	Mr Weideman
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Whiting
Mrs Chambers	Mr Jasper	Mr Ramsay	Mr Williams
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Wood
Mr Cox	Mr Lacy	Mr Richardson	
Mr Crellin	Mr Lieberman	Mr Ross-Edwards	
Mr Dixon	Mr McArthur	Mr Skeggs	
Mr Dunstan	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Smith	Mr Brown
(<i>Ballarat North</i>)	Mr McInnes	(<i>Warrnambool</i>)	Mr Collins

NOES, 30

Mr Amos	Mr Gavin	Mr Remington	Mrs Toner
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr King	Mr Simmonds	
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Spyker	Dr Coghill
Mr Fordham	Mr Miller	Mr Stirling	Mr Ernst

And so it was resolved in the affirmative—Bill read a third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Local Government Act 1958’, to repeal certain obsolete Acts, and for other purposes*”.

- 13 LOCAL GOVERNMENT (AMENDMENT) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a bill for "*An Act to revoke the Permanent Reservations of certain Lands and for Purposes connected therewith*".
- 15 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Supply (1979–80, No. 1) Bill without amendment.
- 17 WORKERS COMPENSATION (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed. Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof—"this Bill be withdrawn and the Table to Section 11 of the *Workers Compensation Act* 1958 redrafted and incorporated in the Bill providing for an extended range of injuries together with increased amounts of compensation payable" (*Mr Spyker*).
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
Ordered—That the debate be adjourned until later this day.
- 18 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until later this day at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 19 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 20 ADJOURNMENT—Resolved—That the House do now adjourn.
And then the House, at fifty-eight minutes past Four o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 15—Thursday, 28 June 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 RELIEF AT THE TABLE—Motion made, by leave, and question—That, during the absence of the Serjeant-at-Arms, the Clerk be empowered to call upon such other officers of the Legislative Assembly to assist at the Table as may be necessary (*Mr Maclellan*)—put, after debate, and agreed to.

- 3 MINISTERIAL STATEMENT—MIGRANTS WITHIN THE COMMUNITY—Mr Wood made a Ministerial Statement relating to the Migrants within the Community. Motion made, by leave, and question—That this House takes note of the Ministerial Statement (*Mr Wood*)—put, after debate, and agreed to.
- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 Education—Report of the Council of Public Education for the year 1977–78—Ordered to be printed.
 Town and Country Planning Act 1961—Shire of Tambo (Lakes Entrance) Planning Scheme, Amendment No. 20.
- 5 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
 Money Lenders (Fees) Bill.
 Exhibition (Amendment) Bill.
 Health (Cattle) Bill.
 Victorian Public Offices Corporation (Amendment) Bill.
- 6 MESSAGE FROM THE LEGISLATIVE COUNCIL—Acquainting the Assembly that they have agreed to the following Resolution:
 That the Legislative Council of Victoria approve the Resolutions adopted at the Australian Constitutional Convention at Perth, July 1978, and request the Chief Executive Officer to communicate this approval to the other parties to the Convention and, further, request that the Parliament of the Commonwealth proceed with legislation to implement those Resolutions—
 with which they desire the concurrence of the Legislative Assembly.
 Ordered—That the Message be taken into consideration tomorrow.
- 7 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Mr Maclellan, pursuant to motion moved on his behalf by Mr Balfour, obtained leave, with Mr Thompson, to bring in a Bill “to reconstitute the Railway Construction Board as the Railway Construction and Property Board, to confer additional functions on that Board, to make better Provision for the Development and Management of Railway Land not used directly for Railway Purposes, to make further Provision for Railways Housing, to amend the ‘Railways Act 1958’, the ‘Melbourne Underground Rail Loop Act 1970’ and the ‘Ministry of Transport Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 WILDLIFE (SPRING TRAPS) BILL—Mr Edmunds obtained leave, with Mr Cathie, to bring in a Bill “to amend the ‘Wildlife Act 1975’ to prohibit the Use of certain Steel Jaw Traps in hunting or taking Wildlife”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time forthwith.
 Motion made and question proposed—That this Bill be now read a second time (*Mr Edmunds*).
 Motion made and question—That the debate be now adjourned (*Mr Balfour*)—put and agreed to.
 Ordered—That the debate be adjourned until Thursday next.

- 9 STATE ELECTRICITY COMMISSION (MORWELL LAND COMPENSATION) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 5 inclusive, be postponed until later this day.
- 11 YOUTH, SPORT AND RECREATION (STATE YOUTH COUNCIL) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 RACING (RESTRICTED TROTTING MEETINGS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time, after debate.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 17 inclusive, be postponed until later this day.
- 14 LOCAL GOVERNMENT (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 15 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Ginifer*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday next.
- 16 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 20 and Orders of the Day, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 17 VICTORIAN MEAT INDUSTRY AUTHORITY BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Hann*).
Motion made and question—That the debate be now adjourned (*Mr Balfour*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.

- 18 VAGRANCY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Cain*).
 Motion made and question—That the debate be now adjourned (*Mr Balfour*)—put and agreed to.
 Ordered—That the debate be adjourned until tomorrow.
- 19 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjournment debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
 Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
 Ordered—That the debate be adjourned until tomorrow.
- 20 MINISTERIAL STATEMENT—LAND PURCHASES BY THE HOUSING COMMISSION—Order read for resuming adjourned debate on question—That this House takes note of the Ministerial Statement.
 Question—put and agreed to.
- 21 MINISTERIAL STATEMENT—DISRUPTION IN TECHNICAL SCHOOLS—Order read for resuming adjourned debate on question—That this House takes note of the Ministerial Statement.
 Question—put and agreed to.
- 22 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday next at forty-five minutes past Two o'clock (*Mr Maclellan*)—put and agreed to.
- 23 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.
- 24 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
 And then the House, at nine minutes past Seven o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 16, 17 and 18

No. 16—Tuesday, 3 July 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 MINISTERIAL STATEMENT—PREMIERS' CONFERENCE AND LOAN COUNCIL, 1979—Mr Hamer made a Ministerial Statement relating to the Premiers' Conference and Loan Council, 1979.
Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Hamer*)—and, after debate—
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put, after debate, and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 3 PETITION—PROSTITUTION—Mr McClure presented a Petition from certain citizens of Victoria praying that in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.
Ordered to lie on the Table.
- 4 PETITION—DAY TRAINING CENTRES—Mr Roper presented a Petition from certain citizens of Victoria praying that the salaries, structure and conditions of teaching staff of Day Training Centres be brought to parity with those conditions applying to teaching staff of Special Development Schools.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Roper*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 5 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Remington presented a Petition from certain citizens praying that the workers' compensation provisions relating to heart and stroke cases and the benefits applying in motor accident cases resulting from travel to and from work be not amended.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Remington*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.
- 6 PETITION—ROCKBANK PRIMARY SCHOOL—Dr Coghill presented a Petition from certain citizens of Victoria praying that safe transport be provided shortly before and after school hours to cater for children attending the Rockbank primary school.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Dr Coghill*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.

- 7 PETITION—FLUORIDATION OF COLAC WATER SUPPLY—Mr Burgin presented a Petition from certain citizens of the Colac District objecting to the compulsory fluoridation of water supplies and seeking the conduct of a poll before fluoridating the district water supply.

Ordered to lie on the Table.

- 8 PAPERS—Mr Borthwick presented, by command of His Excellency the Governor—Commonwealth and State Government Collaborative Soil Conservation Study 1975–77, Report No. 1—A Basis for Soil Conservation in Australia.

Ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Co-operative Housing Societies—Report of the Registrar for the year 1976–77.—Ordered to be printed.

Co-operative Societies—Report of the Registrar for the year 1976–77.—Ordered to be printed.

Hospitals Superannuation Board—Report for the year 1977–78.—Ordered to be printed.

Members of Parliament (Register of Interests) Act 1978—Summary of Returns.—Ordered to be printed.

Metropolitan Fire Brigades Superannuation Board—Report for the year 1977–78.

Teacher Housing Authority—Report for the year 1977–78.—Ordered to be printed.

Town and Country Planning Act 1961—

Kyabram—Town of Kyabram Planning Scheme 1963, Amendment No. 21 (1979).

South Gippsland—Shire of South Gippsland Planning Scheme, Amendment No. 38 (1978).

Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 29.

Victorian Arts Centre Building Committee—Report for the year 1977–78.

Victorian Council of the Arts—Report for the year 1977–78.

- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 17)—ASSENT TO BILL—Informing the Assembly that he had, on 29 June last, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:—

Supply (1979–80, No. 1) Bill.

- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 18)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:—

Money Lenders (Fees) Bill.

Exhibition (Amendment) Bill.

Health (Cattle) Bill.

Victorian Public Offices Corporation (Amendment) Bill.

- 11 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 19)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Local Government (Amendment) Bill.

- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to incorporate Trinity College, being a college affiliated to and connected with the University of Melbourne, to dissolve The Trinity College (Melbourne) Trusts Corporation, to amend the 'Janet Clarke Hall Act 1961' and for other purposes.*"

- 13 TRINITY COLLEGE BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Construction Safety Bill without amendment.
- 15 WORKERS COMPENSATION (AMENDMENT) BILL—Order read for resuming adjourned debate on the question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof—“this Bill be withdrawn and the Table to Section 11 of the *Workers Compensation Act* 1958 redrafted and incorporated in the Bill providing for an extended range of injuries together with increased amounts of compensation payable”; debate resumed.

Motion made and question—That the question be now put (*Mr Maclellan*)—put. The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McInnes	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Trewin
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Kennett	Mr Richardson	Mr Whiting
Mr Collins	Mr Lacy	Mr Ross-Edwards	Mr Williams
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Wood
Mr Dunstan	Mr McArthur	Mr Smith	Tellers
Mr Evans	Mr McClure	(<i>South Barwon</i>)	Mr Cox
(<i>Ballarat North</i>)	Mr McGrath		Mr McCance

NOES, 32

Mr Amos	Mr Fogarty	Mr Mathews	Mr Stirling
Mr Cain	Mr Fordham	Mr Miller	Mrs Toner
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	Tellers
Mr Ernst	Mr Kirkwood	Mr Simpson	Mr Spyker
			Dr Vaughan

And so it was resolved in the affirmative.

Question—That the words proposed to be omitted stand part of the question—accordingly put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McInnes	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Trewin
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Kennett	Mr Richardson	Mr Whiting
Mr Collins	Mr Lacy	Mr Ross-Edwards	Mr Williams
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Wood
Mr Dunstan	Mr McArthur	Mr Smith	Tellers
Mr Evans	Mr McClure	(<i>South Barwon</i>)	Mr Cox
(<i>Ballarat North</i>)	Mr McGrath		Mr McCance

NOES, 32

Mr Amos	Mr Fogarty	Mr Mathews	Mr Stirling
Mr Cain	Mr Fordham	Mr Miller	Mrs Toner
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	<i>Tellers</i>
Mr Ernst	Mr Kirkwood	Mr Simpson	Mr Spyker
			Dr Vaughan

And so it was resolved in the affirmative.

Question—That this Bill be now read a second time—

Motion made and question—That the question be now put (*Mr Maclellan*)—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McInnes	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Trewin
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Kennett	Mr Richardson	Mr Whiting
Mr Collins	Mr Lacy	Mr Ross-Edwards	Mr Williams
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Wood
Mr Dunstan	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McClure	(<i>South Barwon</i>)	Mr Cox
(<i>Ballarat North</i>)	Mr McGrath		Mr McCance

NOES, 32

Mr Amos	Mr Fogarty	Mr Mathews	Mr Stirling
Mr Cain	Mr Fordham	Mr Miller	Mrs Toner
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	<i>Tellers</i>
Mr Ernst	Mr Kirkwood	Mr Simpson	Mr Spyker
			Dr Vaughan

And so it was resolved in the affirmative.

Question—accordingly put.

And the House having continued to sit till after Twelve of the Clock—

WEDNESDAY, 4 JULY 1979

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McInnes	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Trewin
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Kennett	Mr Richardson	Mr Whiting
Mr Collins	Mr Lacy	Mr Ross-Edwards	Mr Williams
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Wood
Mr Dunstan	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McClure	(<i>South Barwon</i>)	Mr Cox
(<i>Ballarat North</i>)	Mr McGrath		Mr McCance

NOES, 32

Mr Amos	Mr Fogarty	Mr Mathews	Mr Stirling
Mr Cain	Mr Fordham	Mr Miller	Mrs Toner
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	<i>Tellers</i>
Mr Ernst	Mr Kirkwood	Mr Simpson	Mr Spyker
			Dr Vaughan

And so it was resolved in the affirmative.

Bill read a second time and committed.

Motion made and question—That Mr Speaker do now leave the Chair (*Mr Ramsay*)—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McInnes	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Trewin
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Kennett	Mr Richardson	Mr Whiting
Mr Collins	Mr Lacy	Mr Ross-Edwards	Mr Williams
Mr Dixon	Mr Lieberman	Mr Skeggs	Mr Wood
Mr Dunstan	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McClure	(<i>South Barwon</i>)	Mr Cox
(<i>Ballarat North</i>)	Mr McGrath		Mr McCance

NOES, 32

Mr Amos	Mr Fogarty	Mr Mathews	Mr Stirling
Mr Cain	Mr Fordham	Mr Miller	Mrs Toner
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	<i>Tellers</i>
Mr Ernst	Mr Kirkwood	Mr Simpson	Mr Spyker
			Dr Vaughan

And so it was resolved in the affirmative.

Bill considered in Committee.

Committee reported progress.

Ordered, after debate—That the Committee sit again tomorrow.

16 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Community Welfare Services (Amendment) Bill.

Margarine (Amendment) Bill.

Youth, Sport and Recreation (State Youth Council) Bill.

Racing (Restricted Trotting Meetings) Bill.

State Electricity Commission (Morwell Land Compensation) Bill.

17 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.

18 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

19 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at fifty-five minutes past Twelve o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 17—Wednesday, 4 July 1979

1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.

2 PETITION—SUNDAY BAKING—Mr Kennett presented a Petition from certain citizens of Victoria praying that the House take action to ensure that fresh bread is available for sale to the general public on a Sunday.

Ordered to lie on the Table.

3 PUBLIC ACCOUNTS COMMITTEE—Mr Mackinnon, Chairman, brought up the Final Report from the Public Accounts Committee on Expenditure upon Parliamentary Printing.

Ordered to lie on the Table and to be printed.

4 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Teaching Service Act 1958—

Teaching Service—Secondary Schools Division (Classification, Salaries and Allowances) Regulation—Regulation Amended (No. 479).

Teaching Service (Teachers Tribunal) Regulations—Regulations Amended (No. 480).

5 SUSPENSION OF STANDING ORDER—"GRIEVANCES"—Motion made and question proposed—That the "Grievance Day" Standing Order No. 59 be suspended for tomorrow (*Mr Maclellan*)—and, after debate—

Motion, by leave, withdrawn.

6 MELBOURNE AND METROPOLITAN BOARD OF WORKS—PROPOSED RATE INCREASES—Motion made and question—That this House expresses its concern at the proposed increase in Melbourne and Metropolitan Board of Works' rates and the failure of the Government to ensure that the Board is efficiently administered and adequately financed (*Mr Fordham*)—after debate, put.

The House divided.

AYES, 32

Mr Amos
Mr Cain
Mr Cathie
Dr Coghill
Mr Crabb
Mr Culpin
Mr Edmunds
Mr Ernst

Mr Fogarty
Mr Fordham
Mr Ginifer
Mr Hockley
Mr King
Mr Kirkwood
Mr Mathews
Mr Miller

Mr Remington
Mr Roper
Mr Rowe
Mr Sidiropoulos
Mr Simmonds
Mr Simpson
Mr Spyker
Mr Stirling
Mrs Toner

Mr Trezise
Dr Vaughan
Mr Walsh
Mr Wilkes
Mr Wilton

Tellers
Mr Gavin
Mr Jolly

NOES, 45

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Trewin
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Collins	Mr Jona	Mr Reynolds	Mr Williams
Mr Cox	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	
Mr Dunstan	Mr McArthur	Mr Skeggs	
Mr Evans	Mr McCance	Mr Smith	
(<i>Ballarat North</i>)	Mr McClure	(<i>South Barwon</i>)	
	Mr McGrath	Mr Smith	
		(<i>Warrnambool</i>)	
			<i>Tellers</i>
			Mr Brown
			Mrs Chambers

And so it passed in the negative.

- 7 TRINITY COLLEGE BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 8 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Wednesday next.

- 9 CO-OPERATION BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 10 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 11 ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words—“this House refuses to read this Bill a second time until such time as the House has appointed a Select Committee comprising eight members of this House to investigate all land purchases by the Corporation outside the area designated in pursuance of the *Albury-Wodonga Area Land Acquisition Act 1973* and has reported its findings to the House” (*Mr Cain*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr McInnes	Mr Tanner
Mr Borthwick	Mr Hann	Mr McKellar	Mr Templeton
Mr Burgin	Mr Hayes	Mr Mackinnon	Mr Thompson
Mr Coleman	Mr Jasper	Mr Maclellan	Mr Trewin
Mr Collins	Mr Jona	Mrs Patrick	Mr Weideman
Mr Cox	Mr Kennett	Mr Ramsay	Mr Whiting
Mr Dixon	Mr Lacy	Mr Reynolds	Mr Williams
Mr Dunstan	Mr Lieberman	Mr Richardson	Mr Wood
Mr Evans	Mr McArthur	Mr Ross-Edwards	
(<i>Ballarat North</i>)	Mr McCance	Mr Skeggs	<i>Tellers</i>
		Mr Smith	Mr Brown
		(<i>South Barwon</i>)	Mrs Chambers

NOES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Walsh
Dr Coghill	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Gavin
		Mrs Toner	Mr Jolly

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Business Franchise (Petroleum Products) Bill without amendment.
- 13 CEMETERIES (MELBOURNE GENERAL CEMETERY) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8 be postponed until later this day.
- 15 MINISTERIAL STATEMENT—PUBLIC AND PRIVATE HOUSING—Mr Dixon made a Ministerial Statement relating to public and private housing in Victoria.
- And the House having continued to sit until after Twelve of the Clock—

THURSDAY, 5 JULY 1979

Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Dixon*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put, after debate, and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 16 ADJOURNMENT—Motion made and question—That the House, at is rising, adjourn until later this day at half-past Nine o'clock (*Mr Maclellan*)—put and agreed to.

17 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

18 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at forty-three minutes past Twelve o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 18—Thursday, 5 July 1979

1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.

2 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Remington presented a Petition from certain citizens praying that the workers' compensation provisions relating to heart and stroke cases and the benefits applying in motor accident cases resulting from travel to and from work be not amended.

Ordered to lie on the Table and to be taken into consideration tomorrow.

3 PETITION—REGIONAL SHOPPING COMPLEX PERMITS—Mr McKellar presented a Petition from certain members of the Casterton Chamber of Commerce and residents of Casterton praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.

Ordered to lie on the Table.

4 PETITION—REGIONAL SHOPPING COMPLEX PERMITS—Mr McArthur presented a Petition from certain members of the Mooroolbark Chamber of Commerce and residents of Mooroolbark praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.

Ordered to lie on the Table.

5 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Town and Country Planning Act 1961—City of Camberwell Planning Scheme 1954, Amendment No. 48 (1979).

6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 20)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Railway Construction and Property Board Bill.

7 GRIEVANCES—Question—That grievances be noted—put, after debate, and agreed to.

8 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until an all-party Select Committee of this House has examined and reported upon the cost of administration of Tattersall Consultations and on the distribution of moneys payable to the trustees of the will and estate of the late George Adams” (*Mr Trezise*)—and, after debate—

Motion made and question—That the question be now put (*Mr Richardson*)—put.
The House divided.

AYES, 42

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Borthwick	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hann	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jasper	Mr Reynolds	Mr Williams
Mr Coleman	Mr Jona	Mr Richardson	Mr Wood
Mr Collins	Mr Kennett	Mr Ross-Edwards	
Mr Cox	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr Lieberman	Mr Smith	Mr McCance
	Mr McArthur	(<i>South Barwon</i>)	Mr Tanner

NOES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Rowe	Mr Walsh
Dr Coghill	Mr Ginfifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Hockley
		Mrs Toner	Mr Jolly

And so it was resolved in the affirmative.

Question—That the words proposed to be omitted stand part of the question—accordingly put.

The House divided.

AYES, 42

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Borthwick	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hann	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jasper	Mr Reynolds	Mr Williams
Mr Coleman	Mr Jona	Mr Richardson	Mr Wood
Mr Collins	Mr Kennett	Mr Ross-Edwards	
Mr Cox	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr Lieberman	Mr Smith	Mr McCance
	Mr McArthur	(<i>South Barwon</i>)	Mr Tanner

NOES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Rowe	Mr Walsh
Dr Coghill	Mr Ginfifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Hockley
		Mrs Toner	Mr Jolly

And so it was resolved in the affirmative.

Question—That this Bill be now read a second time—

Motion made and question—That the question be now put (*Mr Thompson*)—put.

The House divided.

AYES, 42

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Borthwick	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hann	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jasper	Mr Reynolds	Mr Williams
Mr Coleman	Mr Jona	Mr Richardson	Mr Wood
Mr Collins	Mr Kennett	Mr Ross-Edwards	
Mr Cox	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr Lieberman	Mr Smith	Mr McCance
	Mr McArthur	(<i>South Barwon</i>)	Mr Tanner

NOES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Rowe	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Hockley
		Mrs Toner	Mr Jolly

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment.

Motion made and question proposed—That this Bill be now read a third time (*Mr Thompson*).

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a third time until provision is made for 35 per centum of the total amount subscribed to a Consultation to be paid by way of duty to the Consolidated Fund” (*Mr Crabb*)—and, after debate—

Question—That the words proposed to be omitted stand part of question—put.

The House divided.

AYES, 41

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Borthwick	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Cox	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr McArthur	Mr Smith	Mr McCance
		(<i>South Barwon</i>)	Mr Tanner

NOES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Rowe	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Hockley
		Mrs Toner	Mr Jolly

And so it was resolved in the affirmative—Bill read a third time, after debate.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

9 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Co-operation Bill.

Cemeteries (Melbourne General Cemetery) Bill.

Melbourne and Metropolitan Board of Works (Amendment) Bill.

Albury-Wodonga Agreement (Amendment) Bill.

10 PAPER—The following Paper, pursuant to a direction of an Act of Parliament, was laid upon the Table by the Clerk:

Health—Report of the Commission of Public Health for the year 1977-78—

Ordered to be printed.

11 CITY OF MELBOURNE (RE-SUBDIVISION) BILL—Order read for resuming adjourned debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for election to the Council on the democratic principle of one man one vote of equal value” (*Mr Remington*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 40

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Borthwick	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Wood
Mr Coleman	Mr Kennett	Mr Richardson	
Mr Collins	Mr Lacy	Mr Ross-Edwards	<i>Tellers</i>
Mr Cox	Mr Lieberman	Mr Skeggs	Mr McCance
Mr Dixon	Mr McArthur	Mr Smith	Mr Tanner
		(<i>South Barwon</i>)	

NOES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Rowe	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Hockley
		Mrs Toner	Mr Jolly

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

12 LOCAL GOVERNMENT (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.

And the House having continued to sit till after Twelve of the Clock—

FRIDAY, 6 JULY 1979

Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made and question—That it be an instruction to the Committee that they have power to consider a new clause to amend section 555A of the Principal Act in respect of the power of municipal councils to fix by resolution hours, periods, conditions, fees, &c. *re* parking places in municipal districts, and to give retrospective effect to such amendment (*Mr Balfour*)—put and agreed to.

Bill considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments with which they desire the concurrence of the Legislative Council.

- 13 RIVER IMPROVEMENT (TRUSTS AND VALUATIONS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 14 INSTRUMENTS (WRITS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 15 FORESTS (RESERVED LAND) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 16 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 17 TRINITY COLLEGE BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time.

Mr Speaker ruled Bill a Private Bill.

Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Lacy*)—put and agreed to.

Debate resumed on question—That this Bill be now read a second time.

Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

18 **WORKERS COMPENSATION (AMENDMENT) BILL**—Order read for the further consideration of this Bill in Committee.

Motion made, by leave, and question—That this Order of the Day be discharged and that the Bill be withdrawn (*Mr Ramsay*)—put, after debate, and agreed to.
—put and agreed to.

19 **ADJOURNMENT**—Motion made and question—That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified to each Member of the House by telegram or letter (*Mr Thompson*)
—put, after debate, and agreed to.

20 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of the remaining Orders of the Day be postponed.

21 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.

And then the House, at thirty-five minutes past One o'clock in the morning, adjourned until a day and hour to be fixed by Mr Speaker and notified to each Member of the House by telegram or letter, as determined by resolution of the House at this sitting.

J. H. CAMPBELL

Clerk of the Executive Assembly

S. J. PLOWMAN

Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 19, 20 and 21

No. 19—Tuesday, 11 September 1979

- 1 The House met pursuant to the terms of the resolution of 6 July last, Mr Speaker having fixed this day at half-past Three o'clock as the time of meeting—Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—RETAIL MEAT TRADING HOURS—Mr Walsh, Mr Richardson, Mr Cox, Mr Kirkwood, Mr McArthur, Mr Hann and Mr McCance, respectively, presented Petitions from certain citizens of Victoria praying that the House take no action to extend the trading hours during which uncooked meats may be sold.
Severally ordered to lie on the Table.
- 3 PETITION—TOWER HILL GAME RESERVE—Mr Evans (*Ballarat North*) presented a Petition from certain citizens of Victoria praying that the Tower Hill Game Reserve be immediately reclassified as a game refuge or fauna reserve.
Ordered to lie on the Table.
- 4 PETITION—PRIMARY SCHOOL STAFFING—Mr Cathie presented a Petition from certain citizens of Victoria praying that the House adopts a policy of staffing primary schools according to the needs of children attending such schools.
Ordered to lie on the Table.
- 5 PETITION—WORKERS COMPENSATION AMENDMENT—Mr Ernst presented a Petition from certain citizens praying that benefits payable under the Workers Compensation Act be increased but that no alteration be made to limit claims in "heart and stroke" cases or to reduce the benefits payable as a result of the death or injury of workers caused by motor accidents whilst travelling to and from work.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Ernst*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 6 PETITION—WORKERS COMPENSATION AMENDMENT—Mr Remington presented a Petition from certain citizens of Victoria praying that no alteration be made to the Workers Compensation Act to limit claims in "heart and stroke" cases or to reduce the benefits payable as a result of the death or injury of workers caused by motor accidents whilst travelling to and from work.
Ordered to lie on the Table.
- 7 PETITION—PROSTITUTION—Mr McCance presented a Petition from certain citizens of Victoria praying that in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.
Ordered to lie on the Table.
- 8 PETITION—GAMBLING FACILITIES—Mr McCance presented a Petition from certain citizens of Victoria praying that no action be taken to extend or further introduce gambling facilities in Victoria.
Ordered to lie on the Table.

- 9 PAPERS—Mr Maclellan presented, by command of His Excellency the Governor, Supreme Court Judges—Report for the year 1978.

Ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Education Act 1958—Resumption of land at Horsham West—Certificate of the Minister of Education.

Educational Institutions (Guarantees) Act 1976—Statement of guarantees executed by the Treasurer in respect of educational institutions for the year 1978–79.

Exhibition Trustees—Report for the year 1978–79.

Explosives Act 1960—Report of the Chief Inspector of Explosives for the year 1977.

Housing Commission land purchases—Order in Council authorizing maximum expenditure of the Board of Inquiry into Housing Commission land purchases.

Inflammable Liquids Act 1966—Report of the Chief Inspector of Inflammable Liquids for the year 1977.

Labour and Industry Department—Report for the year 1978.—Ordered to be printed.

Land Conservation Council—Report for the year 1978–79.—Ordered to be printed.

Marketing of Primary Products Act 1958—Proclamation declaring that eggs shall become the property of the Victorian Egg Marketing Board for a further period of two years.

Members of Parliament (Register of Interests) Act 1978—

Summary of ordinary returns due on 30 June 1979.—Ordered to be printed.

Summary of primary returns due on 18 July 1979.—Ordered to be printed.

Police Regulation Act 1958—Determination No. 307 of the Police Service Board.

Science Museum—Report of the Council for the year 1977–78.

Statutory Rules—

Appointment of Her Majesty's Counsel (Amendment) Regulations 1979—No. 261.

Under the following Acts:

Agricultural Colleges Act 1958—No. 247.

Boilers and Pressure Vessels Act 1970—Nos. 255, 290, 335, 336.

Business Franchise (Petroleum Products) Act 1979 and Business Franchise (Tobacco) Act 1974—No. 292.

Business Names Act 1962—No. 314.

Cattle Compensation Act 1967—No. 192.

Charities Act 1978—No. 191.

Closer Settlement Act 1938—No. 246.

Coal Mines Act 1958—No. 270.

Consumer Affairs Act 1972—No. 202.

Co-operative Housing Societies Act 1958—No. 291.

Country Fire Authority Act 1958—Nos. 177, 224, 259, 281.

Country Roads Act 1958—No. 235.

County Court Act 1958—Nos. 276, 315.

Dandenong Valley Authority Act 1963—Nos. 178.

- Dental Technicians Act 1972—No. 209.
 Dried Fruits Act 1958—No. 214.
 Environment Protection Act 1970—Nos. 221, 258.
 Estate Agents Act 1958—No. 210.
 Evidence Act 1958—No. 275.
 Explosives Act 1960—No. 296.
 Extractive Industries Act 1966—Nos. 271, 272.
 Finance Brokers Act 1969—No. 316.
 Fisheries Act 1958—Nos. 173, 179, 180, 274.
 Forests Act 1958—No. 280.
 Groundwater Act 1969—Nos. 198, 320.
 Hairdressers Registration Act 1958—No. 199.
 Health Act 1968—Nos. 309, 311, 313, 319.
 Hospitals Superannuation Act 1965—No. 208.
 Industrial Training Act 1975—Nos. 229 to 233, 321, 324, 325, 329.
 Inflammable Liquids Act 1966—No. 295.
 Labour and Industry Act 1958—No. 201.
 Land Act 1958—No. 249.
 Legal Profession Practice Act 1958—Nos. 190, 251.
 Legal Profession Practice Act 1958 and Supreme Court Act 1958—No. 186.
 Lifts and Cranes Act 1967—Nos. 228, 333, 334.
 Local Government Act 1958—Nos. 278, 279, 298, 299.
 Lotteries Gaming and Betting Act 1966—No. 253.
 Magistrates Courts Act 1971, Magistrates (Summary Proceedings) Act 1975, Landlord and Tenant Act 1958 and Acts Interpretation Act 1958—No. 317.
 Marine Act 1958—Nos. 222, 223, 237, 239, 240, 242 to 245, 286 to 289.
 Market Court Act 1978 and Supreme Court Act 1958—No. 187.
 Melbourne and Metropolitan Board of Works Act 1958—Nos. 182 to 184, 189, 193 to 195, 254, 302.
 Milk and Dairy Supervision Act 1958—Nos. 294, 303.
 Mines Act 1958—Nos. 264 to 268, 273, 293.
 Mining Development Act 1958—No. 269.
 Motor Car Act 1958—Nos. 196, 238, 282.
 Mt. Hotham Alpine Resort Act 1972—No. 248.
 National Parks Act 1975—No. 172.
 Pay-roll Tax Act 1971—No. 219.
 Pipelines Act 1967—Nos. 262, 263.
 Portland Harbor Trust Act 1958—No. 257.
 Port of Melbourne Authority Act 1958—No. 216.
 Post Secondary Education Act 1978—Nos. 220, 252.
 Public Authorities Marks Act 1958 and Melbourne and Metropolitan Board of Works Act 1958—No. 217.
 Public Service Act 1974—Nos. 203, 225 to 227; PSD Nos. 33 to 40, 43 to 56.
 Racing Act 1958—Nos. 283, 285.
 Scaffolding Act 1971—Nos. 330 to 332.
 Second-hand Dealers Act 1958—Nos. 181, 284.
 Shearers Accommodation Act 1976—No. 176.
 State Electricity Commission Act 1958—No. 218.
 Stock (Artificial Breeding) Act 1962—Nos. 236, 338.
 Stock Diseases Act 1968—No. 339.
 Stock Foods Act 1958—No. 305.
 Stock Medicines Act 1958—No. 337.
 Supreme Court Act 1958—Nos. 204, 205, 318.

Tattersall Consultations Act 1958—No. 207.
 Teaching Service Act 1958—Nos. 171, 234.
 Tobacco Leaf Industry Stabilization Act 1966—No. 250.
 Tomato Processing Industry Act 1976—No. 256.
 Town and Country Planning Act 1961—No. 260.
 Valuation of Land Act 1960—No. 323.
 Vegetation and Vine Diseases Act 1958—Nos. 215, 308.
 Water Act 1958—Nos. 200, 212.
 Weights and Measures Act 1958—Nos. 206, 277.
 West Moorabool Water Board Act 1968—No. 197.
 Zoological Parks and Gardens Act 1967—No. 297.

Teaching Service Act 1958:

Teaching Service—Primary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 484, 487).
 Teaching Service—Professional (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 483, 490).
 Teaching Service—Secondary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 485, 488, 492, 493).
 Teaching Service (Teachers Tribunal) Regulations—Regulations amended (Nos. 481, 482, 489, 491).
 Teaching Service—Technical Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (No. 486).

Town and Country Planning Act 1961:

Alexandra—Shire of Alexandra Planning Scheme, Amendment No. 6 (1978).
 Ballaarat and District Planning Scheme 1966:
 Amendment No. G.
 Amendment No. 13 (1978) (Borough of Sebastopol).
 Bulla—Shire of Bulla Planning Scheme 1959, Amendment No. 77 (1979).
 Croydon—City of Croydon Planning Scheme 1961, Amendment No. 74.
 Echuca—City of Echuca Planning Scheme, Amendment Nos. 37 (1977), 39 (1978) (two papers).
 Horsham—City of Horsham Planning Scheme 1973, Amendment No. 48 (1978).
 Kilmore—Shire of Kilmore Planning Scheme, Amendment No. 34 (1979).
 Knox—City of Knox Planning Scheme 1965, Amendment Nos. 178 (1977), 193, 203 (1978) (three papers).
 Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment Nos. 75 (1977), 114 (1979) (two papers).
 Melbourne Metropolitan Planning Scheme, Amendment Nos. 30, 83 (Part 3A), 88 (Part 1A), 90 (Part 1A), 124 (five papers).
 Moe—City of Moe Planning Scheme 1966, Amendment No. 52 (Part 1) (1978).
 Port Fairy—Borough of Port Fairy Planning Scheme 1959, Amendment Nos. 5, 6 (1978) (two papers).
 Rosedale—Shire of Rosedale Planning Scheme, Amendment No. 12.
 Sale—City of Sale Planning Scheme 1975, Amendment No. 5B.
 Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme, Amendment No. 21.
 Traralgon—City of Traralgon Planning Scheme 1957—Amendment No. 14 (1979).

10 MESSAGES FROM THE LEGISLATIVE COUNCIL:

Agreeing to the amendments made by the Assembly in the Local Government (Amendment) Bill.

Agreeing to the Tattersall Consultations (Amendment) Bill without amendment.

11 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 21)—ASSENT TO BILLS—
Informing the Assembly that he had, on 10 July last, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Community Welfare Services (Amendment) Bill.
Margarine (Amendment) Bill.
Youth, Sport and Recreation (State Youth Council) Bill.
Racing (Restricted Trotting Meetings) Bill.
State Electricity Commission (Morwell Land Compensation) Bill.
Construction Safety Bill.
Business Franchise (Petroleum Products) Bill.
Albury-Wodonga Agreement (Amendment) Bill.
City of Melbourne (Re-subdivision) Bill.
Co-operation Bill.
Cemeteries (Melbourne General Cemetery) Bill.
Melbourne and Metropolitan Board of Works (Amendment) Bill.
River Improvement (Trusts and Valuations) Bill.
Instruments (Writs) Bill.
Forests (Reserved Land) Bill.
Trinity College Bill.
Revocation and Excision of Crown Reservations Bill.

12 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 22)—ASSENT TO BILLS—
Informing the Assembly that he had, on 24 July last, given the Royal Assent to the following Bills, presented to him by the Clerk-Assistant of the Legislative Council for and in the absence of the Clerk of the Parliaments:

Local Government (Amendment) Bill.
Tattersall Consultations (Amendment) Bill.

13 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Wilkes rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The failure of the Government to protect Victorians from the effects of Commonwealth Budget proposals to reduce funds for employment training schemes and capital works in this State".

Mr Speaker having ascertained that twelve Members approved of the proposed discussion—

Motion made and question—That the House do now adjourn (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Miller	Mrs Toner
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr King	Mr Simmonds	
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers:</i>
Mr Fogarty	Mr Mathews	Mr Spyker	Mr Ernst
		Mr Stirling	Mr Walsh

NOES, 48.

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(Ballarat North)	Mr McClure	(Warrnambool)
Mr Birrell	Mr Evans	Mr McGrath	Mr Tanner
Mr Borthwick	(Gippsland East)	Mr McInnes	Mr Templeton
Mr Brown	Mr Hamer	Mr McKellar	Mr Thompson
Mr Burgin	Mr Hann	Mr Mackinnon	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Coleman	Mr Jasper	Mrs Patrick	Mr Whiting
Mr Collins	Mr Jona	Mr Ramsay	Mr Williams
Mr Crellin	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Skeggs	Tellers:
Mr Ebery	Mr McArthur	Mr Smith	Mr Cox
		(South Barwon)	Mr Reynolds

And so it passed in the negative.

- 14 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—Mr Maclellan, by leave, obtained leave, with Mr Lieberman, to bring in a Bill “to amend the ‘Legal Profession Practice Act 1958,’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 15 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—Mr Balfour, by leave, obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘State Electricity Commission Act 1958’ and the ‘Electric Light and Power Act 1958,’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 16 POISONS (AMENDMENT) BILL—Mr Borthwick, by leave, obtained leave, with Mr Balfour, to bring in a Bill “to amend the ‘Poisons Act 1962’”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 17 PHARMACISTS (AMENDMENT) BILL—Mr Borthwick, by leave, obtained leave, with Mr Balfour, to bring in a Bill “to amend the ‘Pharmacists Act 1974’ to increase the maximum levels at which various fees payable under the Act may be fixed by Regulations”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 18 BARLEY MARKETING (AMENDMENT) BILL—Mr Smith (Warrnambool), by leave, obtained leave, with Mr Austin, to bring in a Bill “to make Provision with respect to the Price to be paid for Barley and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time to-morrow.
- 19 STANDING ORDERS—Motion made, by leave, and question—That the following amendments be made to Standing Orders:
 - 1 Standing Order 26, paragraph (c)—add the following proviso:

“Provided that, with the consent of the majority of the House on a motion to be moved and determined at once without amendment or debate, a Member who speaks first for the Government, Opposition, or Third Party, respectively, may be allowed to continue his speech for a further period not exceeding five minutes.”
 - 2 Standing Order 136 shall be repealed and the following Standing Order shall be inserted:

“136. A Bill having been read a second time may be ordered to be committed to the Committee of the whole House or to a Select Committee, unless the House grants leave for the question ‘That the Bill be now read a third time’ to be proposed forthwith.”

3 Standing Order 180—add the following proviso:

“Provided that if one Member only calls for a division, that Member may inform the Speaker that he wishes his dissent to be recorded in the Votes and Proceedings and his dissent shall thereupon be so recorded”—

(*Mr Maclellan*)—put, after debate, and agreed to.

20 SESSIONAL ORDERS—SITTING AND ADJOURNMENT OF THE HOUSE—Motion made, by leave, and question—That—

1 Unless otherwise ordered, the House shall meet on Tuesdays, Wednesdays and Thursdays, Mr Speaker to take the Chair at 4.00 p.m., 2.00 p.m. and 11.00 a.m. respectively.

2 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No. 25—

At 10.30 p.m. on each sitting day Mr Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and Mr Speaker shall then interrupt such business. Provided that in the event that a Division is in progress at 10.30 p.m. such Division shall be completed and the result announced and if such Division be upon a closure motion any question required to be brought to conclusion as a result of such Division shall be so brought to conclusion.

3 Upon such interruption of business:

(a) before a motion for the adjournment is proposed by Mr Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted;

(b) if a Minister does not so move, the Speaker shall forthwith propose the question “That the House do now adjourn” which question shall be open to debate in accordance with the rules and practices of the House; at the conclusion of the debate, Mr Speaker notwithstanding the provisions of Standing Order No. 24, shall adjourn the House without putting any question until the time of its next meeting.

4 Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech (*Mr Maclellan*)—put, after debate, and agreed to.

21 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 23)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Judges Salaries Bill.

22 JUDGES SALARIES BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Lieberman, to bring in a Bill “to amend the ‘Constitution Act 1975’ and the ‘County Court Act 1958’ with respect to the Salaries of Judges”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

23 PRIVILEGE MATTER—Motion made and question—That, as the answer supplied by the Honorable the Premier to the question without notice of the Honorable Member for Ringwood on 27 June 1979 relating to the agreement reached with the Trustees of the estate of the late George Adams, appears to be an attempt

to deliberately mislead this House, the matter should, therefore, be referred to the Privileges Committee for examination and report (*Mr Crabb*)— after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Miller	Mrs Toner
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr King	Mr Simmonds	
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers:</i>
Mr Fogarty	Mr Mathews	Mr Spyker	Mr Ernst
		Mr Stirling	Mr Walsh

NOES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McGrath	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Brown	Mr Hamer	Mr McKellar	Mr Thompson
Mr Burgin	Mr Hann	Mr Mackinnon	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Coleman	Mr Jasper	Mrs Patrick	Mr Whiting
Mr Collins	Mr Jona	Mr Ramsay	Mr Williams
Mr Crellin	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Skeggs	<i>Tellers:</i>
Mr Ebery	Mr McArthur	Mr Smith	Mr Cox
		(<i>South Barwon</i>)	Mr Reynolds

And so it passed in the negative.

Business having been interrupted at 10.38 p.m.—

- 24 ADJOURNMENT—Question—That the House do now adjourn—proposed and after debate, Mr Speaker left the chair at eight minutes past Eleven o'clock

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 20—Wednesday, 12 September 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—RETAIL MEAT TRADING HOURS—Mr Williams, Mr Reynolds, Mr McKellar and Mr Templeton, respectively, presented Petitions from certain citizens of Victoria praying that the House take no action to extend the trading hours during which uncooked meats may be sold.
Severally ordered to lie on the Table.
- 3 PETITION—GAMBLING FACILITIES—Mr Edmunds presented a Petition from certain citizens of Victoria praying that no action be taken to extend or further introduce gambling facilities in Victoria.
Ordered to lie on the Table.

- 4 PETITION—HOMOSEXUAL SCHOOL TEACHERS—Mr McArthur presented a Petition from certain citizens of Victoria praying that action be taken to remove all homosexuals and persons promoting homosexual behaviour from teaching positions and from involvement in curriculum development in schools.

Ordered to lie on the Table.

- 5 PETITION—WORKERS COMPENSATION AMENDMENTS—Dr Coghill presented a Petition from certain citizens of Victoria praying that no alteration be made to the Workers Compensation Act limit claims in "heart and stroke" cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.

Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Dr Coghill*)—put and agreed to.

The Petition was read by the Clerk.

Ordered to lie on the Table.

- 6 DEPARTMENT OF AGRICULTURE ESTABLISHMENT—Motion made, by leave, and question—That there be presented to this House a return in relation to the Department of Agriculture and Statutory bodies under the control of the Minister of Agriculture showing—

- 1 The name of each division, branch and other section.
- 2 The number of personnel in each section located at—(a) Head Office; and (b) each other office or institution.
- 3 The number of such personnel solely or primarily serving each agricultural industry.

—(*Mr Smith, Warrnambool*)—put and agreed to.

- 7 PAPER—Mr Smith (*Warrnambool*) presented:

Department of Agriculture Establishment—Return to the foregoing Order.

Ordered to lie on the Table.

- 8 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Act:

Public Service Act 1958—PSD Nos. 57, 58.

Victorian Public Offices Corporation Act 1974—Report on the exercise of powers in relation to completed property transactions to 17 July 1979.

- 9 GEELONG REGIONAL COMMISSION (AMENDMENT) BILL—Mr Hamer, by leave, obtained leave, with Mr Thompson, to bring in a Bill "to amend the 'Geelong Regional Commission Act 1977'"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

- 10 McARTHUR PARK LAND PURCHASE—Motion made and question proposed—That this House notes with disapproval the prevarication of the Honorable Members for Wantirna and Ballarat North in concealing from this House on 17 October 1978 the fact of their knowledge of the excessive nature of the price paid by the Housing Commission for land at McArthur Park, Ballarat and that this knowledge caused the Valuer-General's second valuation to be obtained (*Mr Cathie*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Whiting*)—after debate, put.

The House divided.

AYES, 47

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(Ballarat North)	Mr McGrath	(Warrnambool)
Mr Birrell	Mr Evans	Mr McKellar	Mr Tanner
Mr Borthwick	(Gippsland East)	Mr Mackinnon	Mr Templeton
Mr Brown	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Hann	Mrs Patrick	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Jona	Mr Reynolds	Mr Whiting
Mr Collins	Mr Kennett	Mr Richardson	Mr Williams
Mr Crellin	Mr Lacy	Mr Ross-Edwards	Mr Wood
Mr Dixon	Mr Lieberman	Mr Skeggs	Tellers:
Mr Dunstan	Mr McArthur	Mr Smith	Mr Cox
Mr Ebery	Mr McCance	(South Barwon)	Mr Jasper

NOES, 32

Mr Amos	Mr Fordham	Mr Miller	Mrs Toner
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	Tellers:
Mr Ernst	Mr Kirkwood	Mr Simpson	Dr Coghill
Mr Fogarty	Mr Mathews	Mr Spyker	Dr Vaughan
		Mr Stirling	

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until tomorrow.

- 11 STATUS OF CHILDREN (ARTIFICIAL INSEMINATION) BILL—Mr Roper obtained leave, with Mr Cain, to bring in a Bill "to amend the 'Status of Children Act 1974' with respect to Children conceived by Artificial Insemination"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 GEELONG REGIONAL COMMISSION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Hamer*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 13 POISONS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 26 September instant.
- 14 PHARMACISTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Wednesday next.
- 15 JUDGES SALARIES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 26 September instant.

- 16 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 17 BARLEY MARKETING (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 18 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 26 September instant.
- 19 MINISTERIAL STATEMENT—PREMIERS' CONFERENCE AND LOAN COUNCIL, 1979—Order read for resuming adjourned debate on question—That this House takes note of the Ministerial Statement.
Question—put and agreed to.
- 20 MINISTERIAL STATEMENT—PUBLIC AND PRIVATE HOUSING—Order read for resuming adjourned debate on question—That this House takes note of the Ministerial Statement.
Question—put and agreed to.
- 21 MINISTERIAL STATEMENTS—CAPITAL MINING AND PROPERTIES LTD AND AUSTRALIA-WIDE MINING CORPORATION LTD—Motion made and question—That this House takes note of the Ministerial Statements (*Mr Cain*)—put and agreed to.
- 22 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming adjourned debate on question—That the following Address, in reply to the Speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 17 *ante*); debate resumed.
Question—put, and Address agreed to.
Ordered—That the said Address be presented to His Excellency the Governor by Mr Speaker and the Members of the House.
- 23 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 24 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at four minutes past Eleven o'clock, adjourned until tomorrow.

No. 21—Thursday, 13 September 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—WORKERS COMPENSATION AMENDMENTS—Mr Wilkes, Mr Hockley, Mr Roper and Mr Gavin, respectively, presented Petitions from certain hospital workers praying that benefits payable under the Workers Compensation Act be increased but that no alteration be made to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers caused by motor accidents whilst travelling to and from work.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Wilkes*)—put and agreed to.
The Petition was read by the Clerk.
Severally ordered to lie on the Table.
- 3 PETITIONS—RETAIL MEAT TRADING HOURS—Mr Culpin and Mr Templeton, respectively, presented Petitions from certain citizens of Victoria praying that the House take no action to extend the trading hours during which uncooked meats may be sold.
Severally ordered to lie on the Table.
- 4 PETITION—BROADMEADOWS PRIMARY SCHOOL—Mr Wilton presented a Petition from certain parents of children attending Broadmeadows primary school praying that priority be maintained to disadvantaged schools.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Wilton*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 5 PETITION—COBRAM TO SHEPPARTON PASSENGER RAIL SERVICE—Mr Jasper presented a Petition from certain citizens of Victoria praying that the House take such action to ensure that the passenger rail service between Cobram and Shepparton is retained and up-graded.
Ordered to lie on the Table.
- 6 PETITION—WORKERS COMPENSATION AMENDMENTS—Dr Coghill presented a Petition from certain citizens of Victoria praying that no alteration be made to the Workers’ Compensation Act to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.
Ordered to lie on the Table.
- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Poisons Act 1962—Proclamation amending Schedules Two, Three, Four, Five, Six, Seven and Eight.
 Statutory Rules under the following Acts:
 - Cemeteries Act 1958—No. 310.
 - Consumer Affairs Act 1972—No. 328.
 - Fertilizers Act 1974—No. 306.
 - Health Act 1958—No. 312.
 - Industrial Training Act 1975—Nos. 326, 327.
 - Local Government Act 1958—Nos. 300, 301.
 - Pesticides Act 1958—Nos. 304.
 - Public Service Act 1974—PSD Nos. 61 to 63.

- 8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 24)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Legal Profession Practice (Amendment) Bill.
- 9 HEALTH COSTS INQUIRY—Motion made and question—That this House expresses its concern at the Government's failure to control escalating health costs to the community, in particular medical fees, health insurance rates and hospital charges and calls on the Government to institute forthwith a public inquiry into—(a) the level of fees charged for medical services by legally qualified medical practitioners; (b) whether the State should prescribe a maximum fee chargeable for particular medical services; and (c) the rates charged by private health funds for hospital, medical and ancillary tables (*Mr Roper*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Giniifer	Mr Rowe	Mr Walsh
Dr Coghill	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers:</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Gavin
		Mrs Toner	Mr Jolly

NOES, 47

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Crellin	Mr Lieberman	Mr Skeggs	<i>Tellers:</i>
Mr Dixon	Mr McArthur	Mr Smith	Mr Cox
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	Mr McClure
Mr Ebery	Mr McGrath	Mr Smith	
		(<i>Warrnambool</i>)	

And so it passed in the negative.

- 10 EQUAL OPPORTUNITY (CLUBS) BILL—Mrs Toner obtained leave, with Mr Fordham, to bring in a Bill "to amend section 33 of the 'Equal Opportunity Act 1977'"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 MINISTERIAL STATEMENT—ARTS CENTRE—Order read for resuming adjourned debate on the question—That this House takes note of the Ministerial Statement; debate resumed.
Question—put and agreed to.
- 12 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time—debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Evans, Gippsland East*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.

13 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

14 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at twenty-seven minutes past Four o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 22, 23 and 24

No. 22—Tuesday, 18 September 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 MINISTERIAL STATEMENT—FORMER MINISTERS AND THE WESTMINSTER TRADITION—Mr Hamer made a Ministerial Statement relating to former Ministers and the Westminster Tradition.
Motion made, by leave, and question—That this House takes note of the Ministerial Statement (*Mr Hamer*)—put, after debate, and agreed to.
- 3 PETITIONS—WORKERS COMPENSATION AMENDMENTS—Mr Wilkes and Dr Coghill, respectively, presented a Petition from certain citizens of Victoria praying that no alteration be made to the Workers Compensation Act to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Dr Coghill*)—put and agreed to.
The Petition was read by the Clerk.
Severally ordered to lie on the Table.
- 4 PETITION—NORTHCOTE BUS SERVICE—Mr Wilkes presented a Petition from certain citizens of Victoria praying that action be taken to ensure that the Melbourne and Metropolitan Tramways Board extends the existing bus service (No. 254) in the North Ward of the City of Northcote.
Ordered to lie on the Table.
- 5 PETITION—GAMBLING FACILITIES—Mr McCance presented a Petition from certain citizens of Victoria praying that no action be taken to extend or further introduce gambling facilities in Victoria.
Ordered to lie on the Table.
- 6 PETITION—UNIVERSITY HIGH SCHOOL—Mr Remington presented a Petition from certain citizens opposing any proposition that would restrict access to University high school by students residing in North Melbourne, Parkville, Brunswick South and Carlton.
Ordered to lie on the Table.
- 7 PETITION—PROSTITUTION—Mr Mathews presented a Petition from certain citizens of Victoria praying that in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.
Ordered to lie on the Table.
- 8 PETITION—RETAIL MEAT TRADING HOURS—Mr Crellin presented a Petition from certain citizens of Victoria praying that the House take no action to extend the trading hours during which uncooked meats may be sold.
Ordered to lie on the Table.

- 9 SUBORDINATE LEGISLATION COMMITTEE—Mr Birrell, Chairman, brought up a report from the Subordinate Legislation Committee upon the Gas Fitting Regulations 1979 (Statutory Rule No. 121/1979).

Ordered to lie on the Table.

- 10 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Parliamentary Officers Act 1975—

Statement of Appointments and Alterations of Classifications—

Department of the Legislative Assembly.

Department of the Legislative Council.

Department of the Legislative Council and Legislative Assembly House Committee.

Department of the Library.

Department of the Reporting Staff of the Victorian Parliamentary Debates.

Statement of Persons Temporarily Employed—

Department of the Legislative Assembly.

Department of the Legislative Council.

Department of the Legislative Council and Legislative Assembly House Committee.

Department of the Library.

Department of the Reporting Staff of the Victorian Parliamentary Debates.

Railways Act 1958—Report of the Victorian Railways Board for the quarter ended 30 June 1979.

Town and Country Planning Act 1961—Werribee—Shire of Werribee Planning Scheme 1963, Amendment No. 64.

- 11 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Crabb rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely—
“The adverse effects on the economy caused by the Government’s action of increasing public transport charges”.

Mr Speaker having ascertained that twelve Members approved of the proposed discussion—

Motion made and question—That the House do now adjourn (*Mr Crabb*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	
Mr Ernst	Mr Mathews	Mr Spyker	<i>Tellers:</i>
Mr Fogarty	Mr Miller	Mr Stirling	Dr Coghill
		Mrs Toner	Mr Hockley

NOES, 48

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(Ballarat North)	Mr McGrath	(Warrnambool)
Mr Birrell	Mr Evans	Mr McInnes	Mr Templeton
Mr Borthwick	(Gippsland East)	Mr McKellar	Mr Thompson
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Trewin
Mr Burgin	Mr Hann	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Whiting
Mr Coleman	Mr Jasper	Mr Ramsay	Mr Williams
Mr Collins	Mr Jona	Mr Reynolds	Mr Wood
Mr Crellin	Mr Kennett	Mr Richardson	
Mr Dixon	Mr Lacy	Mr Ross-Edwards	<i>Tellers:</i>
Mr Dunstan	Mr Lieberman	Mr Skeggs	Mr Cox
Mr Ebery	Mr McArthur	Mr Smith	Mr Tanner
	Mr McCance	(South Barwon)	

And so it passed in the negative.

Business having been interrupted at 10.37 p.m.—

- 12 ADJOURNMENT—Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the chair at eleven minutes past Eleven o'clock.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 23—Wednesday, 19 September 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 ACTING OMBUDSMAN—Mr Speaker announced that he had, that day, administered to Keith Ronald Clarke, Esquire, Acting Commissioner for Administrative Investigations, the oath required by section 10 of the *Ombudsman Act 1973*.
- 3 PETITION—RETAIL MEAT TRADING HOURS—Mr McClure presented a Petition from certain citizens actively involved in the sale of uncooked meat in the Bendigo district of Victoria praying that the House take no action to extend the trading hours during which uncooked meats may be sold.
Ordered to lie on the Table.
- 4 PETITION—THOMASTOWN HIGH SCHOOL—Mr Wilton presented a Petition from certain citizens of Victoria praying that in view of the lack of remedial support staff at Thomastown high school, provision be made in the 1979–80 Budget for an increase in the number of full-time secondary teachers to be made according to the needs of individual schools.
Ordered to lie on the Table.
- 5 SUBORDINATE LEGISLATION COMMITTEE—Mr Birrell, Chairman, brought up a Report from the Subordinate Legislation Committee upon the Consolidation of Police Regulations 1957 and the Motor Car Regulations 1966.
Ordered to lie on the Table.

- 6 PAPERS—The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk—
 Town and Country Planning Act 1961—
 Castle Donnington—Shire of Swan Hill (Castle Donnington) Planning Scheme, Amendment No. 5, 1979.
 Flinders—Shire of Flinders Planning Scheme 1962, Amendment No. 103, 1979.
 Rosedale—Shire of Rosedale Planning Scheme, Amendment No. 9, 1978.
 Stawell—Town of Stawell Planning Scheme, Amendment No. 17, 1979.
 Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 36, 1979.
- 7 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make provision with respect to the Operation and Validity of Certain Planning Schemes, to amend the ‘Town and Country Planning Act 1961’ and for other purposes.*”
- 8 TOWN AND COUNTRY PLANNING (PLANNING SCHEMES) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 9 VICTORIAN GOVERNMENT TRAVEL AUTHORITY (RECONSTITUTION) BILL—Mr Hamer, by leave, obtained leave, with Mr Thompson, to bring in a Bill “*to amend the ‘Victorian Government Travel Authority Act 1977’ to make Provision with respect to the Reconstitution of the Authority and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Eleven o’clock (*Mr Maclellan*)—put and agreed to.
- 11 JOINT SELECT COMMITTEE—CHILD WELFARE AND DEVELOPMENT—Motion made and question proposed—That a Joint Committee comprising four Members of this House and four Members of the Legislative Council be appointed to inquire into and report upon child welfare and development and children’s services, or such related matters as may be referred to it by either House; and that the Committee have power to send for persons, papers and records; to sit on days on which the Houses do not meet; to move from place to place; and to report the minutes of evidence from time to time; four to be the quorum (*Mr Mathews*)—and, after debate—
 Motion made and question—That the debate be now adjourned (*Mr Jona*)—put and agreed to.
 Ordered, after debate—That the debate be adjourned until tomorrow.
- 12 CONSTITUTION (AMENDMENT) BILL—Mr Cathie obtained leave, with Mr Sidropoulos, to bring in a Bill “*to amend the ‘Constitution Act 1975’*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 RAIL FREIGHT RATES—Motion made and question proposed—That this House expresses its grave concern over the increase in freight rates by Vicrail and the failure of the Board to discuss the increases with industry representatives and specifically calls on the Government to fully disclose all the revenue and expenditure figures related to the grain freight operation (*Mr McGrath*).
 Amendment proposed—That the words “the grain” be omitted with the view of inserting in place thereof the word “Vicrail’s” (*Mr Crabb*)—and, after debate—
 Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 47

Mr Austin	Mr Ebery	Mr McGrath	Mr Smith
Mr Balfour	Mr Evans	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	(<i>Gippsland East</i>)	Mr McKellar	Mr Tanner
Mr Borthwick	Mr Hamer	Mr Mackinnon	Mr Templeton
Mr Brown	Mr Hann	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Weideman
Mrs Chambers	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Coleman	Mr Jona	Mr Reynolds	Mr Williams
Mr Collins	Mr Lacy	Mr Richardson	Mr Wood
Mr Cox	Mr Lieberman	Mr Ross-Edwards	
Mr Crellin	Mr McArthur	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr McCance	Mr Smith	Mr Kennett
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	Mr Trewin

NOES, 31

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Wilkes
Dr Coghill	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simmonds	
Mr Culpin	Mr King	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Kirkwood	Mr Spyker	Mr Remington
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Walsh
		Mrs Toner	

And so it was resolved in the affirmative.

Original question—after debate, put.

The House divided.

AYES, 40

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Ross-Edwards	Mr Walsh
Dr Coghill	Mr Hann	Mr Rowe	Mr Whiting
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Stirling	Mr Jasper
(<i>Gippsland East</i>)	Mr McInnes	Mrs Toner	Mr Remington
Mr Fogarty	Mr Mathews	Mr Trewin	

NOES, 40

Mr Austin	Mr Dunstan	Mr McCance	Mr Smith
Mr Balfour	Mr Ebery	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Borthwick	(<i>Ballarat North</i>)	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Weideman
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Crellin	Mr Lieberman	Mr Smith	Mr Cox
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	Mr McClure

And the numbers being equal, Mr Speaker said "The numbers being equal, it falls to the Chair to give a casting vote. In accordance with precedent, I am of the view that this is a motion which should be affirmed by majority of the House and not merely by the casting vote of its Presiding Officer and for this reason I declare myself with the 'Noes'".

And so it passed in the negative.

- 14 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 25)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Business Franchise (Petroleum Products) (Licence Fees) Bill.
- 15 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (LICENCE FEES) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Business Franchise (Petroleum Products) Act 1979’ to make Provision with respect to the payment of Licence Fees and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 16 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 26)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Geelong Regional Commission (Amendment) Bill.
- 17 GEELONG REGIONAL COMMISSION (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 PHARMACISTS (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 BARLEY MARKETING (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Reynolds*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 22 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 and 7 be postponed until later this day.
- 23 SELECT COMMITTEE—HOUSING COMMISSION LAND SALES AND PURCHASES—Order read for resuming adjourned debate on question—That a Select Committee comprising eight Members of this House be appointed to inquire into and report upon the purchase of land at Wurruk and the sale of land at Sale by the Housing Commission and matters related thereto; and that the Committee

have power to send for persons, papers and records; to sit on days on which the House does not meet; to move from place to place; and to report the minutes of evidence from time to time; four to be the quorum—*and on the amendment*—That the words “the purchase of land at Wurruk and the sale of land at Sale by the Housing Commission” be omitted with a view to inserting the following words: “Housing Commission administration with particular reference to land transactions”.

Question—That the words proposed to be omitted stand part of the question—put and agreed to.

Original question—put and negatived.

- 24 CHILD MALTREATMENT—Order read for resuming adjourned debate on question—That this House expresses its concern at the failure of the Government to provide adequate child maltreatment services, in particular the failure to proclaim section 19 of the *Community Welfare Services Act 1978*, and calls upon the Government to take action to assist families and protect children in all regions of the State, in particular those in regional and rural areas with limited access to metropolitan facilities.

Question—put and negatived.

- 25 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, General Business, No. 3 be postponed until later this day.

- 26 PUBLIC RECORDS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Edmunds*).

Motion made and question—That the debate be now adjourned (*Mr Dixon*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 27 LOCAL GOVERNMENT (SECURITY GLAZING) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Edmunds*).

Motion made and question—That the debate be now adjourned (*Mr Dixon*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 28 CRIMES (INHUMANE PUNISHMENT ABOLITION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Cain*).

Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 29 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 30 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at four minutes past Eleven o'clock, adjourned until tomorrow.

No. 24—Thursday, 20 September 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PRESENTATION OF ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—Mr Speaker reported that, as directed by this Honorable House, he had, that day, waited upon His Excellency the Governor and presented to him the Address of the Legislative Assembly, agreed to on the 12th September instant, in reply to the Speech of His Excellency on the Opening of Parliament.

His Excellency was pleased to make the following Reply:

MR SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY.

In the name and on behalf of Her Majesty the Queen I thank you for your expressions of loyalty to our Most Gracious Sovereign contained in the address you have just presented to me.

I fully rely on your wisdom in deliberating upon the important measures to be brought under your consideration, and I earnestly hope that the results of your labours will be conducive to the advancement and prosperity of this State.

HENRY WINNEKE,
Governor of Victoria

Melbourne, 20 September 1979

- 3 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Spyker presented a Petition from certain citizens of Victoria praying that no alteration be made to the Workers Compensation Act to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.

Ordered to lie on the Table.

- 4 PETITION—CASINO IN VICTORIA—Mr Collins presented a Petition from certain members of the Noble Park Baptist Church praying that the House take such action as is necessary to reject any proposal for the establishment of a casino in Victoria.

Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Collins*)—put and agreed to.

The Petition was read by the Clerk.

Ordered to lie on the Table.

- 5 L.P.G. COSTING POLICY—Motion made and question proposed—That this House expresses grave concern that the Government has not prevented increases in the price of L.P.G. which have been caused by the Commonwealth Government’s pricing policy which has allowed prices for Victoria’s naturally occurring gas to escalate, unchecked by any authority, thus seriously affecting many Victorians, particularly country dwellers who rely on this fuel for domestic cooking and heating purposes and calls upon the Government to take steps immediately to ensure that Victorians do not pay world parity prices for their own fuel (*Mr Amos*)—and, after debate—

Amendment proposed—That all the words after “grave concern” be omitted with a view of inserting in place thereof the words—

“about the recent dramatic increases in the price of L.P.G., which can be attributed mainly to the change in the Commonwealth Government’s pricing policy announced by the Minister for National Development in November

1978 which freed the producers of the Bass Strait L.P.G. from pricing control restrictions. As a result of this move the price of L.P.G. has practically doubled since November and this has caused considerable hardship to rural centres relying on L.P.G. for local industries, for domestic cooking and for heating; and calls upon the Commonwealth Government to rectify the situation by ensuring that—

- 1 the Commonwealth Government abolish its so called 'export parity' pricing policy for L.P.G. consumed in Australia;
- 2 the price of Bass Strait L.P.G. be determined by the P.J.T.;
- 3 the price of Bass Strait L.P.G. sold on the Australian market be related to the true cost of production plus a fair margin of profit for the producers;
- 4 all L.P.G. *ex* Bass Strait consumed on the Australian market be free of excise levy;
- 5 there be no restriction on availability of L.P.G. *ex* Bass Strait to meet the requirements of the Australian market; and
- 6 the price of L.P.G. *ex* oil refineries be established by the P.J.T. at parity with Bass Strait L.P.G. consumed on the Australian market" (*Mr Balfour*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Question—That the words proposed to be inserted be so inserted—

Amendment proposed—That the following expression be added to the proposed insertion:

“—and until the Commonwealth Government provides for the P.J.T. to determine the price of L.P.G. calls upon the Victorian Government to establish a maximum price for L.P.G. sold in this State” (*Mr Amos*)—after debate—

Question—That the words proposed to be added to the proposed insertion be so added—put.

The House divided.

AYES, 40

Mr Amos	Mr Fogarty	Mr Mathews	Mr Trewin
Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hann	Mr Ross-Edwards	Mr Walsh
Mr Crabb	Mr Hockley	Mr Rowe	Mr Whiting
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Edmunds	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Ernst	Mr King	Mr Simpson	
Mr Evans	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr Gavin
	Mr McInnes	Mrs Toner	Mr Miller

NOES, 40

Mr Austin	Mr Dixon	Mr McArthur	Mr Smith
Mr Balfour	Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)
Mr Birrell	Mr Ebery	Mr McClure	Mr Tanner
Mr Borthwick	Mr Evans	Mr McKellar	Mr Templeton
Mr Brown	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hamer	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Williams
Mr Coleman	Mr Jona	Mr Ramsay	Mr Wood
Mr Collins	Mr Kennett	Mr Richardson	
Mr Crellin	Mr Lacy	Mr Skeggs	<i>Tellers</i>
	Mr Lieberman	Mr Smith	Mr Cox
		(<i>South Barwon</i>)	Mr Reynolds

And the numbers being equal, Mr Speaker said "In accordance with precedents, I shall cast my vote against the amendment so as to give the House the opportunity of deciding the question in its original form."

And so it passed in the negative.

Question—That the words proposed to be inserted be so inserted—put and agreed to.

Question—That this House expresses grave concern about the recent dramatic increases in the price of L.P.G., which can be attributed mainly to the change in the Commonwealth Government's pricing policy announced by the Minister for National Development in November 1978 which freed the producers of the Bass Strait L.P.G. from pricing control restrictions. As a result of this move the price of L.P.G. has practically doubled since November and this has caused considerable hardship to rural centres relying on L.P.G. for local industries, for domestic cooking and for heating; and calls upon the Commonwealth Government to rectify the situation by ensuring that—

- 1 the Commonwealth Government abolish its so called "export parity" pricing policy for L.P.G. consumed in Australia;
- 2 the price of Bass Strait L.P.G. be determined by the P.J.T.;
- 3 the price of Bass Strait L.P.G. sold on the Australian market be related to the true cost of production plus a fair margin of profit for the producers;
- 4 all L.P.G. *ex* Bass Strait consumed on the Australian market be free of excise levy;
- 5 there be no restriction on availability of L.P.G. *ex* Bass Strait to meet the requirements of the Australian market; and
- 6 the price of L.P.G. *ex* oil refineries be established by the P.J.T. at parity with Bass Strait L.P.G. consumed on the Australian market—put and agreed to.

- 6 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (LICENCE FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday next.

- 7 TOWN AND COUNTRY PLANNING (PLANNING SCHEMES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Thursday next.

- 8 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 9 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at fifty-two minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 25 and 26

No. 25—Tuesday, 25 September 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Cain presented a Petition from certain citizens of Victoria praying that benefits payable under the Workers Compensation Act be increased but that no alteration be made to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers caused by motor accidents whilst travelling to and from work.
Ordered to lie on the Table.
- 3 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Jolly presented a Petition from certain citizens of Victoria praying that no alteration be made to the Workers Compensation Act to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.
Ordered to lie on the Table.
- 4 PETITION—ST ALBANS RAILWAY STATION LEVEL CROSSING—Mr Ginifer presented a Petition from certain residents of St Albans praying that the House take action to ensure the co-ordination of the proposed road traffic lights with the operation of the railway gates at the St Albans railway station level crossing.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 5 PETITION—GAMBLING FACILITIES—Mr Williams presented a Petition from certain citizens of Victoria praying that no action be taken to extend or further introduce gambling facilities in Victoria.
Ordered to lie on the Table.
- 6 PETITION—FISHING RESOURCES EXPLOITATION—Mr Evans (*Gippsland East*) presented a Petition from certain professional fishermen employed at Lakes Entrance praying that further exploitation of natural fishing resources by foreign enterprises be prohibited and that assistance be given to the local fishing industry.
Ordered to lie on the Table.
- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Poisons Act 1962—Proclamation amending Schedules Two, Three, Four and Eight.
 - Teaching Service Act 1958—Teaching Service (Teachers Tribunal) Regulations—Regulations amended (No. 494).

Town and Country Planning Act 1961—

Werribee—Shire of Werribee Planning Scheme 1963, Amendment No. 60 (1978)

Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 33 (1978).

- 8 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Cathie rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely—“The failure of the Minister of Housing to take adequate steps to fully ensure future employment at Holmsglen Constructions”.

Mr Speaker having ascertained that twelve Members approved of the proposed discussion—

Motion made and question—That the House do now adjourn (*Mr Cathie*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Remington	Mr Walsh
Mr Cain	Mr Gavin	Mr Roper	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Rowe
Mr Fogarty	Mr Miller	Mr Trezise	Dr Vaughan

NOES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hann	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Collins	Mr Jona	Mr Reynolds	Mr Williams
Mr Crellin	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Ebery	Mr McArthur	Mr Smith	Mr Cox
		(<i>South Barwon</i>)	Mr McGrath

And so it passed in the negative.

- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Melbourne College of Divinity Act 1910’ and for other purposes*”.
- 10 MELBOURNE COLLEGE OF DIVINITY BILL—On the motion of Mr Lacy, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 CASINO ESTABLISHMENT—Motion made and question—That this House, being of the opinion that all proposals for the establishment of a casino in Victoria should be openly considered, requires the Minister for Planning to present to the House the report of the Town and Country Planning Board, made under the *Development Areas Act 1973*, which refers to a proposal for a casino to be located in the “Rialto block”, Collins Street, Melbourne (*Mr Cain*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Remington	Mr Walsh
Mr Cain	Mr Gavin	Mr Roper	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Rowe
Mr Fogarty	Mr Miller	Mr Trezise	Dr Vaughan

NOES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(Ballarat North)	Mr McClure	(Warrnambool)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(Gippsland East)	Mr McKellar	Mr Templeton
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hann	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Collins	Mr Jona	Mr Reynolds	Mr Williams
Mr Crellin	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Ebery	Mr McArthur	Mr Smith	Mr Cox
		(South Barwon)	Mr McGrath

And so it was passed in the negative.

- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to make further Provision with respect to the Constitution and Powers of Sewerage Authorities, to amend the 'Sewerage Districts Act 1958' and for other purposes*".
- 13 SEWERAGE AUTHORITIES (CONSTITUTION AND POWERS) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Crimes Act 1958'*".
- 15 CRIMES (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to confirm certain actions of the City of Prahran in relation to the Prahran Market and for other purposes*".
- 17 PRAHRAN MARKET BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, read a second time forthwith.
Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*)—and, after debate—
Mr Deputy Speaker announced that Mr Speaker had ruled the Bill a Private Bill.
Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Balfour*)—put and agreed to.
Debate resumed on question—That this Bill be now read a second time.
Bill read a second time and, by leave, read the third time forthwith.

- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 18 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Water Act 1958' and for other purposes*".
- 19 WATER AUTHORITIES (CONSTITUTION AND POWERS) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 20 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 21 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at eighteen minutes past Ten o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 26—Wednesday, 26 September 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 HOUR OF MEETING—Motion made and question—That the House validates the action of Mr Speaker in taking the Chair at 11 a.m. this day (*Mr Maclellan*)—put and agreed to.
- 3 PETITION—RETAIL MEAT TRADING HOURS—Mr Coleman presented a Petition from certain citizens of Victoria praying that the House take no action to extend the trading hours during which uncooked meats may be sold.
Ordered to lie on the Table.
- 4 PETITION—EVOLUTION PHILOSOPHY—Mr Coleman presented a Petition from certain citizens praying that action be taken to amend the regulations made under the *Education Act 1958* to prohibit in State schools the teaching of the philosophy of evolution.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Coleman*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.
- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Statutory Rules under the following Acts:
Education Act 1958—Nos. 341, 343.
Forests Act 1958—No. 344.
Friendly Societies Act 1958—No. 349.

Geelong Harbor Trust Act 1958—No. 353.
 Health Act 1958—Nos. 345, 346, 348, 352.
 Poisons Act 1962—No. 355.
 Public Service Act 1974—PSD Nos. 64 to 67.
 Railways Act 1958—No. 340.
 Rural Finance and Settlement Commission Act 1961—No. 350.
 Second-hand Dealers Act 1958—No. 351.
 Seeds Act 1971—No. 307.
 Supreme Court Act 1958—No. 347.
 Valuation of Land Act 1960—No. 322.
 Water Act 1958—No. 342.

- 6 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
- Geelong Regional Commission (Amendment) Bill.
 - Pharmacists (Amendment) Bill.
 - Legal Profession Practice (Amendment) Bill.
- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 27)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1979–80, No. 1) Bill and transmitting Estimates of Revenue and Expenditure for the year 1979–80. Estimates ordered to lie on the Table and to be printed.
- 8 APPROPRIATION (1979–80, No. 1) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Hamer, to bring in a Bill “to appropriate certain Sums out of the Consolidated Fund for the Service of the Financial Year 1979–80 and to appropriate the Supplies granted in this Session of Parliament and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time forthwith.
- Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday, 10 October next.
- 9 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday, 9 October next (*Mr Maclellan*)—put and agreed to.
- 10 STAMPS (AMENDMENT) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Stamps Act 1958’”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 11 BUSINESS FRANCHISE (TOBACCO) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Business Franchise (Tobacco) Act 1974’”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 12 PAY-ROLL TAX BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Hamer, to bring in a Bill “to alter the general exemption from Liability to Pay-roll Tax, to amend the ‘Pay-roll Tax Act 1971’ and the ‘Pay-roll Tax Act 1978’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

- 13 PUBLIC AUTHORITIES (CONTRIBUTIONS) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Hamer, to bring in a Bill “to increase the Contributions payable by certain Public Authorities under the ‘Public Authorities (Contributions) Act 1966’”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 14 MOTOR CAR (SURCHARGE) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Motor Car Act 1958’ in relation to the Surcharge on certain Insurance Premiums”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 15 UNCLAIMED MONEYS BILL—Mr Thompson, by leave, obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Unclaimed Moneys Act 1962’”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 16 WORKERS COMPENSATION (MISCELLANEOUS PROVISIONS) BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Workers Compensation Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 INDUSTRIAL RELATIONS BILL—Mr Ramsay obtained leave, with Mr Maclellan, to bring in a Bill “to constitute an Industrial Relations Commission of Victoria, to make Provision for the Constitution of Conciliation and Arbitration Boards, to make Provision with respect to the Recognition of Industrial Associations, to make Provision with respect to certain Conditions of Employment, to amend the ‘Labour and Industry Act 1958’ and the ‘Industrial Training Act 1975’ and the ‘Building Industry Long Service Leave Act 1975’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 SUBORDINATE LEGISLATION COMMITTEE REPORT—Motion made and question—That this House takes note of the Report of the Subordinate Legislation Committee upon Consolidation of the Police Regulations 1957 and the Motor Car Regulations 1966 (*Mr Birrell*)—put, after debate, and agreed to.
- 19 WRONGS (DEFAMATION) BILL—Mr Cain obtained leave, with Mr Miller, to bring in a Bill “to amend the ‘Wrongs Act 1958’ in relation to Defamatory Words and Libel and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 20 HOSPITALS REMUNERATION TRIBUNAL (MEDICAL FEES) BILL—Mr Roper obtained leave, with Mr Fordham, to bring in a Bill “to amend the ‘Hospitals Remuneration Tribunal Act 1978’ with respect to the Rates of Remuneration of Medical Practitioners”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 VICTORIAN GOVERNMENT TRAVEL AUTHORITY (RECONSTITUTION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 22 MELBOURNE COLLEGE OF DIVINITY BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).

- Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered, after debate—That the debate be adjourned until tomorrow.
- 23 SEWERAGE AUTHORITIES (CONSTITUTION AND POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
 Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday, 10 October next.
- 24 CRIMES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday, 10 October next.
- 25 WATER AUTHORITIES (CONSTITUTION AND POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
 Motion made and question—That the debate be now adjourned (*Mr Wilton*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday, 10 October next.
- 26 STAMPS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 16 October next.
- 27 BUSINESS FRANCHISE (TOBACCO) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 16 October next.
- 28 PAY-ROLL TAX BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 9 October next.
- 29 PUBLIC AUTHORITIES (CONTRIBUTIONS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 16 October next.
- 30 MOTOR CAR (SURCHARGE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 16 October next.

- 31 UNCLAIMED MONEYS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 16 October next.
- 32 WRONGS (DEFAMATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Cain*).
- Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday, 10 October next.
- 33 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.
- Motion made and question—That the debate be now adjourned (*Mr Trewin*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 34 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Transfer of Land Act 1958’ and for other purposes*”.
- 35 TRANSFER OF LAND (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 36 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 37 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at forty-five minutes past Five o’clock, adjourned until Tuesday, 9 October next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No. 27, 28 and 29

No. 27—Tuesday, 9 October 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—ESTATE AGENTS ACT AMENDMENTS—Mr Hockley presented a Petition from certain members of the Real Estate Agents Association of Victoria praying that proposed amendments to the *Estate Agents Act* 1958 be deferred for six months to enable further submissions to be made on the proposals.
Ordered to lie on the Table.
- 3 PETITION—KINDERGARTEN TEACHER CONDITIONS—My Spyker presented a Petition from certain parents and teachers of children at kindergartens praying that provision be made to improve employment conditions for kindergarten teachers in respect of long service and sick leave, the methods of payment and the right of appeal against unjustified dismissal.
Ordered to lie on the Table.
- 4 PETITIONS—WORKERS COMPENSATION AMENDMENTS—Mr Amos and Mr Hann, respectively, presented Petitions from certain citizens of Victoria praying that no alteration be made to the Workers Compensation Act to limit claims in "heart and stroke" cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.
Severally ordered to lie on the Table.
- 5 PETITION—VICTORIA PARK PRIMARY SCHOOL—Mr Sidiropoulos presented a Petition from certain citizens praying that Victoria Park primary school be continued, that the school and grounds be up-graded, maintained and improved, and that additional teaching and other staff be appointed to cater for the special needs of the children and to ensure adequate communications between the school and the community.
Ordered to lie on the Table.
- 6 VICTORIAN EMPLOYMENT COMMITTEE REPORT—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Chairman of the Victorian Employment Committee dated 1 October 1979; together with appendices (*Mr Dixon*)—put and agreed to.
- 7 PAPER—Mr Dixon presented:
Victorian Employment Committee Report—Return to the foregoing Order.
Ordered to lie on the Table and the Report to be printed.
Motion made, by leave, and question—That this House takes note of the Report tomorrow (*Mr Fordham*)—put and agreed to.

- 8 PAPERS—Mr Thompson presented, by command of His Excellency the Governor:
Police Department—Report for the year 1978.
Ordered to lie on the Table and to be printed.
The following papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Adult Education—Report of the Council for the year 1978–79.
Crimes Compensation Tribunal—Report for the year 1978–79.
Law Reform Commissioner—Report for the year 1978–79—Ordered to be printed.
Melbourne University—Statement of accounts for the year 1977.
Poisons Act 1962—Proclamation amending Schedules Three, Four and Seven.
Railways Act 1958—Report of the Victorian Railways Board for the year 1978–79—Ordered to be printed.
State Savings Bank of Victoria—Reports, Statements, Returns, &c., for the year 1978–79—Ordered to be printed.
Teaching Service Act 1958—Teaching Service (Teachers Tribunal) Regulations—Regulations amended (No. 495).
Totalizator Agency Board—Report for the year ended 28 July 1979.
Town and Country Planning Act 1961—
Melbourne Metropolitan Planning Scheme, Amendment Nos. 88 (Part 2A), 91 (Part 1) (two papers).
Port Fairy Planning Scheme 1959, Amendment Nos. 7, 8 and 9 (1978) (three papers).
Woorayl—Shire of Woorayl Planning Scheme, Amendment Nos. 37, 38 and 40 (1979) (three papers).
Victorian Institute of Secondary Education—Report for the year 1978.
- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Wrongs Act 1958' in relation to Defamatory Words and Libel*".
- 10 WRONGS (DEFAMATION) BILL (No. 2)—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 28)—ASSENT TO BILLS—
Informing the Assembly that he had, on 2 October instant, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
Prahran Market Bill.
Geelong Regional Commission (Amendment) Bill.
Pharmacists (Amendment) Bill.
Legal Profession Practice (Amendment) Bill.
- 12 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 29, 30)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
Stamps (Amendment) Bill.
Victorian Government Travel Authority (Reconstitution) Bill.
- 13 LAND TAX BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Hamer, to bring in a Bill "*to amend the 'Land Tax Act 1958'*", and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 14 ROAD ACCIDENT VICTIMS—Motion made and question—That this House expresses its concern at (a) the unjustified delay in publishing the Rank report on Road Accident Victim Reception at Melbourne's Metropolitan Hospitals; (b) the failure of the Minister of Health's Consultative Council on Road Accident Mortality to report in respect of the years 1976, 1977 and 1978; and (c) the lack of action by the Government to ensure that casualty facilities throughout the State, particularly those for road accident victims and victims of major trauma, are adequate to protect the lives and health of Victorians (*Mr Roper*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Cain	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	
Mr Fogarty	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Fordham	Mr Remington	Mr Trezise	Dr Coghill
Mr Gavin	Mr Roper	Dr Vaughan	Mr Ernst

NOES, 47

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr McInnes	Mr Tanner
Mr Borthwick	Mr Hann	Mr McKellar	Mr Templeton
Mr Brown	Mr Hayes	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Jasper	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Jona	Mrs Patrick	Mr Weideman
Mr Collins	Mr Kennett	Mr Ramsay	Mr Whiting
Mr Crellin	Mr Lacy	Mr Reynolds	Mr Williams
Mr Dixon	Mr Lieberman	Mr Richardson	Mr Wood
Mr Dunstan	Mr McArthur	Mr Ross-Edwards	
Mr Ebery	Mr McCance	Mr Skeggs	<i>Tellers</i>
		Mr Smith	Mr Coleman
		(<i>South Barwon</i>)	Mr Cox

And so it passed in the negative.

- 15 TRANSFER OF LAND (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 16 INDUSTRIAL RELATIONS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 30 October instant.
- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to request the Parliament of the Commonwealth to enact an Act to extend the legislative Powers of the States in and in relation to Coastal Waters*”.
- 18 CONSTITUTIONAL POWERS (COASTAL WATERS) BILL—On the motion of Mr Maclellan the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.

- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Barley Marketing (Amendment) Bill without amendment.
- 20 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3 be postponed until later this day.
- 21 POISONS (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 JUDGES SALARIES BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Business having been interrupted at 10.30 p.m.—
- Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
- Question—That this Bill be now read a second time—put.
- The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McKellar	Mr Trewin
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Weideman
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Whiting
Mr Borthwick	Mr Hann	Mrs Patrick	Mr Williams
Mr Brown	Mr Hayes	Mr Ramsay	Mr Wood
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Templeton	Mr Cox
(<i>Ballarat North</i>)	Mr McInnes	Mr Thompson	Mr Reynolds

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginfifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Müller
Mr Fogarty	Mr Remington	Mr Trezise	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read the third time forthwith, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 23 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

24 ADJOURNMENT—Resolved, after debate, That the House do now adjourn.
And then the House, at twenty-four minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 28—Wednesday, 10 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—"AQUEDUCT LAND" SALE—Mr McArthur presented a Petition from certain citizens praying that, prior to any further endeavours of the Melbourne and Metropolitan Board of Works to sell the land known as the "aqueduct land" situated between the Lilydale-Montrose road and the Silvan reservoir, a full investigation be made into the feasibility of the use of such land for a linear park.
Ordered to lie on the Table.
- 3 PAPERS—The following papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Anti-Cancer Council of Victoria—Report and Statement of Accounts for the year 1978-79.
 - Government Buildings Advisory Council—Report for the year 1978-79.
 - Public Record Office—Report of the Keeper of Public Records for the year 1978-79.
 - Town and Country Planning Act 1961—Alberton—Shire of Alberton Coastal Planning Scheme, Amendment No. 14.
 - Transport Regulation Board—Report for the year 1978-79—Ordered to be printed.
- 4 DISCHARGE OF ORDER OF THE DAY—Motion made, by leave, and question—That the following Order of the Day, General Business, be read and discharged:
 - Wrongs (Defamation) Bill—Second reading—Resumption of debate—*
 - and that the Bill be withdrawn (*Mr Cain*)—put and agreed to.
- 5 MELBOURNE AND METROPOLITAN TRAMWAYS (BORROWING POWERS) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to increase the limit of the Borrowing Powers of the Melbourne and Metropolitan Tramways Board and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 6 MARINE (AMENDMENT) BILL—Mr Austin obtained leave, with Mr Lieberman, to bring in a Bill "*to amend the 'Marine Act 1958' and the 'Marine (Amendment) Act 1976'*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 7 APPROPRIATION (1979-80, No. 1) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Dixon*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.

- 8 WRONGS (DEFAMATION) BILL (No. 2)—Read a second time, after debate, and committed.
 Ordered—That the Bill be considered in Committee later this day.
 Motion made and question—That it be an instruction to the Committee that they have power to consider an amendment to extend privilege to newspaper reports of proceedings in public of a court of the Commonwealth or of a State or a Territory of the Commonwealth (*Mr Cain*)—put and agreed to.
 Bill considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments with which they desire the concurrence of the Legislative Council.
- 9 MELBOURNE AND METROPOLITAN TRAMWAYS (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday, 24 October instant.
- 10 MARINE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
 Motion made and question—That the debate be now adjourned (*Mr Stirling*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday, 24 October instant.
- 11 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3 be postponed until later this day.
- 12 LAND TAX BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday, 24 October instant.
- 13 CONSTITUTIONAL POWERS (COASTAL WATERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday, 24 October instant.
- 14 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (LICENCE FEES) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.
 Question—put.
 The House divided.

AYES, 47

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Hamer	Mr MacKinnon	Mr Thompson
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jona	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Kennett	Mr Reynolds	Mr Williams
Mr Coleman	Mr Lacy	Mr Richardson	Mr Wood
Mr Collins	Mr Lieberman	Mr Ross-Edwards	
Mr Crellin	Mr McArthur	Mr Skeggs	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Ebery	Mr McGrath	Mr Smith	Mr Cox
		(<i>Warrnambool</i>)	Mr Jasper

NOES, 32

Mr Amos	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cain	Mr Gavin	Mr Roper	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Wilton
Dr Coghill	Mr Hockley	Mr Sidiropoulos	
Mr Crabb	Mr Jolly	Mr Simmonds	
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Stirling	<i>Tellers:</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Spyker
Mr Fogarty	Mr Miller	Mr Trezise	Mr Walsh

And so it was resolved in the affirmative.

Bill read a second time and, by leave, ordered to be read the third time forthwith; read the third time, after debate.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 15 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made and question—That it be an instruction to the Committee that they have power to consider a new clause that would enable the Board, subject to and in accordance with such terms and conditions as the Board, with the approval of the Minister, determines, to make a loan to a person who is, or has been, employed in the Railway service for the purpose of assisting that person to purchase, whether alone or together with another person, a dwelling house for use as his residence (*Mr Thompson*)—put and agreed to.

Bill considered in Committee.

Committee reported progress; to sit again tomorrow.

- 16 MELBOURNE COLLEGE OF DIVINITY BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time.

Mr Speaker ruled Bill a Private Bill.

Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Lacy*)—put and agreed to.

Debate resumed on question—That this Bill be now read a second time.

Business having been interrupted at 10.30 p.m.—

- 17 ADJOURNMENT—Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the chair at six minutes past Eleven o'clock.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 29—Thursday, 11 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—SPRING TRAPS—Mr Edmunds presented a Petition from certain citizens of Victoria praying that legislation be introduced to prohibit the use of the steel spring leg trap in the catching of animals and to provide for a suitable replacement.

Ordered to lie on the Table.

- 3 PETITIONS—PROSTITUTION—Mr Spyker and Mr McGrath, respectively, presented Petitions from certain citizens of Victoria praying that in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.

Severally ordered to lie on the Table.

- 4 PETITION—FISHING RESOURCES EXPLOITATION—Mr McKellar presented a Petition from certain professional fishermen employed in the Portland area praying that further exploitation of natural fishing resources by foreign enterprises be prohibited and that assistance be given to the local fishing industry.

Ordered to lie on the Table.

- 5 PETITION—"AQUEDUCT LAND" SALE—Mr McArthur presented a Petition from certain citizens praying that, prior to any further endeavours of the Melbourne and Metropolitan Board of Works to sell the land known as the "aqueduct land" situated between the Lilydale-Montrose road and the Silvan reservoir, a full investigation be made into the feasibility of the use of such land for a linear park.

Ordered to lie on the Table.

- 6 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme, Amendment Nos. 81 (Part 4), 92 (Parts 2 and 3) (three papers).

- 7 CRIMINAL HISTORY INFORMATION RELEASE—Motion made and question—That this House expresses its grave concern at the discrepancies between the statement made by the Minister for Police and Emergency Services in this House on 11 September last relative to the criteria for the release of criminal history information and the situation as subsequently revealed by the Minister for Youth, Sport and Recreation (*Mr Cain*)—after debate, put.

The House divided.

AYES, 38

Mr Amos	Mr Fordham	Mr Miller	Mr Trewin
Mr Cain	Mr Gavin	Mr Roper	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Ross-Edwards	Dr Vaughan
Mr Crabb	Mr Hann	Mr Rowe	Mr Walsh
Mr Culpin	Mr Hockley	Mr Sidiropoulos	Mr Whiting
Mr Edmunds	Mr Jasper	Mr Simmonds	Mr Wilkes
Mr Ernst	Mr Jolly	Mr Simpson	Mr Wilton
Mr Evans	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr McInnes	Mr Stirling	Dr Coghill
Mr Fogarty	Mr Mathews	Mrs Toner	Mr McGrath

NOES, 40

Mr Austin	Mr Ebery	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hamer	Mr Maclellan	Mr Templeton
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Thompson
Mrs Chambers	Mr Jona	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Williams
Mr Collins	Mr Lacy	Mr Richardson	Mr Wood
Mr Crellin	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr McArthur	Mr Smith	Mr Brown
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	Mr Cox

And so it passed in the negative.

8 WORKERS COMPENSATION (MISCELLANEOUS PROVISIONS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).

Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.

Motion made and question proposed—That the debate be adjourned until Tuesday, 30 October instant (*Mr Ramsay*)—and, after debate—

Amendment proposed—That the expression “Tuesday, 30 October instant” be omitted with the view of inserting in place thereof the expression “Thursday, 1 November next” (*Mr Simmonds*)—and, after debate—

Motion made and question—That the question be now put (*Mr Lieberman*)—put.

The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McGrath	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Brown	Mr Hamer	Mr McKellar	Mr Thompson
Mr Burgin	Mr Hann	Mr Mackinnon	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Coleman	Mr Jasper	Mrs Patrick	Mr Whiting
Mr Collins	Mr Jona	Mr Ramsay	Mr Williams
Mr Crellin	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Ebery	Mr McArthur	Mr Smith	Mr Cox
		(<i>South Barwon</i>)	Mr Reynolds

NOES, 31

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Spyker
Mr Ernst	Mr Mathews	Mr Stirling	Dr Vaughan

And so it was resolved in the affirmative.

Question—That the expression proposed to be omitted stand part of the question—accordingly put.

The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McGrath	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Brown	Mr Hamer	Mr McKellar	Mr Thompson
Mr Burgin	Mr Hann	Mr Mackinnon	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Coleman	Mr Jasper	Mrs Patrick	Mr Whiting
Mr Collins	Mr Jona	Mr Ramsay	Mr Williams
Mr Crellin	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Ebery	Mr McArthur	Mr Smith	Mr Cox
		(<i>South Barwon</i>)	Mr Reynolds

NOES, 31

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Spyker
Mr Ernst	Mr Mathews	Mr Stirling	Dr Vaughan

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 30 October instant.

- 9 WATER AUTHORITIES (CONSTITUTION AND POWERS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 10 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 31, 32)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Workers Compensation (Miscellaneous Provisions) Bill.

Melbourne and Metropolitan Tramways (Borrowing Powers) Bill.

- 11 SEWERAGE AUTHORITIES (CONSTITUTION AND POWERS) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 12 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 13 inclusive and General Business, Nos. 1 to 12 inclusive, be postponed until later this day.

- 13 EQUAL OPPORTUNITY (CLUBS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mrs Toner*).

Motion made and question—That the debate be now adjourned (*Mr Wood*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 14 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Wood*)—put and agreed to.

- 15 ADJOURNMENT—Resolved, after debate—That the House do now adjourn. And then the House, at thirty-four minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 30, 31 and 32

No. 30—Tuesday, 16 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—BROADMEADOWS COMMUNITY HOSPITAL—Mr Culpin presented a Petition from certain citizens of Victoria praying that the present priorities under the Hospital Expansion Plan be reviewed and that the priority of a community hospital at Broadmeadows be advanced.
Ordered to lie on the Table.
- 3 PETITION—SPRING TRAPS—Mr Skeggs presented a Petition from certain citizens of Victoria praying that legislation be introduced to prohibit the use of the steel spring leg trap in the catching of animals and to provide for a suitable replacement.
Ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Statutory Rules under the following Acts:
 - Environment Protection Act 1970—No. 379.
 - Groundwater Act 1969—No. 359.
 - Health Act 1958—No. 378.
 - Industrial Training Act 1975—Nos. 356, 362, 380.
 - Instruments Act 1958—No. 364.
 - Melbourne and Metropolitan Board of Works Act 1958—Nos. 354, 371.
 - Milk and Dairy Supervision Act 1958—Nos. 370, 381.
 - Motor Car Act 1958—Nos. 357, 375, 377.
 - Poisons Act 1962—Nos. 360, 372.
 - Police Regulation Act 1958—No. 363.
 - Printers and Newspapers Act 1958—No. 376.
 - Private Agents Act 1966—No. 374.
 - Property Law Act 1958—No. 365.
 - Public Service Act 1974—PSD Nos. 68 to 73.
 - Racing Act 1958—No. 361.
 - Registration of Births Deaths and Marriages Act 1959—No. 358.
 - Religious Successory and Charitable Trusts Act 1958—No. 366.
 - Road Traffic Act 1958—No. 373.
 - Seeds Act 1971—No. 382.
 - Strata Titles Act 1967—No. 367.
 - Transfer of Land Act 1958—No. 368.
 - Vegetation and Vine Diseases Act 1958—No. 369.
 - Town and Country Planning Act 1961—
 - Cranbourne Planning Scheme 1960, Amendment No. 30 (1979).
 - Melbourne Metropolitan Planning Scheme, Amendment No. 83 (Part 3B), No. 127 (two papers).
 - Sale—City of Sale Planning Scheme 1975, Amendment No. 4 (1978).

Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme, Amendment Nos. 17, 23, 24 (1979) (three papers).

Traralgon—City of Traralgon Planning Scheme 1957, Amendment No. 12A, (1979).

- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 33)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
Barley Marketing (Amendment) Bill.
Water Authorities (Constitution and Powers) Bill.
Sewerage Authorities (Constitution and Powers) Bill.
- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 34)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Land Tax Bill.
- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 35)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the State Forests Works and Services Bill.
- 8 STATE FORESTS WORKS AND SERVICES BILL—Mr Smith (*Warrnambool*), pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill "to authorize Expenditure on Works and Services and other purposes relating to State Forests"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 PERSONAL EXPLANATION BY MEMBER FOR CARRUM—Motion made and question—That this House is of the opinion that a further explanation is required from the Honorable Member for Carrum regarding his personal explanation to the House on 25 September and the apparent inconsistency between the personal explanation, his interjection recorded on page 2810 of *Hansard* and the 17 September issue of the *Labor Star*, in that the Honorable Member for Carrum by interjection indicated that he wrote an article published in the *Labor Star* on 17 September whereas in his personal explanation recorded in *Hansard* on page 2835 he indicated that he was misinformed by a deputation on 24 September, that is, subsequent to the publication of his article (*Mr Richardson*)—put, after debate, and negatived.
- 10 HOUSING COMMISSION INTEREST RATES—Motion made and question—That this House expresses its concern at the open-ended and escalating interest rates charged by the Housing Commission for home purchases and proposes that the Government sets a ceiling on interest rates and seeks to re-negotiate the Commonwealth-State Housing Agreement (*Mr Cathie*)—after debate, put.

The House divided.

AYES, 40

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hann	Mr Ross-Edwards	Mr Walsh
Dr Coghill	Mr Hockley	Mr Rowe	Mr Whiting
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Spyker	
Mr Evans	Mr McGrath	Mr Stirling	Tellers
(<i>Gippsland East</i>)	Mr McInnes	Mrs Toner	Mr Gavin
Mr Fogarty	Mr Mathews	Mr Trewin	Mr Miller

NOES, 40

Mr Austin	Mr Ebery	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hamer	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jona	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Williams
Mr Collins	Mr Lacy	Mr Richardson	Mr Wood
Mr Crellin	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr McArthur	Mr Smith	Mrs Chambers
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	Mr Cox

And the numbers being equal, Mr Speaker said "The numbers being equal, it falls to the Chair to give a casting vote. In accordance with precedent, I am of the view that this is a motion which should be affirmed by majority of the House and not merely by the casting vote of its Presiding Officer and for this reason I declare myself with the 'Noes'".

And so it passed in the negative.

- 11 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the amendments made by the Assembly in the Wrongs (Defamation) Bill (No. 2).
- 12 STATUTE LAW REVISION COMMITTEE—Motion made, by leave, and question—That Mrs Patrick be discharged from attendance on the Statute Law Revision Committee and that Mr Templeton be appointed in her stead (*Mr Maclellan*)—put and agreed to.
- 13 MINISTERIAL STATEMENT—SCHOOL BUILDING PROGRAM 1979–80—Mr Lacy made a Ministerial Statement relating to the School Building Program 1979–80. Motion made, by leave, and question—That this House takes note of the Ministerial Statement (*Mr Lacy*)—and, after debate—
Business having been interrupted at 10.30 p.m.—
- 14 ADJOURNMENT—Question—That the House do now adjourn—proposed and, after debate, Mr Deputy Speaker left the chair at nine minutes past Eleven o'clock.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 31—Wednesday, 17 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—BRUNSWICK TECHNICAL SCHOOL—Mr Roper presented a Petition from certain citizens of Victoria praying that in relation to the proposed development of Brunswick Technical School, action be taken to allow wider participation of Brunswick interests in planning, ensure that the Millers Ropeworks site is developed, and provide at least 7.5 acres for reconstruction and future development of the school.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 3 PETITIONS—GAMBLING FACILITIES—Mr Templeton and Mr Jasper, respectively, presented Petitions from certain citizens of Victoria praying that no action be taken to extend or further introduce gambling facilities in Victoria.
Severally ordered to lie on the Table.

- 4 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
National Parks Act 1975—Consent of Minister for Conservation to the drilling of a well in the Gippsland Lakes Park by Beach Petroleum N.L.
- 5 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Poisons (Amendment) Bill.
Judges Salaries Bill.
- 6 GIFT DUTY (AMENDMENT) BILL—Mr Thompson obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Gift Duty Act 1971’, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 TOWN AND COUNTRY PLANNING (AMENDMENT OF SCHEMES) BILL—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Town and Country Planning Act 1961’ to make provision with respect to the Amendment of Planning Schemes by the Governor in Council and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 CASINO INQUIRY—Motion made and question—That an independent committee of experts be established immediately for the purpose of conducting an open inquiry into the location and operation of a casino or casinos in Victoria including the community effect, the control and administration and other relevant matters (*Mr Trezise*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Cain	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Edmunds	Mr Mathews	Mr Stirling	Dr Coghill
Mr Ernst	Mr Miller	Mrs Toner	Mr Fogarty
Mr Fordham	Mr Remington	Mr Trezise	
Mr Gavin	Mr Roper	Dr Vaughan	

NOES, 47

Mr Austin	Mr Evans	Mr McGrath	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Birrell	Mr Hamer	Mr McKellar	Mr Thompson
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Crellin	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr McArthur	Mr Smith	Mr Cox
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	Mr Mackinnon
Mr Ebery	Mr McClure	Mr Smith	
		(<i>Warrnambool</i>)	

And so it passed in the negative.

- 9 STATE FORESTS WORKS AND SERVICES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).

Motion made and question—That the debate be now adjourned (*Mr Wilton*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday, 31 October instant.

- 10 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 11 APPROPRIATION (1979–80, No. 1) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Coleman*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 12 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 13 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at fifty-three minutes past Ten o'clock, adjourned until tomorrow.

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 32—Thursday, 18 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.

- 2 GRIEVANCES—Question—That grievances be noted—put, after debate, and agreed to.

- 3 GIFT DUTY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 1 November next.

- 4 TOWN AND COUNTRY PLANNING (AMENDMENT OF SCHEMES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).

Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 1 November next.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 18 inclusive, and General Business, Nos. 1 to 18 inclusive, be postponed until later this day.

6 HOSPITALS REMUNERATION TRIBUNAL (MEDICAL FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Roper*).

Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday next.

7 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

8 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at twenty-seven minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 33, 34 and 35

No. 33—Tuesday, 23 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - State Insurance Office—Statement of accounts for the year 1978–79.
 - Town and Country Planning Act 1961—South Gippsland—Shire of South Gippsland Planning Scheme, Amendment No. 39 (1978).
- 3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 36)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
 - Wrongs (Defamation) Bill (No. 2).
 - Judges Salaries Bill.
 - Poisons (Amendment) Bill.
- 4 RACING (FINANCIAL PROVISIONS) BILL—Mr Dixon, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Hamer, to bring in a Bill "*to make Provision with respect to the Commissions deducted from Trifecta Totalizators, the Borrowing Powers of the Totalizator Agency Board and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 37, 38)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 - Gift Duty (Amendment) Bill.
 - Industrial Relations Bill.
- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 39)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Public Works and Services Bill.
- 7 PUBLIC WORKS AND SERVICES BILL—Mr Austin, pursuant to Standing Order No. 169, obtained leave, with Mr Hamer, to bring in a Bill "*to authorize Expenditure on Public Works and Services and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 APPROPRIATION (1979–80, No. 1) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed. Business having been interrupted at 10.30 p.m.—
- 9 ADJOURNMENT—Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the chair at forty-three minutes past Ten o'clock.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 34—Wednesday, 24 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—BRUNSWICK TECHNICAL SCHOOL—Mr Roper presented a Petition from certain citizens of Victoria praying that, in relation to the proposed development of Brunswick Technical School, action be taken to allow wider participation of Brunswick interests in planning, ensure that the Millers Ropeworks site is developed, and provide at least 7½ acres for reconstruction and future development of the school.
 Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Roper*)—put and agreed to.
 The Petition was read by the Clerk.
 Ordered to lie on the Table.
- 3 PETITION—REGIONAL SHOPPING COMPLEXES PERMITS—Mr McGrath presented a Petition from certain members of the Horsham Chamber of Commerce praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.
 Ordered to lie on the Table.
- 4 PAPERS—The following papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Environment Protection Authority—Report for the Year 1978–79—Ordered to be printed.
 - Registration of Births Deaths and Marriages Act 1959—General Abstract of the number of live births, still-births, deaths and marriages in Victoria for the year 1978.
 - Taxation—Analysis of Operations—
 - Land Tax for the Assessment Year 1978.
 - Probate Duty for the year 1978–79.
 - Gift Duty for the year 1978–79.
 - Town and Country Planning Act 1961—
 - Croydon—City of Croydon Planning Scheme, Amendment No. 83.
 - Melbourne Metropolitan Planning Scheme, Amendment Nos. 90 (Part 1B), 125.
- 5 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Business Franchise (Petroleum Products) (Licence Fees) Bill without amendment.
- 6 RAILWAYS (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Railways Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 URBAN LAND AUTHORITY BILL—Mr Dixon obtained leave, with Mr Lieberman, to bring in a Bill “to establish an Urban Land Authority to make Provision with respect to the Functions and Powers of the Authority and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 AGRICULTURAL CHEMICALS BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Borthwick, to bring in a Bill “to provide for Pesticides to be described as Agricultural Chemicals, to make provision concerning the Use of Agricultural Chemicals, to amend the ‘Pesticides Act 1958’, the ‘Health Act 1958’, the

'Stock Medicines Act 1958', the 'Fertilizers Act 1974' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 PUBLIC SERVICE (AMENDMENT) BILL—Mr Hamer obtained leave, with Mr Thompson, to bring in a Bill "to amend the 'Public Service Act 1974' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 LABOUR AND INDUSTRY (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Jona, to bring in a Bill "to amend the 'Labour and Industry Act 1958'"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 TOWN AND COUNTRY PLANNING (GENERAL AMENDMENT) BILL—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill "to amend the 'Town and Country Planning Act 1961', the 'State Co-ordination Council Act 1975', and the 'Geelong Regional Commission Act 1977' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 STATE DEVELOPMENT COMMITTEE MEETINGS—Motion made and question—That this House expresses its concern at the failure of the State Development Committee to pursue a policy of open meetings during the course of its inquiries and requests His Excellency the Governor-in-Council to ensure that the Committee comply with the spirit of the law as prescribed by section 13 of the *State Development Committee Act 1958*, the principle of which was referred to by the Crown Solicitor in his opinion given to the Committee dated 10 September 1979 (*Mr Simpson*)—after debate, put.

The House divided.

AYES, 31

Mr Amos	Mr Fordham	Mr Roper	Mr Trezise
Mr Cain	Mr Ginifer	Mr Rowe	Dr Vaughan
Dr Coghill	Mr Jolly	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr King	Mr Simmonds	Mr Wilkes
Mr Culpin	Mr Kirkwood	Mr Simpson	Mr Wilton
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Stirling	Mr Gavin
Mr Fogarty	Mr Remington	Mrs Toner	Mr Hockley

NOES, 46

Mr Austin	Mr Evans	Mr Maclellan	Mr Whiting
Mr Balfour	(<i>Gippsland East</i>)	Mr Ramsay	Mr Williams
Mr Birrell	Mr Hann	Mr Reynolds	Mr Wood
Mr Borthwick	Mr Hayes	Mr Richardson	
Mr Brown	Mr Jasper	Mr Ross-Edwards	
Mr Burgin	Mr Jona	Mr Skeggs	
Mrs Chambers	Mr Kennett	Mr Smith	
Mr Coleman	Mr Lacy	(<i>South Barwon</i>)	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>Warrnambool</i>)	
Mr Dixon	Mr McCance	Mr Tanner	
Mr Dunstan	Mr McClure	Mr Templeton	
Mr Ebery	Mr McInnes	Mr Thompson	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Trewin	Mr Cox
(<i>Ballarat North</i>)	Mr Mackinnon	Mr Weideman	Mr McGrath

And so it passed in the negative.

- 13 RACING (FINANCIAL PROVISIONS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).

Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday, 7 November next.

- 14 APPROPRIATION (1979-80, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Kennett*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 15 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 16 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at six minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 35—Thursday, 25 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—ABORTION—Mr McGrath presented a Petition from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
Ordered to lie on the Table.
- 3 PETITION—ANIMAL WELFARE INQUIRY—Mr Mathews presented a Petition from certain citizens of Victoria praying that the House take action to initiate an open public enquiry into animal welfare and the structure, finance and activities of the Royal Society for the Prevention of Cruelty to Animals in the State of Victoria.
Ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Country Roads Board—Report for the Year 1978-79.
Victorian Development Corporation—Report for the Year 1978-79.
Severally ordered to be printed.
- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 40)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Racing (Financial Provisions) Bill.
- 6 CO-OPERATIVE FARMERS AND GRAZIERS DIRECT MEAT SUPPLY LIMITED—Motion made and question—That in the public interest, as well as the interest of shareholders and Government guarantees, there be a full and frank disclosure immediately of the results of the investigation initiated by the Government into the Co-operative Farmers and Graziers Direct Meat Supply Limited and that the report be tabled forthwith (*Mr Wilkes*)—after debate, put.
The House divided.

AYES, 31

Mr Amos	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cain	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	
Mr Fogarty	Mr Remington	Mr Trezise	<i>Tellers</i>
Mr Fordham	Mr Roper	Dr Vaughan	Mr Ernst
Mr Gavin	Mr Rowe	Mr Walsh	Mr Miller

NOES, 45

Mr Austin	Mr Evans	Mr McKellar	Mr Trewin
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Weideman
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Whiting
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Williams
Mr Brown	Mr Hayes	Mr Reynolds	Mr Wood
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Skeggs	
Mr Collins	Mr Kennett	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Templeton	Mr Coleman
(<i>Ballarat North</i>)	Mr McInnes	Mr Thompson	Mr Cox

And so it passed in the negative.

- 7 VICTORIAN FISHING INDUSTRY—Motion made and question—That this House deplores the failure of the Government to protect the interests of the Victorian fishing industry and consumers (*Mr Fogarty*)—after debate, put.

The House divided.

AYES, 31

Mr Amos	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cain	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	
Mr Ernst	Mr Miller	Mr Trezise	<i>Tellers</i>
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Gavin
Mr Fordham	Mr Roper	Mr Walsh	Mr Rowe

NOES, 44

Mr Austin	Mr Evans	Mr McInnes	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Whiting
Mr Brown	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jasper	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jona	Mr Skeggs	
Mr Coleman	Mr Kennett	Mr Smith	
Mr Collins	Mr Lieberman	(<i>South Barwon</i>)	
Mr Crellin	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Dixon	Mr McCance	(<i>Warrnambool</i>)	Mr Cox
Mr Dunstan	Mr McClure	Mr Tanner	Mr Reynolds
Mr Ebery	Mr McGrath	Mr Templeton	

And so it passed in the negative.

- 8 APPROPRIATION (1979-80, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)
—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Thompson*)
—put and agreed to.

10 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at five minutes past Six o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 36, 37 and 38

No. 36—Tuesday, 30 October 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—KINDERGARTEN TEACHERS CONDITIONS—Mr Fordham presented a Petition from certain teachers and parents of kindergarten children praying that employment conditions for kindergarten teachers be improved through the introduction of portability for long service and accumulated sick leave, a central payment system and the establishment of a formal right of appeal against unjustified dismissal.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Fordham*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.
- 3 PETITION—PROSTITUTION—Mr Williams presented a Petition from certain citizens of Victoria praying that, in order to protect women and children and to support the institution of the family and marriage, the House will take positive steps towards the elimination of prostitution.
Ordered to lie on the Table.
- 4 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Coleman presented a Petition from certain citizens of Victoria praying that benefits payable under the Workers Compensation Act be increased but that no alteration be made to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.
Ordered to lie on the Table.
- 5 CONSERVATION OF ENERGY RESOURCES COMMITTEE—Mr Tanner brought up the Third Progress Report from the Conservation of Energy Resources Committee—Pricing of Liquefied Petroleum Gas—Its Relevant Use and Safety Aspects; together with Appendices and Minutes of Evidence.
Ordered to lie on the Table and the Report and Appendices to be printed.
- 6 PAPERS—The following papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Education Act 1958—Resumption of land at Ballarat—Certificate of the Minister of Education.
 - Hospitals Superannuation Fund—Report of the Actuary on his Investigation at the Expiration of the Fourth Triennium (30 June 1978).
 - Survey Co-ordination Act 1958—Report on the Progress and Co-ordination of Survey under the National Mapping Scheme for the year 1978–79.
 - Teaching Service Act 1958—Teaching Service (Teachers Tribunal) Regulations—Regulations amended (No. 496).

Town and Country Planning Act 1961—

Alexandra—Shire of Alexandra Planning Scheme, Amendment No. 8 (1979).

Cranbourne Planning Scheme 1960, Amendment No. 28.

Swan Hill—Shire of Swan Hill (Nyah-Nyah West) Planning Scheme 1965, Amendment No. 2 (1976).

- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 41)—ASSENT TO BILL—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:
Business Franchise (Petroleum Products) (Licence Fees) Bill.
- 8 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put, after debate, and agreed to.
- 9 STATE INSURANCE OFFICE FRANCHISE—Motion made and question—That the House takes note of the report of the Insurance Commissioner for the year ended 30 June 1979 and expresses concern at the major policy inadequacies of the Victorian Government in relation to insurance and calls upon the Government to immediately remove inhibitions which prevent the State Insurance Office from effectively competing in the insurance market in Victoria (*Mr Jolly*)—after debate, put.

The House divided.

AYES, 39

Mr Amos	Mr Fordham	Mr Mathews	Mrs Toner
Mr Cain	Mr Gavin	Mr Miller	Mr Trezise
Mr Cathie	Mr Ginfifer	Mr Remington	Mr Whiting
Dr Coghill	Mr Hann	Mr Roper	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Ross-Edwards	Mr Wilton
Mr Culpin	Mr Jasper	Mr Rowe	
Mr Edmunds	Mr Jolly	Mr Sidiropoulos	
Mr Ernst	Mr King	Mr Simmonds	
Mr Evans	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr McGrath	Mr Spyker	Dr Vaughan
Mr Fogarty	Mr McInnes	Mr Stirling	Mr Walsh

NOES, 39

Mr Austin	Mr Dunstan	Mr McCance	Mr Smith
Mr Balfour	Mr Ebery	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McKellar	Mr Templeton
Mr Borthwick	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Wood
Mr Coleman	Mr Kennett	Mr Richardson	
Mr Collins	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Crellin	Mr Lieberman	Mr Smith	Mr Cox
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	Mr Tanner

And the numbers being equal, Mr Speaker said, "It falls to the Chair to give a casting vote. In accordance with precedent, I am of the view that this is a motion which should be affirmed by majority of the House and not merely by the casting vote of its Presiding Officer and for this reason I declare myself with the 'Noes'".

And so it passed in the negative.

- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 42)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Water Supply Works and Services Bill.

- 11 WATER SUPPLY WORKS AND SERVICES BILL—Mr Smith (*Warrnambool*), pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill “to authorize Expenditure on Works and Services and other Purposes relating to Irrigation Water Supply Drainage Sewerage Flood Protection and River Improvement, and other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 43)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Transport Works and Services Bill.
- 13 TRANSPORT WORKS AND SERVICES BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill “to authorize Expenditure on Works and Services and other Purposes relating to Railways and other Services”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the State Electricity Commission (Amendment) Bill without amendment.
- 15 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘Local Authorities Superannuation Act 1958’, and for other purposes”.
- 16 LOCAL AUTHORITIES SUPERANNUATION BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 17 RAILWAYS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November next.
- 18 LABOUR AND INDUSTRY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November next.
- 19 PUBLIC SERVICE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Hamer*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November next.
- 20 APPROPRIATION (1979–80, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 a.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
Debate resumed on question—That this Bill be now read a second time.
And the House having continued to sit until after Twelve of the clock—

WEDNESDAY, 31 OCTOBER 1979

Bill read a second time and committed; considered in Committee.
Committee reported progress; to sit again tomorrow.

- 21 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to establish a Victorian Fishing Industry Council and to amend section 3 (1) of

the 'Local Authorities Superannuation Act 1958', the 'Fisheries Act 1968' and the 'Ministry for Conservation Act 1972'.

- 22 VICTORIAN FISHING INDUSTRY COUNCIL BILL—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 23 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Fisheries Act 1968'*".
- 24 FISHERIES (AMENDMENT) BILL—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 25 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 26 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at forty-three minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 37—Wednesday, 31 October 1979

- 1 The House met pursuant to adjournment. Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Wilkes presented a Petition from certain citizens of Victoria praying that benefits payable under the Workers Compensation Act be increased but that no alteration be made to limit claims in "heart and stroke" cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.
Ordered to lie on the Table.
- 3 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Melbourne Underground Rail Loop Authority—Report for the year 1978–79.
—Ordered to be printed.
- 4 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 44)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Railways (Amendment) Bill.
- 5 MOTOR CAR (FEES) BILL—Mr Thompson obtained leave, with Mr Maclellan, to bring in a Bill "*to amend the 'Motor Car Act 1958' with respect to the Amount of Registration Fees and certain other Fees payable under that Act, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 6 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Austin, to bring in a Bill “to reconstitute the Membership of the Victorian Abattoir and Meat Inspection Authority, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 HEALTH (PROPRIETARY MEDICINES) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to amend Part XIV. of the ‘Health Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 TRANSPORT REGULATION (CAR POOLS) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Transport Regulation Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 CENSURE OF MINISTER FOR MINERALS AND ENERGY—Motion made and question—That this House censures the Minister for Minerals and Energy for his failure—(a) to ensure the proclamation of the *Liquefied Gases Act 1968* enabling proper safety standards to be established by regulation for the transportation of liquefied gases, particularly L.P.G.; and (b) to actively promote the fixing of safety requirements governing the conversion of motor vehicles to L.P.G. and the subsequent use of such vehicles (*Mr Amos*)—after debate, put.

The House divided.

AYES, 39

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Ross-Edwards	Mr Walsh
Dr Coghill	Mr Hann	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jasper	Mr Simmonds	
Mr Edmunds	Mr Jolly	Mr Simpson	
Mr Ernst	Mr King	Mr Spyker	
Mr Evans	Mr Kirkwood	Mr Stirling	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr McInnes	Mrs Toner	Mr McGrath
Mr Fogarty	Mr Mathews	Mr Trewin	Mr Miller

NOES, 39

Mr Austin	Mr Ebery	Mr Mackinnon	Mr Thompson
Mr Balfour	Mr Evans	Mr Maclellan	Mr Weideman
Mr Birrell	(<i>Ballarat North</i>)	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Hamer	Mr Reynolds	Mr Wood
Mr Brown	Mr Hayes	Mr Richardson	
Mr Burgin	Mr Jona	Mr Skeggs	
Mrs Chambers	Mr Kennett	Mr Smith	
Mr Coleman	Mr Lacy	(<i>South Barwon</i>)	
Mr Collins	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Crellin	Mr McArthur	(<i>Warrnambool</i>)	
Mr Dixon	Mr McClure	Mr Tanner	Mr Cox
Mr Dunstan	Mr McKellar	Mr Templeton	Mr McCance

And the numbers being equal, Mr Speaker said “The numbers of the division being equal, in accordance with precedent, I cast my vote with the ‘Noes’”.

And so it passed in the negative.

- 10 WORKERS COMPENSATION (MISCELLANEOUS PROVISIONS) BILL—DECLARATION OF BILL AS URGENT—LIMITATION OF DEBATE—Mr Ramsay declared that the Workers Compensation (Miscellaneous Provisions) Bill was an urgent Bill and moved—That the Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty Members approved of the proposed motion being put—

Question—That the Bill be considered an urgent Bill—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(Ballarat North)	Mr McGrath	(Warrnambool)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(Gippsland East)	Mr McKellar	Mr Templeton
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hann	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Jasper	Mr Reynolds	Mr Williams
Mr Collins	Mr Jona	Mr Richardson	Mr Wood
Mr Crellin	Mr Kennett	Mr Ross-Edwards	
Mr Dixon	Mr Lacy	Mr Skeggs	Tellers
Mr Dunstan	Mr Lieberman	Mr Smith	Mr Cox
Mr Ebery	Mr McArthur	(South Barwon)	Mr McCance

NOES, 31

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simmonds	Tellers
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr King
Mr Ernst	Mr Mathews	Mr Stirling	Mr Spyker

And so it was resolved in the affirmative.

Motion made and question—That the time allotted in connexion with the Bill be as follows:

(a) For the remainder of the second reading stage of the Bill, until 10.15 p.m. this day; and

(b) For all remaining stages of the Bill, until 1.15 a.m. tomorrow.

—(Mr Ramsay)—after debate, put.

The House divided.

AYES, 47

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(Ballarat North)	Mr McGrath	(Warrnambool)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(Gippsland East)	Mr McKellar	Mr Templeton
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hann	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Jasper	Mr Reynolds	Mr Whiting
Mr Collins	Mr Jona	Mr Richardson	Mr Williams
Mr Crellin	Mr Kennett	Mr Ross-Edwards	Mr Wood
Mr Dixon	Mr Lacy	Mr Skeggs	Tellers
Mr Dunstan	Mr Lieberman	Mr Smith	Mr Cox
Mr Ebery	Mr McArthur	(South Barwon)	Mr McCance

NOES, 31

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simmonds	Tellers
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr King
Mr Ernst	Mr Mathews	Mr Stirling	Mr Spyker

And so it was resolved in the affirmative.

- 11 WORKERS COMPENSATION (MISCELLANEOUS PROVISIONS) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted

to (a) preserve the established rights of injured workers to compensation payments; and (b) adjust all payments including the table of maims in accordance with the undertaking given by the Chief Secretary to this House in 1975 (*Mr Walsh*)—and, after debate—

Limitation of Debate—The time allotted for the second reading stage of the Bill having expired—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McKellar	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Whiting
Mr Brown	Mr Hayes	Mr Reynolds	Mr Williams
Mr Burgin	Mr Jasper	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Ebery	Mr McClure	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Tanner	Mr Cox
(<i>Ballarat North</i>)	Mr McInnes	Mr Templeton	Mr McCance

NOES, 32

Mr Amos	Mr Gavin	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mr Trezise	Mr Ernst
Mr Fordham	Mr Remington	Dr Vaughan	Mr Sidiropoulos

And so it was resolved in the affirmative.

Question—That this Bill be now read a second time—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McKellar	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Whiting
Mr Brown	Mr Hayes	Mr Reynolds	Mr Williams
Mr Burgin	Mr Jasper	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Ebery	Mr McClure	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Tanner	Mr Cox
(<i>Ballarat North</i>)	Mr McInnes	Mr Templeton	Mr McCance

NOES, 31

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Remington	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Roper	Mr Walsh
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Culpin	Mr King	Mr Simpson	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Spyker	Mr Ernst
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Sidiropoulos

And so it was resolved in the affirmative—Bill read a second time and committed.

Motion made and question—That the Bill be considered in Committee later this day (*Mr Ramsay*)—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McKellar	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Whiting
Mr Brown	Mr Hayes	Mr Reynolds	Mr Williams
Mr Burgin	Mr Jasper	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Ebery	Mr McClure	(<i>Warrnambool</i>)	
Mr Evans	Mr McGrath	Mr Tanner	<i>Tellers</i>
(<i>Ballarat North</i>)	Mr McInnes	Mr Templeton	Mr Cox
			Mr McCance

NOES, 31

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Remington	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Roper	Mr Walsh
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Culpin	Mr King	Mr Simpson	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Spyker	Mr Ernst
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Sidiropoulos

And so it was resolved in the affirmative.

Motion made and question—That it be an instruction to the Committee that they have power to consider an amendment to extend the interpretation of “medical services” in section 26 of the Principal Act to include attendance, examination or treatment of any kind by a registered chiropractor and osteopath (*Mr Ramsay*)—put and agreed to.

Bill considered in Committee.

And having continued to sit till after Twelve of the clock—

THURSDAY, 1 NOVEMBER 1979

Bill further considered in Committee and reported with an amendment.

Motion made and question—That the report of the Committee be taken into consideration forthwith (*Mr Ramsay*)—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McInnes	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Whiting
Mr Brown	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jasper	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Ebery	Mr McCance	(<i>Warrnambool</i>)	
Mr Evans	Mr McClure	Mr Tanner	<i>Tellers</i>
(<i>Ballarat North</i>)	Mr McGrath	Mr Templeton	Mr Cox
			Mr Reynolds

NOES, 31

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Spyker	Dr Coghill
Mr Fogarty	Mr Miller	Mr Stirling	Mr Gavin

And so it was resolved in the affirmative.

Bill, as amended, considered and amendment agreed to.

Motion made and question—That this Bill be now read a third time (*Mr Ramsay*)—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McInnes	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Whiting
Mr Brown	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jasper	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	<i>Tellers</i>
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Ebery	Mr McCance	(<i>Warrnambool</i>)	
Mr Evans	Mr McClure	Mr Tanner	Mr Cox
(<i>Ballarat North</i>)	Mr McGrath	Mr Templeton	Mr Reynolds

NOES, 31

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Spyker	Dr Coghill
Mr Fogarty	Mr Miller	Mr Stirling	Mr Gavin

And so it was resolved in the affirmative—Bill read a third time.

Motion made and question—That the Bill be transmitted to the Legislative Council and their concurrence desired therein (*Mr Ramsay*)—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McKellar	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Whiting
Mr Brown	Mr Hayes	Mr Reynolds	Mr Williams
Mr Burgin	Mr Jasper	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>Warrnambool</i>)	
Mr Evans	Mr McGrath	Mr Tanner	Mr Cox
(<i>Ballarat North</i>)	Mr McInnes	Mr Templeton	Mr Kennett

NOES, 31

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Spyker	Dr Coghill
Mr Fogarty	Mr Miller	Mr Stirling	Mr Gavin

And so it was resolved in the affirmative.

- 12 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 13 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at forty-six minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 38—Thursday, 1 November 1979

- Mr Speaker took the Chair and read the Prayer.
- PETITION—PRIMARY SCHOOL STAFFING POLICY—Mr Spyker presented a Petition from certain citizens praying that the Needs Based Staffing Policy for Primary Schools be implemented.
Ordered to lie on the Table.
- ROAD SAFETY COMMITTEE—Mr McArthur, Chairman, brought up the Twentieth Progress Report from the Joint Select Committee on Road Safety—Mopeds; together with Minutes of Evidence and Appendices.
Ordered to lie on the Table and the Report and Appendices to be printed.
- PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Fisheries and Wildlife Division—Report of the Commercial Fisheries Section for the year 1977–78.
 - Town and Country Planning Act 1961—
 - Horsham—City of Horsham Planning Scheme 1973, Amendment No. 23 (1975).
 - Maffra—Shire of Maffra Planning Scheme (Maffra Township), Amendment No. 19 (1979).
 - Melbourne Metropolitan Planning Scheme, Amendment Nos. 91 (Part 2), 132 and 133 (three papers).
- ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday, 13 November instant (*Mr Maclellan*)—put and agreed to.

- 6 VICTORIAN FISHING INDUSTRY COUNCIL BILL—Motion made and question proposed
That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 7 FISHERIES (AMENDMENT) BILL—Motion made and question proposed—That this
Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 8 HEALTH (PROPRIETARY MEDICINES) BILL—Motion made and question proposed—
That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 9 TRANSPORT REGULATION (CAR POOLS) BILL—Motion made and question proposed
—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 10 TRANSPORT WORKS AND SERVICES BILL—Motion made and question proposed—
That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 11 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—Motion made and question
proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 12 WATER SUPPLY WORKS AND SERVICES BILL—Motion made and question proposed
—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Wilton*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 13 LOCAL AUTHORITIES SUPERANNUATION BILL—Motion made and question proposed
That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.
- 14 URBAN LAND AUTHORITY BILL—Motion made and question proposed—That this
Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 13 November instant.

- 15 TOWN AND COUNTRY PLANNING (GENERAL AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
 Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 20 November instant.
- 16 MOTOR CAR (FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
 Ordered—That the debate be adjourned until Thursday, 22 November instant.
- 17 PUBLIC WORKS AND SERVICES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
 Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
 Ordered, after debate—That the debate be adjourned until Tuesday, 20 November instant.
- 18 PAY-ROLL TAX BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
 Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to include a provision granting to all employers covered by the *Pay-roll Tax Act 1971*, \$1300 for each additional person employed in Calendar year 1980” (*Mr Jolly*)—and, after debate—
 Motion made and question—That the debate be now adjourned (*Dr Coghill*)—put and agreed to.
 Ordered—That the debate be adjourned until tomorrow.
- 19 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Thompson*)—put and agreed to.
- 20 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
 And then the House, at forty-nine minutes past Five o'clock, adjourned until Tuesday, 13 November instant.

J. H. CAMPBELL
 Clerk of the Legislative Assembly

S. J. PLOWMAN
 Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 39, 40 and 41

No. 39—Tuesday, 13 November 1979

1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.

2 STATUTE LAW REVISION COMMITTEE—Mr Smith (*South Barwon*), Chairman, brought up a Report from the Statute Law Revision Committee on the Takeover Offer for The Union-Fidelity Trustee Company of Australia Limited by Burns Philp Trustee Company Limited; together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report to be printed.

3 PETITION—ABORTION—Mr Wilkes presented a Petition from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.

Ordered to lie on the Table.

4 PETITION—SINGLE PARENT HOUSING—Mr Cathie presented a Petition from certain citizens praying that public housing be developed as a viable option for female headed single parent families.

Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Cathie*)—put and agreed to.

The Petition was read by the Clerk.

Ordered to lie on the Table.

5 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Jolly presented a Petition from certain hospital workers of Victoria praying that benefits payable under the Workers Compensation Act be increased but that no alteration be made to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers caused by motor accidents whilst travelling to and from work.

Ordered to lie on the Table.

6 PETITION—SUNDAY BAKING—Mr Evans (*Gippsland East*) presented a Petition from certain citizens of Victoria praying that the House take action to ensure that fresh bread is available for sale to the general public on a Sunday.

Ordered to lie on the Table.

7 PETITION—WORKERS COMPENSATION AMENDMENTS—Mr Remington presented a Petition from certain citizens of Victoria praying that no alteration be made to the Workers Compensation Act to limit claims in “heart and stroke” cases or to reduce the benefits payable as a result of the death or injury of workers from motor accidents caused whilst travelling to and from work.

Ordered to lie on the Table.

- 8 PETITION—CASINOS IN VICTORIA—Mr Coleman presented a Petition from certain members of the congregation of the Syndal Baptist Church praying that no permission be given for the establishment of gambling casinos without first granting the opportunity for Victorians to express their opinion by voting on the issue.

Ordered to lie on the Table.

- 9 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Co-operative Housing Societies—Report of the Registrar for the year 1977-78—Ordered to be printed.

Co-operative Societies—Report of the Registrar for the year 1977-78—Ordered to be printed.

Gas and Fuel Corporation—Report for the year 1978-79—Ordered to be printed.

Library Council of Victoria—Reports for the years 1976-77 and 1977-78 (two papers).

Melbourne and Metropolitan Tramways Board—Report for the year 1978-79.

Metropolitan Fire Brigades Board—Report for the year 1977-78.

Ombudsman—Report for the year 1978-79; together with the Report for the quarter ended 30 June 1979—Ordered to be printed.

Railways Act 1958—Report of the Victorian Railways Board for the quarter ended 30 September 1979.

State Library and National Museum Buildings Committee—Report for the period ended 30 June 1979.

Statutory Rules under the following Acts:

Cluster Titles Act 1974—No. 391.

Fisheries Act 1968—Nos. 388, 397, 398.

Forests Act 1958—No. 395.

Grain Elevators Act 1958—No. 390.

Health Act 1958—No. 384.

Liquor Control Act 1968—Nos. 385, 386.

Poisons Act 1962—No. 383.

Public Service Act 1974—PSD Nos. 74, 75, 77, 78.

Second-hand Dealers Act 1958—Nos. 392 to 394.

Town and Country Planning Act 1961—

Melbourne Metropolitan Planning Scheme, Amendment Nos. 110 (Part 2) and 129 (two papers).

Sherbrooke—Shire of Sherbrooke Planning Scheme 1965, Amendment No. 127.

- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (NO. 45)—ASSENT TO BILL—Informing the Assembly that he had, on 7 November instant, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:
- State Electricity Commission (Amendment) Bill.

- 11 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 46, 47, 48)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Abattoir and Meat Inspection (Amendment) Bill.

Town and Country Planning (General Amendment) Bill.

Urban Land Authority Bill.

- 12 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put, after debate, and agreed to.

13 MONASH UNIVERSITY—VACANCIES IN MEMBERSHIP OF COUNCIL—Mr Speaker announced that he had received the following communication:

1 November 1979

Dear Mr Speaker,

Section 7 of the *Monash University Act* 1958 provides that three members of the Council of the University shall be Members of the Parliament of Victoria who have been recommended for appointment by a joint sitting of Members of the Legislative Council and the Legislative Assembly conducted in accordance with rules adopted for the purpose by the Members present at the sitting.

The term of office of the Members appointed pursuant to this provision—

Hon. Peter David Block, M.L.C.,
Ian Robert Cathie, M.P., and
Neil Malcolm McInnes, M.P.,

expires on 11 December 1979 and I should be grateful if you could arrange a joint sitting before the end of the current Session of the Members of the Legislative Council and the Legislative Assembly to recommend three members for appointment to the University Council for the four year term from 12 December 1979.

I have addressed a similar letter to the President of the Legislative Council.

Yours sincerely,
A. J. HUNT
Minister of Education

The Hon. S. J. Plowman, M.P.,
Speaker of the Legislative Assembly,
Parliament House,
Melbourne, 3002.

Motion made and question—That this House meets the Legislative Council for the purpose of sitting and voting together to choose three Members of the Parliament of Victoria to be recommended for appointment to the Council of the Monash University, and proposes that the place and time of such meeting be the Legislative Assembly Chamber on Tuesday next at Six o'clock (*Mr Maclellan*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them of the said resolution and seeking their concurrence therein.

14 ALPINE STUDY AREA—Motion made and question proposed—That this House takes note of the report of the Land Conservation Council on the Alpine Study Area and calls upon the Government to defer any decision on the adoption of the final recommendations until a complete economic impact assessment of their effects on the whole community is carried out and tabled in Parliament (*Mr Evans, Gippsland East*)—

Amendment proposed—That all the words after “Government” be omitted with the view of inserting in place thereof “in making a decision on the final recommendations, to take into account the economic effect of those recommendations on the whole community” (*Mr Borthwick*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 8

Mr Evans
(*Gippsland East*)
Mr Hann

Mr Jasper
Mr Ross-Edwards
Mr Trewin

Mr Whiting

Tellers
Mr McGrath
Mr McInnes

NOES, 69

Mr Amos
Mr Austin
Mr Balfour
Mr Birrell
Mr Borthwick
Mr Brown
Mr Burgin
Mr Cain
Mr Cathie
Mrs Chambers
Dr Coghill
Mr Coleman
Mr Collins
Mr Crabb
Mr Crellin
Mr Culpin
Mr Dixon
Mr Dunstan
Mr Ebery
Mr Edmunds

Mr Ernst
Mr Evans
(*Ballarat North*)
Mr Fogarty
Mr Fordham
Mr Ginifer
Mr Hamer
Mr Hayes
Mr Hockley
Mr Jolly
Mr Jona
Mr Kennett
Mr King
Mr Kirkwood
Mr Lacy
Mr Lieberman
Mr McArthur
Mr McCance
Mr McClure
Mr McKellar

Mr Mackinnon
Mr Maclellan
Mr Mathews
Mr Miller
Mrs Patrick
Mr Ramsay
Mr Remington
Mr Reynolds
Mr Richardson
Mr Roper
Mr Rowe
Mr Sidiropoulos
Mr Simmonds
Mr Simpson
Mr Smith
(*South Barwon*)
Mr Smith
(*Warrnambool*)
Mr Spyker
Mr Stirling

Mr Tanner
Mr Templeton
Mrs Toner
Mr Trezise
Dr Vaughan
Mr Walsh
Mr Weideman
Mr Williams
Mr Wilton
Mr Wood

Tellers
Mr Cox
Mr Gavin

And so it passed in the negative.

Question—That the following expression, “in making a decision on the final recommendations, to take into account the economic effect of those recommendations on the whole community” be inserted; and, after debate—

Amendment proposed—That all the words after “in” be omitted with the view of inserting in lieu thereof the words “any decision to implement the recommendations, to include a provision to review such implementation in five years time, and to provide for a complete public inquiry into forest resources and the future of Victoria’s forest industries” (*Mr Cathie*)—and, after debate—

Question—That the words proposed to be omitted from the proposed insertion stand part of the insertion—put.

The House divided.

AYES, 46

Mr Austin
Mr Balfour
Mr Birrell
Mr Borthwick
Mr Brown
Mr Burgin
Mrs Chambers
Mr Coleman
Mr Collins
Mr Crellin
Mr Dixon
Mr Dunstan
Mr Ebery

Mr Evans
(*Ballarat North*)
Mr Evans
(*Gippsland East*)
Mr Hamer
Mr Hann
Mr Hayes
Mr Jasper
Mr Jona
Mr Kennett
Mr Lacy
Mr Lieberman
Mr McArthur

Mr McCance
Mr McClure
Mr McInnes
Mr McKellar
Mr Mackinnon
Mr Maclellan
Mrs Patrick
Mr Ramsay
Mr Reynolds
Mr Richardson
Mr Ross-Edwards
Mr Smith
(*South Barwon*)

Mr Smith
(*Warrnambool*)
Mr Tanner
Mr Templeton
Mr Trewin
Mr Weideman
Mr Whiting
Mr Williams
Mr Wood

Tellers
Mr Cox
Mr McGrath

NOES, 31

Mr Amos
Mr Cain
Mr Cathie
Dr Coghill
Mr Crabb
Mr Culpin
Mr Edmunds
Mr Ernst

Mr Fogarty
Mr Fordham
Mr Ginifer
Mr Hockley
Mr Jolly
Mr Kirkwood
Mr Mathews
Mr Miller

Mr Remington
Mr Roper
Mr Rowe
Mr Sidiropoulos
Mr Simmonds
Mr Simpson
Mr Spyker
Mr Stirling

Mrs Toner
Mr Trezise
Dr Vaughan
Mr Walsh
Mr Wilton
Tellers
Mr Gavin
Mr King

And so it was resolved in the affirmative.

Question—That the words proposed to be inserted be so inserted—put and agreed to.

Question—That this House takes note of the report of the Land Conservation Council on the Alpine Study Area and calls upon the Government, in making a decision on the final recommendations, to take into account the economic effect of those recommendations on the whole community—put and agreed to.

- 15 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 49)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Young Men's Christian Association of Ballarat (Guarantee) Bill.
- 16 YOUNG MEN'S CHRISTIAN ASSOCIATION OF BALLARAT (GUARANTEE) BILL—Mr Thompson, pursuant to motion moved on his behalf by Mr Maclellan and pursuant to Standing Order No. 169, obtained leave, with Mr Maclellan, to bring in a Bill "to authorize the Treasurer of Victoria to guarantee the Repayment of certain Moneys proposed to be borrowed by the Young Men's Christian Association of Ballarat and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 50)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Educational Grants (Continuation) Bill.
- 18 EDUCATIONAL GRANTS (CONTINUATION) BILL—Mr Thompson, pursuant to motion moved on his behalf by Mr Maclellan and pursuant to Standing Order No. 169, obtained leave, with Mr Maclellan, to bring in a Bill "to amend the 'Educational Grants Act 1973'"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "An Act to amend the 'Latrobe Valley Act 1958'".
- 20 LATROBE VALLEY (AMENDMENT) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 21 MESSAGE FROM THE LEGISLATIVE COUNCIL—Acquainting the Assembly that they have agreed to meet the Legislative Assembly for the purpose of sitting and voting together to choose three Members of the Parliament of Victoria to be recommended for appointment to the Council of the Monash University as proposed by the Legislative Assembly.
- 22 COMMUNITY WELFARE SERVICES FILES—Amended motion made, by leave, and question proposed—That this House is of the opinion that there be a Select Committee of six Members appointed to investigate and report upon the loss, discovery and use of Community Welfare Services files referred to by the Honorable Member for Greensborough in this House (*Mr Kennett*)—and, after debate—

Amendment proposed—That after the words "in this House" there be added the following words, "and this House expresses its disapproval of the unwarranted and reprehensible attack by the Minister for Community Welfare Services on the integrity and propriety of the Member for Greensborough and other Members of Her Majesty's Opposition in connexion with files stolen on 24 October 1979" (*Mr Fordham*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Debate resumed on question and amendment.

Question—That the words proposed to be added be so added—put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Roper	Dr Vaughan	Mr Remington

NOES, 45

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Trewin
Mr Borthwick	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Brown	Mr Jasper	Mrs Patrick	Mr Whiting
Mr Burgin	Mr Jona	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Kennett	Mr Reynolds	Mr Wood
Mr Coleman	Mr Lacy	Mr Richardson	
Mr Collins	Mr Lieberman	Mr Ross-Edwards	
Mr Crellin	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	Mr Cox
Mr Dunstan	Mr McClure	Mr Smith	Mr Hann
Mr Ebery	Mr McGrath	(<i>Warrnambool</i>)	

And so it passed in the negative.

And the House having continued to sit till after Twelve of the Clock—

WEDNESDAY, 14 NOVEMBER 1979

Original question—put.

The House divided.

AYES, 69

Mr Amos	Mr Edmunds	Mr Mackinnon	Mr Stirling
Mr Austin	Mr Ernst	Mr Maclellan	Mr Tanner
Mr Balfour	Mr Fogarty	Mr Mathews	Mr Templeton
Mr Birrell	Mr Fordham	Mr Miller	Mrs Toner
Mr Borthwick	Mr Ginifer	Mrs Patrick	Mr Trezise
Mr Brown	Mr Hamer	Mr Ramsay	Dr Vaughan
Mr Burgin	Mr Hayes	Mr Remington	Mr Walsh
Mr Cain	Mr Hockley	Mr Reynolds	Mr Weideman
Mr Cathie	Mr Jolly	Mr Richardson	Mr Wilkes
Mrs Chambers	Mr Jona	Mr Roper	Mr Williams
Dr Coghill	Mr Kennett	Mr Rowe	Mr Wilton
Mr Coleman	Mr King	Mr Sidiropoulos	Mr Wood
Mr Collins	Mr Kirkwood	Mr Simmonds	
Mr Crabb	Mr Lacy	Mr Simpson	
Mr Crellin	Mr Lieberman	Mr Smith	
Mr Culpin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	<i>Tellers</i>
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mr Cox
Mr Ebery	Mr McKellar	Mr Spyker	Mr Gavin

NOES, 8

Mr Jasper	Mr Ross-Edwards	<i>Tellers</i>	Mr Hann
Mr McGrath	Mr Trewin	Mr Evans	
Mr McInnes	Mr Whiting	(<i>Gippsland East</i>)	

And so it was resolved in the affirmative.

- 23 PAY-ROLL TAX BILL—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof

the words "this Bill be withdrawn and re-drafted to include a provision granting to all employers covered by the *Pay-roll Tax Act* 1971, \$1300 for each additional person employed in Calendar year 1980"; debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 24 BUSINESS FRANCHISE (TOBACCO) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and re-drafted to provide that all additional revenue raised pursuant to the provisions of this Bill be credited to a fund to be established to provide for medical research and health education programmes" (*Mr Rowe*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballararat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McGrath	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Brown	Mr Hamer	Mr McKellar	Mr Trewin
Mr Burgin	Mr Hann	Mr Mackinnon	Mr Weideman
Mrs Chambers	Mr Hayes	Mr Maclellan	Mr Whiting
Mr Coleman	Mr Jasper	Mrs Patrick	Mr Williams
Mr Collins	Mr Jona	Mr Ramsay	Mr Wood
Mr Crellin	Mr Kennett	Mr Richardson	
Mr Dixon	Mr Lacy	Mr Ross-Edwards	<i>Tellers</i>
Mr Dunstan	Mr Lieberman	Mr Smith	Mr Cox
Mr Ebery	Mr McArthur	(<i>South Barwon</i>)	Mr Reynolds

NOES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	
Mr Edmunds	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Remington	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Roper	Dr Vaughan	Mr King

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 25 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 26 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at fourteen minutes past Two o'clock in the morning, adjourned until later this day.

No. 40—Wednesday, 14 November 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—ABORTION—Mr Fordham, Mr Whiting, Mr Walsh, Mr Edmunds, Mr Trewin, Mr Hockley, Mrs Patrick, Mr Wilton, Mr Roper, Mr Cain, Mr Gavin, Mr Richardson, Mr Ernst, Mr Birrell, Mr Culpin, Mrs Toner, Mr Spyker, Mr Remington, Mr Templeton, Mr Ebery, Mr Cox, Mr Amos, Mr Mathews, Mr Kirkwood, Mr Sidiropoulos, Mr McArthur, Mr Coleman, Dr Coghill, Mr Stirling and Mr Ginifer, respectively, presented Petitions from certain citizens of Victoria, praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
Severally ordered to lie on the Table and to be taken into consideration tomorrow.
- 3 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Town and Country Planning Act 1961—Frankston—City of Frankston Planning Scheme, Amendment No. 18 (1978).
- 4 PARLIAMENTARY COMMITTEES (PUBLIC BODIES REVIEW) BILL—Mr Hamer obtained leave, with Mr Thompson, to bring in a Bill *“to make provision with respect to the Establishment and Functions of a Joint Standing Committee of the Legislative Council and Legislative Assembly with respect to the review of Public Bodies, to amend the ‘Parliamentary Committees Act 1968’ and for other purposes”*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 VICTORIAN DEVELOPMENT CORPORATION (POWERS) BILL—Mr Hamer obtained leave, with Mr Thompson, to bring in a Bill *“to amend the ‘Victorian Development Corporation Act 1973’ to make Provision with respect to the Corporation and for other purposes”*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 WODONGA AREA LAND ACQUISITION (VALIDATION) BILL—Mr Hamer obtained leave, with Mr Thompson, to bring in a Bill *“to validate certain Purchases made by the Minister for State Development Decentralization and Tourism pursuant to the ‘Wodonga Area Land Acquisition Act 1973’”*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 CANNED FRUITS MARKETING BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Austin, to bring in a Bill *“relating to the Marketing of certain Canned Fruits, and for related purposes”*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 RAILWAYS (BOARD) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill *“to amend the ‘Railways Act 1958’ with respect to the Membership and Procedure of the Victorian Railways Board, and for other purposes”*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 COMMERCIAL GOODS VEHICLES (AVIATION FUEL) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill *“to amend Section 5 and Section 13 of the ‘Commercial Goods Vehicles Act 1958’ with respect to the Carriage of Aviation Turbine Fuel to the Melbourne Airport at Tullamarine”*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL**—Mr Ramsay obtained leave, with Mr Dixon, to bring in a Bill “*to establish a Voluntary Scheme for Long Service Leave for certain Persons in the Building Industry, to amend the ‘Building Industry Long Service Leave Act 1975’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **CONSTITUTION (COUNCIL POWERS) BILL**—Mr Cain obtained leave, with Mr Miller, to bring in a Bill “*to limit the Powers of the Legislative Council with respect to Money Bills, to amend the ‘Constitution Act 1975’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **HISTORIC BUILDINGS (HISTORIC AREAS) BILL**—Mr Cain obtained leave, with Dr Coghill, to bring in a Bill “*to amend the ‘Historic Buildings Act 1974’*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **PAY-ROLL TAX BILL**—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to include a provision granting to all employers covered by the *Pay-roll Tax Act 1971*, \$1300 for each additional person employed in Calendar year 1980”.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(Ballarat North)	Mr McGrath	(Warrnambool)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(Gippsland East)	Mr McKellar	Mr Templeton
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Trewin
Mr Burgin	Mr Hann	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Whiting
Mr Coleman	Mr Jasper	Mr Ramsay	Mr Williams
Mr Collins	Mr Jona	Mr Reynolds	Mr Wood
Mr Crellin	Mr Kennett	Mr Richardson	
Mr Dixon	Mr Lacy	Mr Ross-Edwards	Tellers
Mr Dunstan	Mr Lieberman	Mr Smith	Mr Cox
Mr Ebery	Mr McArthur	(South Barwon)	Mr McCance

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	Tellers
Mr Ernst	Mr Miller	Mr Trezise	Mr Hockley
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Rowe

And so it was resolved in the affirmative.

Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made and question—That it be an instruction to the Committee that they have power to consider a new clause to limit the general exemptions from pay-roll tax given by section 10 of the Principal Act by restricting the circumstances in which the exemption applies to certain institutions to cases where wages are paid or payable to employees engaged exclusively in the work of the institution (*Mr Maclellan*)—put, after debate, and agreed to.

Bill considered in Committee.

Committee reported progress; to sit again later this day.

- 14 UNCLAIMED MONEYS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 15 MOTOR CAR (SURCHARGE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 45

Mr Austin	Mr Evans	Mr McInnes	Mr Weideman
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Whiting
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Williams
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Wood
Mr Brown	Mr Hayes	Mrs Patrick	
Mr Burgin	Mr Jasper	Mr Ramsay	
Mrs Chambers	Mr Jona	Mr Reynolds	
Mr Coleman	Mr Kennett	Mr Ross-Edwards	
Mr Collins	Mr Lacy	Mr Smith	
Mr Cox	Mr Lieberman	(<i>South Barwon</i>)	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>Warrnambool</i>)	
Mr Dunstan	Mr McClure	Mr Templeton	Mr Richardson
Mr Ebery	Mr McGrath	Mr Trewin	Mr Tanner

NOES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Roper	Dr Vaughan	Mr Remington

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment.

Motion made and question—That this Bill be now read a third time (*Mr Maclellan*)—after debate, put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McGrath	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Brown	Mr Hamer	Mr McKellar	Mr Trewin
Mr Burgin	Mr Hann	Mr Mackinnon	Mr Weideman
Mrs Chambers	Mr Hayes	Mr Maclellan	Mr Whiting
Mr Coleman	Mr Jasper	Mrs Patrick	Mr Williams
Mr Collins	Mr Jona	Mr Ramsay	Mr Wood
Mr Crellin	Mr Kennett	Mr Richardson	
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Smith	Mr Cox
Mr Ebery	Mr McArthur	(<i>South Barwon</i>)	Mr Reynolds

NOES, 32

Mr Amos	Mr Gavin	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mr Trezise	Mr Ernst
Mr Fordham	Mr Remington	Dr Vaughan	Mr Sidiropoulos

And so it was resolved in the affirmative—Bill read a third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 16 MELBOURNE UNIVERSITY—VACANCY IN MEMBERSHIP OF COUNCIL—Mr Speaker announced that he had received the following communication:

8 October 1979

Dear Mr Speaker,

Section 5 (1) (a) (ii) of the *Melbourne University Act* 1958 provides that two of the members of the University Council shall be members of the Legislative Assembly recommended for appointment by the members thereof and I should be grateful if you could arrange for the Legislative Assembly to recommend two Members to replace John Joseph Ginifer, M.P. and Mrs Jeannette Tweeddale Patrick, M.P. for the four year term commencing 17 December 1979.

Yours sincerely,
A. J. HUNT
Minister of Education

The Speaker,
Legislative Assembly,
Parliament House,
Melbourne, 3002.

Motion made, by leave, and question—That John Joseph Ginifer, Esquire, and Mrs Jeannette Tweeddale Patrick, be recommended to the Governor in Council for appointment to the Council of the Melbourne University (*Mr Maclellan*)—put and agreed to.

- 17 PUBLIC AUTHORITIES (CONTRIBUTIONS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment.

Motion made and question—That this Bill be now read a third time (*Mr Balfour*)—after debate, put.

The House divided.

AYES, 45

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Balfour	Mr Hann	Mr Maclellan	Mr Whiting
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Williams
Mr Borthwick	Mr Jasper	Mr Ramsay	Mr Wood
Mr Brown	Mr Jona	Mr Reynolds	
Mr Burgin	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Ross-Edwards	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McGrath	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr McInnes	Mr Templeton	Mrs Chambers
(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin	Mr Cox

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Rowe

And so it was resolved in the affirmative—Bill read a third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 18 LAND TAX BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to provide for total exemption from land tax where the aggregate unimproved value of lands owned by a person, including that parcel used exclusively as the principal place of residence, does not exceed the sum of \$40 000” (*Mr Jolly*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put. The House divided.

AYES, 45

Mr Austin	Mr Ebery	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Borthwick	Mr Hamer	Mr McKellar	Mr Trewin
Mr Brown	Mr Hann	Mr Mackinnon	Mr Weideman
Mr Burgin	Mr Hayes	Mr Maclellan	Mr Whiting
Mrs Chambers	Mr Jasper	Mrs Patrick	Mr Williams
Mr Coleman	Mr Jona	Mr Ramsay	Mr Wood
Mr Collins	Mr Kennett	Mr Reynolds	
Mr Crellin	Mr Lacy	Mr Richardson	
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	<i>Tellers</i>
Mr Dunstan	Mr McArthur	Mr Smith	Mr Cox
	Mr McCance	(<i>South Barwon</i>)	Mr Tanner

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Rowe

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 19 GIFT DUTY (AMENDMENT) BILL—Order read for resuming debate on question—
That this Bill be now read a second time.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to maintain existing general exemptions and include provisions to exempt transfer of—(a) the family home into joint ownership with a *de jure* or *de facto* spouse; and (b) the family farm between full-time farmers and members of their immediate families” (*Mr Mathews*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 45

Mr Austin	Mr Evans	Mr McInnes	Mr Trewin
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Weideman
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Whiting
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Williams
Mr Brown	Mr Hayes	Mrs Patrick	Mr Wood
Mr Burgin	Mr Jasper	Mr Ramsay	
Mr Coleman	Mr Jona	Mr Reynolds	
Mr Collins	Mr Kennett	Mr Richardson	
Mr Crellin	Mr Lacy	Mr Smith	
Mr Dixon	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dunstan	Mr McArthur	Mr Smith	
Mr Ebery	Mr McCance	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McClure	Mr Tanner	Mrs Chambers
(<i>Ballarat North</i>)	Mr McGrath	Mr Templeton	Mr Cox

NOES, 30

Mr Amos	Mr Fogarty	Mr Mathews	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginfier	Mr Rowe	Mr Wilton
Mr Crabb	Mr Hockley	Mr Sidiropoulos	
Mr Culpin	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr King	Mr Simpson	Mr Miller
Mr Ernst	Mr Kirkwood	Mr Stirling	Mr Spyker

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 20 PAY-ROLL TAX BILL—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

Business having been interrupted at 10.30 p.m.—

Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the chair at nine minutes past Eleven o'clock.

No. 41—Thursday, 15 November 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—ABORTION—Mr Ross-Edwards, Mr McCance, Mr Mackinnon, Mr Cathie, Mr Tanner, Mr Dunstan, Mr Weideman, Mr Evans (*Gippsland East*), Mr McInnes, Mr Reynolds, Mr Miller, Mr Simmonds, Mr Hann, Mr Smith (*South Barwon*), Mr King and Mr Brown, respectively, presented Petitions from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
Severally ordered to lie on the Table.
- 3 PETITION—TENANCY LAW—Mr Weideman presented a Petition from certain citizens of Victoria praying that the House take action to reform the tenancy law.
Ordered to lie on the Table.
- 4 PETITION—GAMBLING FACILITIES—Mr Collins presented a Petition from certain citizens of Victoria praying that no action be taken to extend gambling facilities in Victoria.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Collins*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.
- 5 HOUSING COMMISSION'S LAND HOLDINGS—Motion made, by leave, and question—That there be presented to this House a return showing—
 - 1 The extent of unused land holdings held by the Housing Commission, indicating—(a) the locations and the municipalities in which the land is situated; (b) the number of blocks and the value; (c) when the land was bought; and (d) the current expenditure on rates.
 - 2 When it is expected that the land will be used—(*Mr Dixon*)—put and agreed to.
- 6 PAPER—Mr Dixon presented:
Housing Commission's Land Holdings—Return to the foregoing Order.
Ordered to lie on the Table.
- 7 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Housing Advisory Council—Report for the period ended 30 June 1979.
- 8 LATROBE VALLEY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Dr Vaughan*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 9 YOUNG MEN'S CHRISTIAN ASSOCIATION OF BALLARAT (GUARANTEE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.

- 10 EDUCATIONAL GRANTS (CONTINUATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 27 November instant.
- 11 VICTORIAN DEVELOPMENT CORPORATION (POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Hamer*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 27 November instant.
- 12 COMMERCIAL GOODS VEHICLES (AVIATION FUEL) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 27 November instant.
- 13 BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the remaining Orders of the Day, Government Business, and certain Orders of the Day, General Business, be postponed so that Orders of the Day, General Business, Nos. 4, 11, 14, 24 and 25 respectively, may be taken into consideration.
- 15 ELECTORAL COMMISSION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wilkes*).
Motion made and question—That the debate be now adjourned (*Mr Balfour*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 16 STATUS OF CHILDREN (ARTIFICIAL INSEMINATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Roper*).
Motion made and question—That the debate be now adjourned (*Mr Balfour*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 17 CONSTITUTION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Cathie*).
Motion made and question—That the debate be now adjourned (*Mr Balfour*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 18 CONSTITUTION (COUNCIL POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Cain*).
Motion made and question—That the debate be now adjourned (*Mr Jona*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until tomorrow.

- 19 HISTORIC BUILDINGS (HISTORIC AREAS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Cain*).
Motion made and question—That the debate be now adjourned (*Mr Jona*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 20 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.
- 21 APPROPRIATION (1979–80, No. 1) BILL—Further considered in Committee. Committee reported progress; to sit again tomorrow.
- 22 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 51)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Motor Car (Fees) Bill.
- 23 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 24 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at forty-five minutes past Four o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 42, 43, 44 and 45

No. 42—Tuesday, 20 November 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 COUNCIL OF ADULT EDUCATION—VACANCY IN MEMBERSHIP—Mr Speaker announced that he had received the following communication:

19 November 1979

Dear Mr Speaker,

The Governor in Council has today accepted the resignation of the Hon. W. A. Landeryou, M.L.C., as a member of the Council of Adult Education.

Section 66 (1) (c) of the Education Act provides that three members of the Council of Adult Education shall be members of the Parliament of Victoria who have been recommended for appointment by a joint sitting of the members of the Legislative Council and the Legislative Assembly conducted in accordance with rules adopted for the purpose by members present at the joint sitting. Mr Landeryou was one of the three members so appointed.

I should be grateful if you could arrange for the coming joint sitting to recommend a member for appointment to the Council to replace Mr Landeryou for the term ending on 4 December 1981.

I have addressed a similar letter to the President of the Legislative Council.

Yours sincerely,
A. J. HUNT
Minister of Education

The Hon.S. J. Plowman, P.M.,
Speaker,
Legislative Assembly,
Parliament House,
Melbourne, 3002.

Motion made and question—That this House meets the Legislative Council for the purpose of sitting and voting together to choose a Member of the Parliament of Victoria to be recommended for appointment to the Council of Adult Education, and proposes that the place and time of such meeting be the Legislative Assembly Chamber this day at Six o'clock (*Mr Maclellan*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them of the said resolution and seeking their concurrence therein.

- 3 PETITION—LIQUOR AVAILABILITY—Mr McArthur presented a Petition from certain citizens of the State of Victoria praying that liquor facilities be not extended to universities and other tertiary institutions, theatres and cinemas, licensed restaurants, retail bottled liquor outlets, hotel and club bars and bottle departments on Sundays and that legislation be introduced to curtail the availability of alcoholic liquor.

Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr McArthur*)—put and agreed to.

The Petition was read by the Clerk.

Ordered to lie on the Table.

- 4 PETITIONS—ABORTION—Mr Skeggs, Mr Evans (*Ballarat North*), Mr Kennett, Mr Jolly, Mr Williams, Mr Rowe, Dr Vaughan and Mr McGrath, respectively, presented Petitions from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.

Severally ordered to lie on the Table.

- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dried Fruits Act 1958—Statement of accounts of Victorian Dried Fruits Board for the year 1978.

Education Act 1958—Resumption of land at Footscray—Certificate of Minister of Education.

Place Names Committee—Report for the year 1978–79.

Port of Melbourne Authority—Statement of accounts for the year 1978–79.

Small Business Development Corporation—Report for the year 1978–79.

Superannuation Board—Report for the year 1977–78.—Ordered to be printed.

Town and Country Planning Act 1961—Horsham—City of Horsham Planning Scheme 1973, Amendment No. 27 (1975).

- 6 MESSAGE FROM THE LEGISLATIVE COUNCIL—Acquainting the Assembly that they have agreed to meet the Legislative Assembly for the purpose of sitting and voting together to choose a Member of the Parliament of Victoria to be recommended for appointment to the Council of Adult Education as proposed by the Legislative Assembly.

- 7 FARMERS AND GRAZIERS DIRECT MEAT SUPPLY LIMITED LOAN GUARANTEE—Motion made, by leave, and question proposed—That this House expresses its concern at the statement made by the Minister of Agriculture at the recent Liberal Party Conference regarding the reasons for the Government granting a \$4.5 million guarantee to the Farmers and Graziers Co-operative, and the subsequent statements by the Premier rejecting the Minister's statement (*Mr Wilkes*)—and, after debate—

Amendment proposed—That the following words be added to the motion: “and that this House censures the Minister of Agriculture for his public statements claiming that the only reason for the guarantee was an impending election, thus doing untold harm to the potential prosperity of the Co-operative” (*Mr Hann*)—and, after debate—

Question—That the words proposed to be added to the motion be so added—put.

The House divided.

AYES, 40

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Ross-Edwards	Mr Walsh
Dr Coghill	Mr Hann	Mr Rowe	Mr Whiting
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Spyker	
Mr Evans	Mr McInnes	Mr Stirling	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr Mathews	Mrs Toner	Mr Hockley
Mr Fogarty	Mr Miller	Mr Trewin	Mr McGrath

NOES, 40

Mr Austin	Mr Ebery	Mr McKellar	Mr Templeton
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Birrell	(Ballarat North)	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hamer	Mrs Patrick	Mr Williams
Mr Brown	Mr Hayes	Mr Ramsay	Mr Wood
Mr Burgin	Mr Jona	Mr Reynolds	
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(South Barwon)	Tellers
Mr Dixon	Mr McCance	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(Warrnambool)	Mr Tanner

And the numbers being equal, Mr Speaker said "In accordance with precedents, I shall cast my vote against the amendment so as to give the House the opportunity of deciding the question in its original form".

And so it passed in the negative.

Original question—put.

The House divided.

AYES, 40

Mr Amos	Mr Fordham	Mr Remington	Mr Trezise
Mr Cain	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Ross-Edwards	Mr Walsh
Dr Coghill	Mr Hann	Mr Rowe	Mr Whiting
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Spyker	
Mr Evans	Mr McInnes	Mr Stirling	Tellers
(Gippsland East)	Mr Mathews	Mrs Toner	Mr Hockley
Mr Fogarty	Mr Miller	Mr Trewin	Mr McGrath

NOES, 40

Mr Austin	Mr Ebery	Mr McKellar	Mr Templeton
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Birrell	(Ballarat North)	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hamer	Mrs Patrick	Mr Williams
Mr Brown	Mr Hayes	Mr Ramsay	Mr Wood
Mr Burgin	Mr Jona	Mr Reynolds	
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(South Barwon)	Tellers
Mr Dixon	Mr McCance	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(Warrnambool)	Mr Tanner

And the numbers being equal, Mr Speaker said "I am of the opinion that the matter is not one which should be decided except by a majority of this House. On these grounds and in accordance with precedent, I therefore cast my vote with the 'Noes'".

And so it passed in the negative.

- 8 MEMBERSHIP OF THE COUNCILS OF MONASH UNIVERSITY AND ADULT EDUCATION
—Mr Speaker reported that the House had, that day, met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to choose Members to be recommended for appointment to the governing bodies of various institutions and:

- 1 That Ian Robert Cathie, Esquire, M.P., the Honorable James Vincent Chester Guest, M.L.C., and Neil Malcolm McInnes, Esquire, M.P., were recommended for appointment to the Council of Monash University.

- 2 That the Honorable Evan Herbert Walker, M.L.C., was recommended for appointment to the Council of Adult Education.
- 9 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 10 RAILWAYS (BOARD) BILL—Order for second reading read.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3 be postponed until later this day.
- 12 CANNED FRUITS MARKETING BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 4 December next.
- 13 APPROPRIATION (1979–80, No. 1) BILL—Further considered in Committee.
And having continued to sit till after Twelve of the Clock—
WEDNESDAY, 21 NOVEMBER 1979.
Committee reported progress; to sit again later this day.
- 14 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 15 ADJOURNMENT—Resolved—That the House do now adjourn.
And then the House, at two minutes past Three o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 43—Wednesday, 21 November 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 CONVEYANCING—COMMITTEE OF INQUIRY—Motion made, by leave, and question—That there be presented to this House a copy of the Interim Report of the Committee of Inquiry into Conveyancing (*Mr Maclellan*)—put and agreed to.

- 3 PAPER—Mr Maclellan presented:
 Conveyancing—Interim Report of Committee of Inquiry—Return to the foregoing Order.
 Ordered to lie on the Table and to be printed.
- 4 STANDING ORDERS COMMITTEE—Mr Evans (*Ballarat North*) brought up a Report from the Standing Orders Committee upon “Sub Judice”; together with Appendices.
 Ordered to lie on the Table and to be printed.
- 5 PETITIONS—ABORTION—Mr Crabb, Mr Collins and Mr MacKellar, respectively, presented Petitions from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
 Severally ordered to lie on the Table.
- 6 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Workers Compensation (Miscellaneous Provisions) Bill without amendment.
- 7 PARLIAMENTARY COMMITTEES (PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE) BILL—Mr Hamer obtained leave, with Mr Thompson, to bring in a Bill “to make Provision with respect to the establishment of a Joint Select Committee of the Legislative Council and the Legislative Assembly to review the Public Accounts and Public Expenditure of Victoria and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 8 WHEAT MARKETING BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Austin, to bring in a Bill “relating to the Marketing of Wheat, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 YOUNG FARMERS’ FINANCE COUNCIL BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Borthwick, to bring in a Bill “to establish a Young Farmers’ Finance Council and to amend the ‘Rural Finance and Settlement Commission Act 1961’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 VICTORIAN ARTS CENTRE BILL—Mr Lacy obtained leave, with Mr Thompson, to bring in a Bill “to constitute the Victorian Arts Centre Trust, to make provision with respect to the Management and Operation of the Victorian Arts Centre and for the Use and Promotion of the Theatre Complex in the Centre and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 11 LIQUOR CONTROL (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “to authorize the Sale and Disposal of liquor at the Melbourne Food and Wine Festival, to amend the ‘Liquor Control Act 1968’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 12 KEYSBOROUGH TROTTING COMPLEX LAND—Motion made and question proposed—That this House appoints a Select Committee of six Members of this House to inquire into and report upon all aspects of the purchase of land at Keysborough for the proposed establishment of a trotting complex by the Trotting Control Board (*Mr Trezise*)—and, after debate—
 Amendment proposed—That the word “for” be omitted with the view of inserting in place thereof the word “and” (*Mr Ross-Edwards*)—and, after debate—
 Question—That the word proposed to be omitted stand part of the question—put.
 The House divided.

AYES, 38

Mr Austin	Mr Dunstan	Mr McKellar	Mr Smith
Mr Balfour	Mr Ebery	Mr Mackinnon	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Maclellan	Mr Templeton
Mr Borthwick	(<i>Ballarat North</i>)	Mrs Patrick	Mr Thompson
Mr Brown	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jona	Mr Reynolds	Mr Williams
Mrs Chambers	Mr Kennett	Mr Richardson	Mr Wood
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	Mr Cox
Mr Dixon	Mr McClure		Mr McCance

NOES, 38

Mr Amos	Mr Ginifer	Mr Miller	Mrs Toner
Mr Cain	Mr Hann	Mr Remington	Mr Trewin
Mr Cathie	Mr Hockley	Mr Roper	Mr Trezise
Dr Coghill	Mr Jasper	Mr Ross-Edwards	Dr Vaughan
Mr Crabb	Mr Jolly	Mr Rowe	Mr Walsh
Mr Culpin	Mr King	Mr Sidiropoulos	Mr Wilkes
Mr Evans	Mr Kirkwood	Mr Simmonds	Mr Wilton
(<i>Gippsland East</i>)	Mr McGrath	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr McInnes	Mr Spyker	Mr Ernst
Mr Fordham	Mr Mathews	Mr Stirling	Mr Gavin

And the numbers being equal, Mr Speaker said "It falls to the Chair to give a casting vote. In accordance with precedent, I shall cast my vote against the amendment so as to give the House the opportunity of deciding the question in its original form".

And so it was resolved in the affirmative.

Original question—put.

The House divided.

AYES, 38

Mr Amos	Mr Ginifer	Mr Miller	Mrs Toner
Mr Cain	Mr Hann	Mr Remington	Mr Trewin
Mr Cathie	Mr Hockley	Mr Roper	Mr Trezise
Dr Coghill	Mr Jasper	Mr Ross-Edwards	Dr Vaughan
Mr Crabb	Mr Jolly	Mr Rowe	Mr Walsh
Mr Culpin	Mr King	Mr Sidiropoulos	Mr Wilkes
Mr Evans	Mr Kirkwood	Mr Simmonds	Mr Wilton
(<i>Gippsland East</i>)	Mr McGrath	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr McInnes	Mr Spyker	Mr Ernst
Mr Fordham	Mr Mathews	Mr Stirling	Mr Gavin

NOES, 38

Mr Austin	Mr Dunstan	Mr McKellar	Mr Smith
Mr Balfour	Mr Ebery	Mr Mackinnon	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Maclellan	Mr Templeton
Mr Borthwick	(<i>Ballarat North</i>)	Mrs Patrick	Mr Thompson
Mr Brown	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jona	Mr Reynolds	Mr Williams
Mrs Chambers	Mr Kennett	Mr Richardson	Mr Wood
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	Mr Cox
Mr Dixon	Mr McClure		Mr McCance

And the numbers being equal, Mr Speaker said "It falls to the Chair to give a casting vote. In accordance with ancient precedent, and this matter not being a continuing grievance, I declare myself with the 'Noes'".

And so it passed in the negative.

- 13 AGRICULTURAL CHEMICALS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 5 December next.
- 14 WODONGA AREA LAND ACQUISITION (VALIDATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Wednesday, 5 December next.
- 15 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 52)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Grain Handling Improvement Authorities Bill.
- 16 GRAIN HANDLING IMPROVEMENT AUTHORITIES BILL—Mr Smith (*Warrnambool*), pursuant to Standing Order No. 169, obtained leave, with Mr Maclellan, to bring in a Bill “to establish certain Authorities to undertake the Development and Construction of various Improvements in relation to the Transport and Storage of Grain in Victoria and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 VICTORIAN ARTS CENTRE BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 5 December next.
- 18 APPROPRIATION (1979–80, No. 1) BILL—Further considered in Committee.
Committee reported progress; to sit again later this day.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
Bill further considered in Committee.
And having continued to sit till after Twelve of the clock—
- THURSDAY, 22 NOVEMBER 1979
- Bill reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 LIQUOR CONTROL (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 4 December next.
- 20 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

21 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at eight minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 44—Thursday, 22 November 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 DEATH OF SIR EDGAR STEPHEN TANNER, C.B.E., E.D.—Motion made and question—That this House expresses its sincere sorrow at the death of Sir Edgar Stephen Tanner, C.B.E., E.D., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Ripponlea from 1955 to 1967 and the Electoral District of Caulfield from 1967 to 1976; Chairman of Committees from 1970 to 1973 (*Mr Thompson*)—put, after Mr Speaker and other Honorable Members had addressed the House in support of the motion, and Honorable Members rising in their places to signify their assent, agreed to unanimously.
- 3 ADJOURNMENT—Motion made and question—That, as a further mark of respect to the memory of the late Sir Edgar Stephen Tanner, C.B.E., E.D., this House do now adjourn to half-past Twelve o'clock this day (*Mr Thompson*)—put and agreed to.

And then the House, at thirty-two minutes past Eleven o'clock adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 45—Thursday, 22 November 1979

(Half-past Twelve o'clock)

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair.
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Consumer Affairs Council—Report for the year 1978-79.—Ordered to be printed.
 - Town and Country Planning Act 1961—
 - Cranbourne—Shire of Cranbourne (Western Port) Planning Scheme, Amendment No. 8.
 - Latrobe Valley Sub-Regional Planning Scheme 1949, Amendment No. 40.
 - Sherbrooke—Shire of Sherbrooke Planning Scheme 1965, Amendment No. 120 (1978).

- 3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 53)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Victorian Arts Centre Bill.
- 4 PETITIONS—ABORTION—Mr Crellin and Mr McClure, respectively, presented Petitions from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
Severally ordered to lie on the Table.
- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.
- 6 STATE FORESTS WORKS AND SERVICES BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “the Bill be withdrawn so as to permit the Minister to reconsider the obviously inadequate allocation of funds therein and to have the Bill re-drafted to provide sufficient funds for forests works and services” (*Mr Evans, Gippsland East*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—
put.

The House divided.

AYES, 37

Mr Austin	Mr Ebery	Mr McKellar	Mr Templeton
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Birrell	(<i>Ballarat North</i>)	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jona	Mr Reynolds	Mr Wood
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	Mr Brown
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mr Cox

NOES, 37

Mr Amos	Mr Gavin	Mr Remington	Mr Trezise
Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hann	Mr Rowe	Mr Walsh
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Whiting
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Edmunds	Mr King	Mr Simpson	Mr Wilton
Mr Ernst	Mr Kirkwood	Mr Spyker	
Mr Evans	Mr McInnes	Mr Stirling	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr Mathews	Mrs Toner	Dr Coghill
Mr Fogarty	Mr Miller	Mr Trewin	Mr Jasper

And the numbers being equal, Mr Speaker said “It falls to the Chair to give a casting vote. In accordance with precedent, I shall cast my vote against the amendment so as to give the House the opportunity of deciding the question in its original form”.

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 7 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Motor Car (Surcharge) Bill without amendment.

- 8 MESSAGE FROM THE LEGISLATIVE COUNCIL—Returning the Business Franchise (Tobacco) Bill and suggesting an amendment.
On the motion of Mr Thompson and, after debate—Suggested amendment made.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.
- 9 PROBATE DUTY BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Probate Duty Act 1962’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘Second-hand Dealers Act 1958’”.
- 11 SECOND-HAND DEALERS (CLOSING HOURS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘Vermin and Noxious Weeds Act 1958’ and for other purposes”.
- 13 VERMIN AND NOXIOUS WEEDS (AMENDMENT) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 14 WATER SUPPLY WORKS AND SERVICES BILL—Order read for resuming debate on Question—That this Bill be now read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “the Bill be withdrawn and re-drafted so as to provide funds increased by an amount relative to the rate of inflation since the last fund allocation” (*Mr Wilton*)—and, after debate—
Motion made and question—That the debate be now adjourned (*Mr Whiting*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 15 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Unclaimed Moneys Bill.
Land Tax Bill.
- 16 PARLIAMENTARY COMMITTEES (PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Hamer*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday, 6 December next.
- 17 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 18 ADJOURNMENT—Resolved—That the House do now adjourn.
And then the House, at two minutes past Six o’clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

By Authority: F. D. ATKINSON, Government Printer, Melbourne

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 46, 47, 48 and 49

No. 46—Tuesday, 27 November 1979

- 1 Mr Speaker took the Chair and read the Prayer.

- 2 PETITION—ABORTION—Mr Simpson presented a Petition from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
Ordered to lie on the Table.

- 3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Albury-Wodonga (Victoria) Corporation—Report for the year 1977-78.
 - Education Act 1958—Resumption of land at Cranbourne—Certificate of the Minister of Education.
 - Rural Finance Commission—Report for the year 1978-79.—Ordered to be printed.
 - Town and Country Planning Act 1961—Shepparton—City of Shepparton Planning Scheme 1953, Amendment No. 47 (1979).

- 4 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 54)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:—
 - Workers Compensation (Miscellaneous Provisions) Bill.
 - Motor Car (Surcharge) Bill.
 - Unclaimed Moneys Bill.
 - Land Tax Bill.

- 5 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Cain rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The failure of the Government to suspend Mr A. Ashman, Co-ordinator of Land Development, as a result of evidence given on 26 November 1979 by Mr Herbert Shaw, Mr J. C. Somerville and Mr R. T. Leask before the Royal Commission into certain Housing Commission land purchases."
Mr Speaker having ascertained that twelve Members approved of the proposed discussion—
Motion made and question—That the House do now adjourn (*Mr Cain*)—after debate, put.
The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr King
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Spyker

NOES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Trewin
Mr Balfour	Mr Hann	Mrs Patrick	Mr Weideman
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Whiting
Mr Borthwick	Mr Jasper	Mr Reynolds	Mr Williams
Mr Brown	Mr Jona	Mr Richardson	
Mr Burgin	Mr Kennett	Mr Ross-Edwards	
Mrs Chambers	Mr Lacy	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McClure	Mr Smith	
Mr Dunstan	Mr McGrath	(<i>Warrnambool</i>)	
Mr Ebery	Mr McInnes	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Templeton	Mr Cox
(<i>Ballarat North</i>)	Mr Mackinnon	Mr Thompson	Mr McCance

And so it passed in the negative.

- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 55)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Parliamentary Committees (Public Accounts and Expenditure Review Committee) Bill.
- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 56)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Master Builders' Association of Victoria (Guarantee) Bill.
- 8 MASTER BUILDERS' ASSOCIATION OF VICTORIA (GUARANTEE) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Ramsay, to bring in a Bill "*to authorize the Treasurer of Victoria to Guarantee certain Moneys proposed to be borrowed by the Master Builders' Association of Victoria and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Business Franchise (Tobacco) Bill (including the amendment made by the Assembly which was suggested by the Council) without amendment.
- 10 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to make Provision with respect to the Assessment of Damages, to amend the 'Wrongs Act 1958' and for other purposes*".
- 11 WRONGS (ASSESSMENT OF DAMAGES) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Public Authorities (Contributions) Bill without amendment.

- 13 ADJOURNMENT—Motion made and question—That this House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put, after debate, and agreed to.
- 14 WHEAT MARKETING BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 15 GRAIN HANDLING IMPROVEMENT AUTHORITIES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 11 December next.
- 16 YOUNG FARMERS' FINANCE COUNCIL BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 11 December next.
- 17 PARLIAMENTARY COMMITTEES (PUBLIC BODIES REVIEW) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 11 December next.
- 18 SECOND-HAND DEALERS (CLOSING HOURS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Ernst*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 19 PROBATE DUTY BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 11 December next.
- 20 VERMIN AND NOXIOUS WEEDS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 21 WATER SUPPLY WORKS AND SERVICES BILL—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—

That all the words after "That" be omitted with the view to inserting in place thereof the words "the Bill be withdrawn and re-drafted so as to provide funds increased by an amount relative to the rate of inflation since the last fund allocation"; debate resumed.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Debate resumed on question and amendment.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 39

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Ebery	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Borthwick	(<i>Ballarat North</i>)	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Weideman
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	
Mr Collins	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Crellin	Mr Lieberman	Mr Smith	Mr Cox
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	Mr McCance

NOES, 39

Mr Amos	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cain	Mr Gavin	Mr Roper	Mr Walsh
Mr Cathie	Mr Ginifer	Mr Ross-Edwards	Mr Whiting
Dr Coghill	Mr Hann	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jasper	Mr Simmonds	
Mr Edmunds	Mr Jolly	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Stirling	
Mr Evans	Mr McGrath	Mrs Toner	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr Mathews	Mr Trewin	Mr King
Mr Fogarty	Mr Miller	Mr Trezise	Mr Spyker

And the numbers being equal, Mr Speaker said "In order to allow the House the opportunity of deciding the question in its original form, I will vote with the 'Ayes'."

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith, after debate.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 22 TRANSPORT WORKS AND SERVICES BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof the words "the Bill be withdrawn and re-drafted so as to provide funds increased by an amount at least equal to the rate of inflation since the last fund allocation" (*Mr Crabb*)—and, after debate—

And the House having continued to sit till after Twelve of the Clock—

WEDNESDAY, 28 NOVEMBER 1979

Debate resumed on question and amendment.

Question—That the words proposed to be omitted stand part of the question—
put.

The House divided.

AYES, 39

Mr Austin	Mr Evans	Mr Mackinnon	Mr Templeton
Mr Balfour	(<i>Ballarat North</i>)	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Borthwick	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jona	Mr Reynolds	
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	<i>Tellers</i>
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mr Brown
Mr Ebery	Mr McKellar	Mr Tanner	Mr Cox

NOES, 39

Mr Amos	Mr Gavin	Mr Remington	Dr Vaughan
Mr Cain	Mr Ginifer	Mr Roper	Mr Walsh
Mr Cathie	Mr Hann	Mr Ross-Edwards	Mr Whiting
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jasper	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simpson	
Mr Edmunds	Mr King	Mr Spyker	
Mr Evans	Mr Kirkwood	Mr Stirling	
(<i>Gippsland East</i>)	Mr McGrath	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Trewin	Mr Ernst
Mr Fordham	Mr Miller	Mr Trezise	Mr Sidiropoulos

And the numbers being equal, Mr Speaker said "In order to allow the House the opportunity of deciding the question in its original form, I will vote with the 'Ayes'."

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith, after debate.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

23 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

24 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at fifteen minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 47—Wednesday, 28 November 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 57)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Parliamentary Committees (Public Bodies Review) Bill.
- 3 ESTATE AGENTS BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to re-enact with Amendments the Law relating to Estate Agents and Sub-agents*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 4 MINISTRY OF TRANSPORT (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to amend the 'Ministry of Transport Act 1958' to create the Position of Deputy Director of Transport and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 5 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Austin, to bring in a Bill "*to amend the 'Egg Industry Stabilization Act 1973'*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 6 MOTOR ACCIDENTS (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Lieberman, to bring in a Bill "*to amend the 'Motor Accidents Act 1973' with respect to Compensation for Deprivation or Impairment of Earning Capacity, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—Mr Balfour obtained leave, with Mr Borthwick, to bring in a Bill "*to amend the 'Extractive Industries Act 1966' and the 'Town and Country Planning Act 1961'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 PLANNING APPEALS BOARD BILL—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill "*to constitute a Planning Appeals Board, to make Provision concerning Appeals against Planning Decisions made under various Acts, to amend the 'Town and Country Planning Act 1961', the 'Local Government Act 1958', the 'Environment Protection Act 1970', the 'Port Phillip Authority Act 1966' and the 'Strata Titles Act 1967' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 EDUCATION (AMENDMENT) BILL—Mr Lacy obtained leave, with Mr Austin, to bring in a Bill "*to amend the 'Education Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 10 WRONGS (ASSESSMENT OF DAMAGES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
 Ordered—That the debate be adjourned until Wednesday next.

- 11 MASTER BUILDERS ASSOCIATION OF VICTORIA (GUARANTEE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 11 December next.
- 12 MELBOURNE AND METROPOLITAN TRAMWAYS (BORROWING POWERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 PUBLIC WORKS AND SERVICES BILL—Order read for resuming debate on question—That this Bill now be read a second time.
- Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “the Bill be withdrawn and re-drafted so as to provide funds increased by an amount at least equal to the rate of inflation since the last fund allocation” (*Mr Edmunds*)—and, after debate—
- Question—That the words proposed to be omitted stand part of the question—put. The House divided.

AYES, 38

Mr Austin	Mr Ebery	Mr McClure	Mr Smith
Mr Balfour	Mr Evans	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hamer	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jona	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Williams
Mr Crellin	Mr Lacy	Mr Richardson	
Mr Dixon	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Dunstan	Mr McArthur	Mr Smith	Mrs Chambers
	Mr McCance	(<i>South Barwon</i>)	Mr Cox

NOES, 38

Mr Amos	Mr Ginifer	Mr Miller	Mr Trewin
Mr Cain	Mr Hann	Mr Remington	Mr Trezise
Mr Cathie	Mr Hockley	Mr Roper	Mr Walsh
Mr Crabb	Mr Jasper	Mr Rowe	Mr Whiting
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilkes
Mr Edmunds	Mr King	Mr Simmonds	Mr Wilton
Mr Ernst	Mr Kirkwood	Mr Simpson	
Mr Fogarty	Mr McGrath	Mr Spyker	<i>Tellers</i>
Mr Fordham	Mr McInnes	Mr Stirling	Dr Coghill
Mr Gavin	Mr Mathews	Mrs Toner	Dr Vaughan

And the numbers being equal, Mr Speaker said “It falls to the Chair to give a casting vote. In accordance with precedent, I shall cast my vote against the amendment so as to give the House the opportunity of deciding the question in its original form”.

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again later this day.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Further considered in Committee and reported with an amendment; as amended, considered and amendment agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to repeal the ‘Magistrates’ Courts (Amendment) Act 1978’, to amend the ‘Magistrates’ Courts Act 1971’ and the ‘Magistrates (Summary Proceedings) Act 1975’ with respect to the Civil Jurisdiction of Magistrates’ Courts, to amend the ‘Water Act 1958’, and for purposes connected therewith*”.
- 15 MAGISTRATES’ COURTS (CIVIL JURISDICTION) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 MINISTRY OF TRANSPORT (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 17 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 18 VICTORIAN GOVERNMENT TRAVEL AUTHORITY (RECONSTITUTION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
- Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “the Bill be withdrawn and re-drafted so that the Regional Tourist Authorities outside the metropolitan area remain directly the responsibility of the Department of State Development Decentralization and Tourism and not be absorbed within the Victorian Government Travel Authority” (*Mr Trezise*)—and, after debate—
- Amendment, by leave, withdrawn.
- Debate continued on the question—That this Bill be now read a second time.
- And the House having continued to sit till after Twelve of the clock—
- THURSDAY, 29 NOVEMBER 1979
- Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Appropriation (1979–80, No. 1) Bill without amendment.
- 20 RACING (FINANCIAL PROVISIONS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

22 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at ten minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 48—Thursday, 29 November 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—ABORTION—Mr Trezise, Mr Templeton and Mr Jasper, respectively, presented Petitions from certain citizens of Victoria, praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
Severally ordered to lie on the Table.
- 3 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
State Electricity Commission—Report for the year 1978–79.—Ordered to be printed.
- 4 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 58)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Young Farmers' Finance Council Bill.
- 5 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 6 GRIEVANCES—Question—That grievances be noted—put, after debate, and agreed to.
- 7 MAGISTRATES' COURTS (CIVIL JURISDICTION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 8 EDUCATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 11 December next.
- 9 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday, 20 December next.
- 10 MOTOR ACCIDENTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).

Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday next.

- 11 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Pay-roll Tax Bill.

Gift Duty (Amendment) Bill.

- 12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5 be postponed until later this day.

- 13 TOWN AND COUNTRY PLANNING (PLANNING SCHEMES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments with which they desire the concurrence of the Legislative Council.

- 14 URBAN LAND AUTHORITY BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again later this day.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Further considered in Committee and reported with amendments; as amended, considered and amendments agreed to.

Motion made and question—That this Bill be now read a third time (*Mr Dixon*)—after debate, put.

The House divided.

AYES, 44

Mr Balfour	Mr Evans	Mr McClure	Mr Smith
Mr Birrell	(<i>Ballarat North</i>)	Mr McInnes	(<i>Warrnambool</i>)
Mr Borthwick	Mr Evans	Mr McKellar	Mr Tanner
Mr Brown	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton
Mr Burgin	Mr Hamer	Mr Maclellan	Mr Thompson
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Trewin
Mr Coleman	Mr Jasper	Mr Ramsay	Mr Weideman
Mr Collins	Mr Jona	Mr Richardson	Mr Whiting
Mr Crellin	Mr Kennett	Mr Ross-Edwards	Mr Williams
Mr Dixon	Mr Lacy	Mr Skeggs	
Mr Dunstan	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Ebery	Mr McArthur	(<i>South Barwon</i>)	Mr Cox
	Mr McCance		Mr Reynolds

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simpson	
Mr Crabb	Mr Jolly	Mr Spyker	
Mr Culpin	Mr King	Mr Stirling	
Mr Edmunds	Mr Kirkwood	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Trezise	Mr Miller
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Rowe

And so it was resolved in the affirmative—Bill read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 15 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 16 ADJOURNMENT—Motion made and question proposed—That the House do now adjourn (*Mr Maclellan*)—and, after debate—
(Mr Speaker left the Chair at thirty-nine minutes past Eleven o'clock)—

FRIDAY, 30 NOVEMBER 1979

(Mr Speaker resumed the Chair at two minutes past Eleven o'clock in the morning.)

Motion made, by leave, and question—That the resolution of the House fixing 11.00 a.m. as the time of meeting this day be read and rescinded and that Mr Speaker do take the Chair at 11.30 a.m. this day (*Mr Maclellan*)—put and agreed to.

Debate resumed on question—That the House do now adjourn.

Question—put and agreed to.

And then the House, at nine minutes past Eleven o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 49—Friday, 30 November 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.

- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Emerald Tourist Railway Board—Statement of accounts for the year 1978–79.

State Development Decentralization and Tourism—Report of the Department for 1978–79.

Statutory Rules under the following Acts:

Administration and Probate Act and Supreme Court Act 1958—
No. 415.

Chiropodists Act 1968—No. 399.

Country Fire Authority Act 1958—Nos. 423 to 428.

Health Act 1958—Nos. 396, 404, 412.

Land Tax Act 1958—No. 400.

Legal Profession Practice Act 1958—No. 413.

Marine Act 1958—No. 402.

Melbourne and Metropolitan Board of Works Act 1958—No. 408.

Motor Car Act 1958—Nos. 410, 421.

Nurses Act 1958—No. 406.

Parliamentary Salaries and Superannuation Act 1968—Nos. 403.
 Police Regulation Act 1958—No. 401.
 Private Agents Act 1966—No. 420.
 Public Service Act 1974—PSD Nos. 76, 79 to 86, and 88.
 Reference Areas Act 1978—No. 418.
 State Saving Bank Act 1958—No. 407.
 Superannuation Benefits Act 1977—No. 409.
 Supreme Court Act 1958—No. 414.
 Victorian Film Corporation Act 1976—No. 411.

Town and Country Planning Act 1961—
 Maldon Planning Scheme, Amendment No. 2.
 Newham and Woodend—Shire of Newham and Woodend Planning
 Scheme, Amendment No. 7.
 Stawell—Town of Stawell Planning Scheme 1963, Amendment No. 16,
 1978.

Victorian Public Offices Corporation—Report for the year 1978–79.

- 3 APPROPRIATION (1979–80, No. 1) BILL—Mr Speaker announced that he had, that day, presented to His Excellency the Governor, the Appropriation (1979–80, No. 1) Bill, to which His Excellency was pleased to give the Royal Assent.
- 4 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 59)—ASSENT TO BILLS—
 Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
 Business Franchise (Tobacco) Bill.
 Public Authorities (Contributions) Bill.
- 5 TROTTING CONTROL BOARD LAND VALUATION—Motion made and question—That this House expresses its concern at the failure of the Government to ensure that a proper valuation was obtained before land was purchased by the Trotting Control Board at Keysborough and at the completely inadequate and inappropriate nature of the valuation subsequently provided by the Minister for Youth, Sport and Recreation in determining value at the date of purchase (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 37

Mr Amos	Mr Fordham	Mr Roper	Mr Trezise
Mr Cain	Mr Gavin	Mr Ross-Edwards	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Walsh
Dr Coghill	Mr Hann	Mr Sidiropoulos	Mr Whiting
Mr Crabb	Mr Hockley	Mr Simmonds	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simpson	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Spyker	
Mr Evans	Mr Mathews	Mr Stirling	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr Miller	Mrs Toner	Mr Ernst
Mr Fogarty	Mr Remington	Mr Trewin	Mr King

NOES, 37

Mr Balfour	Mr Ebery	Mr Maclellan	Mr Templeton
Mr Birrell	Mr Evans	Mrs Patrick	Mr Thompson
Mr Borthwick	(<i>Ballarat North</i>)	Mr Ramsay	Mr Weideman
Mr Brown	Mr Hayes	Mr Reynolds	Mr Williams
Mr Burgin	Mr Lacy	Mr Richardson	Mr Wood
Mrs Chambers	Mr Lieberman	Mr Skeggs	
Mr Coleman	Mr McArthur	Mr Smith	
Mr Collins	Mr McCance	(<i>South Barwon</i>)	
Mr Crellin	Mr McClure	Mr Smith	<i>Tellers</i>
Mr Dixon	Mr McKellar	(<i>Warrnambool</i>)	Mr Cox
Mr Dunstan	Mr Mackinnon	Mr Tanner	Mr Kennett

And the numbers being equal, Mr Speaker said "I am of the opinion that the matter is not one which should be decided except by a majority of this House.

On these grounds and in accordance with precedent, I therefore cast my vote with the 'Noes'".

And so it passed in the negative.

- 6 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Further considered in Committee.

Committee reported progress; to sit again tomorrow.

- 7 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 8 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at twenty-nine minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 50, 51 and 52

No. 50—Tuesday, 4 December 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—RADIOGRAPHERS—Mr Roper presented a Petition from certain citizens praying that legislation be urgently introduced to effect registration of radiographers and licensing of all other persons who desire to use x-ray apparatus, such licences only to be granted where circumstances show that it would be to the public benefit.
 Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Roper*)—put and agreed to.
 The Petition was read by the Clerk.
 Ordered to lie on the Table.
- 3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Education Act 1958—Resumption of land at Wantirna—Certificate of the Minister of Education.
 - Egg Industry Stabilization Act 1973—Report of the Poultry Farmer Licensing Committee for the Licensing Season ended 28 February 1979.
 - Egg Marketing Board—Report for the Pool year ended 30 June 1979.—Ordered to be printed.
 - Geelong Regional Commission—Report and Statement of Accounts for the period ended 30 June 1978.
 - Industrial Training Commission—Report for the year 1978–79.—Ordered to be printed.
 - Port Phillip Authority—Report for the year 1978–79.—Ordered to be printed.
 - River Murray Commission—Report for the year 1978–79.
 - Town and Country Planning Act 1961—Traralgon—City of Traralgon Planning Scheme 1957, Amendment No. 11 (1977).
 - Victoria Institute of Colleges—Report of the Council for the year 1978.—Ordered to be printed.
 - Victorian Brown Coal Council—Report for the period ended 30 June 1979.
- 4 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 60)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
 - Gift Duty (Amendment) Bill.
 - Pay-roll Tax Bill.

5 ADJOURNMENT—Motion made and question—That this House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Hamer*)—put and agreed to.

6 STAMPS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 38

Mr Austin	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Balfour	(<i>Ballarat North</i>)	Mr Maclellan	Mr Templeton
Mr Birrell	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Brown	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dunstan	Mr McClure	Mr Smith	Mrs Chambers
Mr Ebery	Mr McKellar	(<i>Warrnambool</i>)	Mr Cox

NOES, 38

Mr Amos	Mr Fogarty	Mr McInnes	Mrs Toner
Mr Cain	Mr Fordham	Mr Mathews	Mr Trewin
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Crabb	Mr Hockley	Mr Ross-Edwards	Mr Walsh
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Edmunds	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Ernst	Mr King	Mr Simpson	<i>Tellers</i>
Mr Evans	Mr Kirkwood	Mr Spyker	Mr Miller
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr Rowe

And the numbers being equal, Mr Speaker said "To allow the Bill to be further considered, I cast my vote with the 'Ayes'".

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again later this day.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Bill further considered in Committee.

And having continued to sit till after Twelve of the Clock—

WEDNESDAY, 5 DECEMBER 1979

Bill reported with amendments; as amended, considered, and amendments agreed to.

Motion made and question—That this Bill be now read a third time (*Mr Thompson*)—after debate, put.

The House divided.

AYES, 46

Mr Austin	Mr Hamer	Mrs Patrick	Mr Whiting
Mr Balfour	Mr Hann	Mr Ramsay	Mr Williams
Mr Birrell	Mr Hayes	Mr Reynolds	Mr Wood
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McGrath	Mr Tanner	
Mr Evans	Mr McInnes	Mr Templeton	
(<i>Ballarat North</i>)	Mr McKellar	Mr Thompson	
Mr Evans	Mr Mackinnon	Mr Trewin	
(<i>Gippsland East</i>)	Mr Maclellan	Mr Weideman	
			<i>Tellers</i>
			Mr Brown
			Mr Cox

NOES, 32

Mr Amos	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cain	Mr Gavin	Mr Roper	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	
Mr Fogarty	Mr Miller	Mr Trezise	
			<i>Tellers</i>
			Mr Sidiropoulos
			Mr Walsh

And so it was resolved in the affirmative.—Bill read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 7 MOTOR CAR (FEES) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for a further reduction by 40 per centum of all the fees provided for in this Bill except those relating to hire cars and taxis, motor cars having a carrying capacity in excess of 4100 kilograms and motor cars owned and used solely for the purposes of primary production” (*Mr Crabb*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 44

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Templeton
Mr Balfour	Mr Hann	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lieberman	Mr Ross-Edwards	
Mr Crellin	Mr McArthur	Mr Skeggs	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	
Mr Ebery	Mr McGrath	Mr Smith	
Mr Evans	Mr McInnes	(<i>Warrnambool</i>)	
(<i>Ballarat North</i>)	Mr McKellar	Mr Tanner	
			<i>Tellers</i>
			Mr Brown
			Mr Cox

NOES, 31

Mr Cain	Mr Fordham	Mr Miller	Mrs Toner
Mr Cathie	Mr Gavin	Mr Remington	Mr Trezise
Dr Coghill	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Kirkwood	Mr Spyker	Mr Sidiropoulos
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Walsh

And so it was resolved in the affirmative.

Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made and question—That it be an instruction to the Committee that they have power to consider a new clause to amend paragraph 2 of the exemptions under Part XXI. of the Third Schedule to the *Stamps Act 1958* consequential upon the reduction of motor car registration fees proposed in the Bill (*Mr Thompson*)—put and agreed to.

- 8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 61)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Motor Car (Fees) Bill.

- 9 MOTOR CAR (FEES) BILL—Considered in Committee and reported with amendments and an amended title, which title is as follows:

“A Bill to amend the ‘Motor Car Act 1958’ with respect to the Amount of Registration Fees and certain other Fees payable under that Act, to amend the ‘Stamps Act 1958’, and for other purposes.”

Bill, as amended, considered and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 10 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for *“An Act to extend the Jurisdiction of the County Court in relation to certain Civil Matters and for other purposes”*.

- 11 COUNTY COURT (JURISDICTION) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for *“An Act to vary the restrictions imposed in relation to the Capital and Shares to The Trustees Executors and Agency Company Limited, to amend the Second Schedule to the Trustee Companies Act 1958 and for other purposes”*.

- 13 TRUSTEE COMPANIES (TRUSTEES EXECUTORS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for *“An Act to amend the ‘Trustee Companies Act 1958’ with respect to the Power of Directors of Trustee Companies to refuse to register Transfers of Shares, to limit the Power of Subsidiaries of Trustee Companies to act as Estate Agents, and for other purposes”*.

- 15 TRUSTEE COMPANIES (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 MESSAGES FROM THE LEGISLATIVE COUNCIL—
Agreeing to the following Bills without amendment:
Transport Works and Services Bill.
Melbourne and Metropolitan Tramways (Borrowing Powers) Bill.
Water Supply Works and Services Bill.
Agreeing to the amendments made by the Assembly in the Town and Country Planning (Planning Schemes) Bill.
- 17 YOUNG MEN'S CHRISTIAN ASSOCIATION OF BALLARAT (GUARANTEE) BILL—Order read for resuming debate on question—That this Bill be now read a second time.
Mr Speaker ruled Bill a Private Bill.
Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Hamer*)—put and agreed to.
Debate resumed on question—That this Bill be now read a second time.
Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council Council and their concurrence desired therein.
- 18 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 19 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at thirty-five minutes past Two o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 51—Wednesday, 5 December 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—SPRING TRAPS—Mr Edmunds presented a Petition from certain citizens praying that legislation be introduced to prohibit the use of the steel spring leg trap in the catching of animals and to provide for a suitable replacement.
Ordered to lie on the Table.
- 3 SUPERANNUATION (AMENDMENT) BILL—Mr Thompson obtained leave, with Mr Hamer, to bring in a Bill 'to amend the *'Pensions Supplementation Act 1966'*, the *'Superannuation Act 1958'*, the *'Superannuation Act 1975'*, and for other purposes'; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

- 4 MOTOR CAR (INSURANCE BY PENSIONERS) BILL—Mr Thompson obtained leave, with Mr Maclellan, to bring in a Bill “to amend Section 71 of the ‘Motor Car Act 1958’”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 5 HOUSING COMMISSION LAND AT NORTH MELBOURNE AND CARLTON—Motion made and question proposed—That a Select Committee of six members be appointed to inquire into and report upon all aspects of the Housing Commission transactions in relation to—(a) land bounded by Abbotsford Street, O’Shannassy Street, Dryburgh Street and Haines Street, North Melbourne; (b) land along Lytton Street, Carlton, between Cardigan Street and Lygon Street; and (c) the “cross street” land between Cardigan Street and Lygon Street, Carlton, south of Lytton Street (*Mr Roper*)—and, after debate—
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until tomorrow.
- 6 COUNTY COURT (JURISDICTION) BILL—Read a second time, after debate, and, by leave, read the third time forthwith, after debate.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 7 TRUSTEE COMPANIES (TRUSTEES EXECUTORS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Mr Acting Speaker announced that Mr Speaker had ruled Bill a Private Bill.
 Motion made, by leave, and question—That all the Private Bill Standing Orders, except those relating to the payment of fees, be dispensed with and that this Bill be treated as a Public Bill (*Mr Maclellan*)—put and agreed to.
 Debate resumed on question—That this Bill be now read a second time.
 Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 8 TRUSTEE COMPANIES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*)—and, after debate—
 Motion made and question—That the debate be now adjourned (*Mr Ross-Edwards*)—put and agreed to.
 Ordered—That the debate be adjourned until later this day.
- 9 PUBLIC SERVICE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read the third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 VICTORIAN DEVELOPMENT CORPORATION (POWERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
 Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to require the establishment of an economic research unit to prepare an evaluation of the potential of secondary and tertiary industries to which it is

intended that new investment be attracted from overseas interstate and local sources, and further to require that the details of all loans be disclosed" (*Mr Jolly*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 44

Mr Austin	Mr Hamer	Mr McKellar	Mr Tanner
Mr Balfour	Mr Hann	Mr Mackinnon	Mr Templeton
Mr Birrell	Mr Hayes	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Jasper	Mrs Patrick	Mr Trewin
Mrs Chambers	Mr Jona	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Whiting
Mr Collins	Mr Lieberman	Mr Richardson	Mr Williams
Mr Crellin	Mr McArthur	Mr Skeggs	Mr Wood
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Ebery	Mr McGrath	Mr Smith	Mr Brown
Mr Evans	Mr McInnes	(<i>Warrnambool</i>)	Mr Cox
(<i>Gippsland East</i>)			

NOES, 31

Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Edmunds	Mr King	Mr Simpson	Mr Wilton
Mr Ernst	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Dr Coghill
Mr Fordham	Mr Miller	Mrs Toner	Mr Rowe

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 11 MOTOR CAR (INSURANCE BY PENSIONERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday next.

- 12 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 8 inclusive, be postponed until later this day.

- 13 COMMERCIAL GOODS VEHICLES (AVIATION FUEL) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 14 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment.

State Forests Works and Services Bill.

Young Men's Christian Association of Ballarat (Guarantee) Bill.

- 15 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 16 ADJOURNMENT—Resolved, That the House do now adjourn.
And then the House, at twenty-six minutes past Six o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 52—Thursday, 6 December 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—ABORTION—Mrs Chambers presented a Petition from certain citizens of Victoria praying that action be taken to protect unborn children by prohibiting abortion in Victoria.
Ordered to lie on the Table.
- 3 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Youth, Sport and Recreation—Report of the Director-General for the year 1978-79—Ordered to be printed.
- 4 SUPERANNUATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Remington*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 5 ESTATE AGENTS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday, 27 December instant.
- 6 RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Further considered in Committee and reported with amendments and an amended title, which is as follows:
“A Bill to reconstitute the Railway Construction Board as the Railway Construction and Property Board, to confer additional functions on that Board, to make better Provision for the Development and Management of Railway Land not used directly for Railway purposes, to make further provision for railway housing, to amend the ‘Railways Act 1958’, the ‘Melbourne Underground Rail Loop Act 1970’, the ‘Land Act 1958’ and the ‘Ministry of Transport Act 1958’ and for other purposes.”
Bill, as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 7 **INDUSTRIAL RELATIONS BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 8 **INDUSTRIAL RELATIONS BILL—CLERK'S CORRECTIONS**—Mr Speaker announced that he had received a report from the Clerk notifying that he has made the following corrections in this Bill:

1 In clause 3, page 3, line 15, the expression "association" has been omitted and the word "association" has been inserted.

2 In clause 93, line 29, the expression "repects" has been omitted and the word "respects" has been inserted.

- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Victorian Government Travel Authority (Reconstitution) Bill with amendments.

Ordered—That the said amendments be printed and taken into consideration tomorrow.

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Transmitting a Bill for "*An Act to make further provision with respect to the Division of certain Property in accordance with 'The Uniting Church in Australia Act 1977' and Part III. of the Schedule to the 'Presbyterian Church of Australia Act 1971', to amend the 'Presbyterian Trusts Act 1890' and for other purposes*".

- 11 **PRESBYTERIAN TRUSTS BILL**—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Transmitting a Bill for "*An Act to make temporary Provision with respect to the Management and Control of certain Schools pending the Determination of certain Proceedings and for other purposes*".

- 13 **PRESBYTERIAN SCHOOLS BILL**—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 14 **TOWN AND COUNTRY PLANNING (GENERAL AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made and question—That it be an instruction to the Committee that they have power to consider new clauses to provide—(a) in the event of a change in the composition of the Town Planning Appeals Tribunal before an appeal has been determined, for the continuation of the hearing with the agreement of the parties to the appeal or, in the event of non-agreement, the recommencement of the appeal; (b) for the re-hearing of a matter heard by a division of the Tribunal constituted by two members (neither of whom is chairman) in the event that they do not agree on a decision; (c) for the application of certain provisions of the *Evidence Act 1958* to proceedings of the Tribunal to summon persons to attend, obtain evidence on oath, and require production of evidence; and (d) for the keeping of a register by the Secretary for Planning of applications for revocation or amendment of interim

development orders and planning schemes pursuant to section 26 (1), 32 (4) and 32 (6) of the Principal Act and its availability for inspection by the public (*Mr Cain*)—put and agreed to.

Bill considered in Committee.

Committee reported progress; to sit again later this day.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Lieberman*)—after debate, put.

The House divided.

AYES, 45

Mr Austin	Mr Hann	Mrs Patrick	Mr Williams
Mr Balfour	Mr Hayes	Mr Ramsay	Mr Wood
Mr Birrell	Mr Jasper	Mr Reynolds	
Mr Burgin	Mr Jona	Mr Richardson	
Mrs Chambers	Mr Kennett	Mr Ross-Edwards	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McGrath	Mr Tanner	
Mr Evans	Mr McInnes	Mr Templeton	
(<i>Ballarat North</i>)	Mr McKellar	Mr Trewin	<i>Tellers</i>
Mr Evans	Mr Mackinnon	Mr Weideman	Mr Brown
(<i>Gippsland East</i>)	Mr Maclellan	Mr Whiting	Mr Cox

NOES, 29

Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilton
Mr Crabb	Mr Jolly	Mr Sidiropoulos	
Mr Culpin	Mr King	Mr Simmonds	
Mr Ernst	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Spyker
Mr Fordham	Mr Miller	Mrs Toner	Mr Walsh

And so it was resolved in the affirmative.

Bill further considered in Committee.

And having continued to sit till after Twelve of the Clock—

FRIDAY, 7 DECEMBER 1979

Committee reported progress; to sit again tomorrow.

- 15 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Commercial Goods Vehicles (Aviation Fuel) Bill.
Victorian Development Corporation (Powers) Bill.

- 16 TRANSPORT REGULATION (CAR POOLS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 17 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.

- 18 RAILWAYS (BOARD) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made and question—That it be an instruction to the Committee that they have power to consider a new clause to provide that of the persons who form the Victorian Railways Board two shall be employees of the Board nominated by the Victorian Trades Hall Council and two shall be regular train travellers (*Mr Crabb*)—put and agreed to.

Bill considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 19 MINISTRY OF TRANSPORT (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 20 MARINE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 21 HEALTH (PROPRIETARY MEDICINES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 22 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 23 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at twenty-four minutes past Three o'clock in the morning, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 53, 54 and 55

No. 53—Tuesday, 11 December 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—LEADED PETROL—Mr Roper presented a Petition from certain citizens praying that legislation be introduced to provide for the removal of lead additives from petrol.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Roper*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 3 PETITION—HOLMESGLEN CONSTRUCTIONS—Mr Cathie presented a Petition from certain citizens praying that Holmesglen Constructions be retained in the hands of the Government.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Cathie*)—put and agreed to.
The Petition was read by the Clerk.
Ordered to lie on the Table.
- 4 PETITION—CASINO—Mr Coleman presented a Petition from certain citizens of Victoria praying that no sanction be given to the establishment of a casino in Victoria.
Ordered to lie on the Table.
- 5 PUBLIC ACCOUNTS COMMITTEE—Mr Mackinnon, Chairman, brought up Treasury Minutes on the Reports from the Public Accounts Committee upon the Auditor-General's Reports for 1975-76, and Expenditure from the Advance to the Treasurer 1975-76.
Ordered to lie on the Table and to be printed.
- 6 STATUTE LAW REVISION COMMITTEE—Mr Smith (*South Barwon*), Chairman, brought up a Progress Report from the Statute Law Revision Committee upon the *Constitution Act 1975*—A Bill of Rights; together with Extracts from the Proceedings of the Committee and Minutes of Evidence.
Ordered to lie on the Table and the Report and Extracts from the Proceedings of the Committee to be printed.
- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Ombudsman—Report for the quarter ended 30 September 1979.
Victoria Grants Commission—Report for the year ended 31 August 1979.
Severally ordered to be printed.

- 8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 62)—ASSENT TO BILLS—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Transport Works and Services Bill.
Melbourne and Metropolitan Tramways (Borrowing Powers) Bill.
County Court (Jurisdiction) Bill.
State Forests Works and Services Bill.
Young Men's Christian Association of Ballarat (Guarantee) Bill.
Water Supply Works and Services Bill.
Trustee Companies (Trustee Executors) Bill.
Commercial Goods Vehicles (Aviation Fuel) Bill.
Victorian Development Corporation (Powers) Bill.

- 9 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Wilkes rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The failure of the Premier and Treasurer to obtain adequate funding from the Commonwealth at the recent Premiers' Conference and Loan Council".

Mr Speaker having ascertained that twelve Members approved of the proposed discussion—

Motion made and question—That the House do now adjourn (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 29

Mr Cain	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilkes
Dr Coghill	Mr King	Mr Simpson	Mr Wilton
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	
Mr Fogarty	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Fordham	Mr Roper	Mr Trezise	Mr Ernst
Mr Ginifer	Mr Rowe	Dr Vaughan	Mr Remington

NOES, 43

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McGrath	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr McKellar	Mr Templeton
Mr Brown	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hayes	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Jasper	Mrs Patrick	Mr Whiting
Mr Coleman	Mr Jona	Mr Reynolds	Mr Williams
Mr Collins	Mr Kennett	Mr Richardson	Mr Wood
Mr Crellin	Mr Lacy	Mr Ross-Edwards	
Mr Dixon	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Dunstan	Mr McArthur	Mr Smith	Mr Cox
Mr Ebery	Mr McCance	(<i>South Barwon</i>)	Mr Tanner

And so it passed in the negative.

- 10 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 63, 64)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Estate Agents Bill.
Superannuation (Amendment) Bill.

- 11 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put, after debate, and agreed to.

- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "An Act to amend the 'Local Government Act 1958', the 'Dandenong Valley Authority Act 1963', the 'Drainage of Land Act 1975', and for other purposes".

- 13 LOCAL GOVERNMENT (LAND LIABLE TO FLOODING) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 14 VICTORIAN GOVERNMENT TRAVEL AUTHORITY (RECONSTITUTION) BILL—The Order of the Day for the consideration of the amendments of the Legislative Council was read.
The said amendments were read a second time and, after debate, agreed to by the House.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.
- 15 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 16 PRESBYTERIAN SCHOOLS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 17 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Racing (Financial Provisions) Bill without amendment.
- 20 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to authorize the Granting to the Corporation of the Shire of Omeo of an Exploration Licence and a Gold Mining Lease under the 'Mines Act 1958' in respect of certain Crown Lands reserved for Public Purposes, to authorize the said Corporation to enter into Agreements in respect of any such Licence or Lease and for other purposes*".
- 21 SHIRE OF OMEO (TOURIST GOLD MINE) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 22 CANNED FRUITS MARKETING BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 23 **WHEAT MARKETING BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put, after debate, and agreed to.
Debate resumed on question—That this Bill be now read a second time; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 **GRAIN HANDLING IMPROVEMENT AUTHORITIES BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time, after debate.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 **YOUNG FARMERS' FINANCE COUNCIL BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
And the House having continued to sit till after Twelve of the clock—
WEDNESDAY, 12 DECEMBER 1979
Bill read a second time and committed; considered in Committee and reported with amendments and an amended title, which title is as follows:
"A Bill to establish a Young Farmers' Finance Council and to amend the 'Rural Finance Act 1958'".
Bill, as amended, considered and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 26 **TOWN AND COUNTRY PLANNING (GENERAL AMENDMENT) BILL**—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 27 **TOWN AND COUNTRY PLANNING (GENERAL AMENDMENT) BILL—CLERK'S CORRECTION**—Mr Speaker announced that he had received a report from the Clerk notifying that he has made the following correction in this Bill:
In clause 21, page 22, line 43, the expression "nad" has been omitted and the word "and" has been inserted.
- 28 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 11, be postponed until later this day.
- 29 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—Agreeing to the following Bills without amendment:
Public Works and Services Bill
Egg Industry Stabilization (Amendment) Bill
- 30 **BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made and question—That it be an instruction to the Committee that they have power to consider an amendment to amend Section 19 (1) (l) of the Principal Act so that any interruption to the service of a worker in the building industry (other than those interruptions or absences of a kind mentioned in other parts of sub-section (1)) between periods of employment in the building industry that does not exceed nine months, be extended to twenty-four months and which would be deemed to be continuous service for the purposes of the Act (*Mr Simmonds*)—put.

The House divided.

AYES, 37

Mr Cain	Mr Ginifer	Mr Remington	Mr Trezise
Mr Cathie	Mr Hann	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Ross-Edwards	Mr Walsh
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Whiting
Mr Edmunds	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Ernst	Mr King	Mr Simpson	Mr Wilton
Mr Evans	Mr Kirkwood	Mr Spyker	
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	<i>Tellers</i>
Mr Fogarty	Mr McInnes	Mrs Toner	Mr Miller
Mr Fordham	Mr Mathews	Mr Trewin	Mr Rowe

NOES, 37

Mr Austin	Mr Ebery	Mr McKellar	Mr Tanner
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Templeton
Mr Birrell	(<i>Ballarat North</i>)	Mr Maclellan	Mr Thompson
Mr Brown	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Jona	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dixon	Mr McClance	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mr Kennett

And the numbers being equal, Mr Speaker said "In order to give the House opportunity for further consideration, I cast my vote with the 'Ayes'."

And so it was resolved in the affirmative.

Bill considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 31 LIQUOR CONTROL (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 32 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Urban Land Authority Bill without amendment.

- 33 MOTOR ACCIDENTS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 34 PROBATE DUTY BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to—(a) exempt all estates valued at less than \$150 000; and (b) completely exempt from probate duty estates which are left to—(i) a defacto spouse; (ii) a wholly dependent brother or sister; (iii) a parent by a child; and (c) exempt from probate duty the net value of a farm, where the deceased person was a genuine full-time primary producer and the farm is left within the immediate family of such deceased person” (*Mr Jolly*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put. The House divided.

AYES, 44

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hann	Mr Maclellan	Mr Trewin
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Whiting
Mrs Chambers	Mr Jasper	Mr Ramsay	Mr Williams
Mr Coleman	Mr Jona	Mr Richardson	
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Cox	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dunstan	Mr McClure	Mr Smith	Mr Kennett
Mr Ebery	Mr McGrath	(<i>Warrnambool</i>)	Mr Weideman

NOES, 29

Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Walsh
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilkes
Dr Coghill	Mr Jolly	Mr Simpson	Mr Wilton
Mr Crabb	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Remington	Mr Trezise	Mr Miller
Mr Fordham	Mr Roper	Dr Vaughan	Mr Rowe

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 35 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Stamps (Amendment) Bill without amendment.
- 36 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 37 ADJOURNMENT—Resolved, after debate—That the House do now adjourn. And then the House, at six minutes past Four o'clock in the morning, adjourned until later this day.

No. 54—Wednesday, 12 December 1979

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—WOMEN'S REFUGE PROGRAMME—Mr Roper, Mr Templeton and Mr McArthur, respectively, presented Petitions from certain citizens praying that action be taken to ensure the continuing effectiveness of the Women's Refuge Programme.
Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Roper*)—put and agreed to.
The Petition was read by the Clerk.
Severally ordered to lie on the Table.
- 3 PETITION—PUBLIC TRANSPORT FARES AND SERVICES—Mr Spyker presented a Petition from certain citizens praying that action be taken to reduce fares for public transport and increase services.
Ordered to lie on the Table.
- 4 PETITION—HOMOSEXUALITY—Mr Ebery presented a Petition from certain citizens of Victoria praying that action be taken to prohibit homosexual advocacy in schools, to remove teachers advocating homosexual practices and remove all literature promoting homosexual activities from public and school libraries.
Ordered to lie on the Table.
- 5 PETITION—CHILD HEALTH SERVICES—Dr Coghill presented a Petition from certain citizens praying that the House take action to provide a child guidance and clinical service centre and speech therapists for children in the Melton area.
Ordered to lie on the Table.
- 6 PAPERS—Mr Speaker presented:
Finance 1978–79—Statement of Receipts and Payments of the Consolidated Fund and the Trust Fund for the year ended 30 June 1979, accompanied by the Report of the Auditor-General, and by the Documents specified in the Forty-seventh Section of the Audit Act.
Severally ordered to lie on the Table and to be printed.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Lands and Survey—Report of the Department of Crown Lands and Survey for the year 1978–79.
Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme, Amendment Nos. 69 (Part 2) and 111 (Part 1) (two papers).
- 7 RESIDENTIAL TENANCIES BILL—Mr Maclellan obtained leave, with Mr Ramsay, to bring in a Bill "*to simplify and modernize the Law relating to Residential Tenancies, to define the Rights and Duties of Landlords and Tenants of Residential Premises, to promote the quick and inexpensive Resolution of Disputes between Landlords and Tenants of Residential Premises, to provide for a Residential Tenancies Tribunal, to amend the 'Landlord and Tenant Act 1958' and the 'Ministry of Consumer Affairs Act 1973' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 8 STATE EMPLOYEES RETIREMENT BENEFITS BILL—Mr Thompson obtained leave, with Mr Ramsay, to bring in a Bill "*to constitute a State Employees Retirement Benefits Board, to make Provision for the Administration by the Board of a State Employees Retirement Benefits Fund and for other purposes*"; and the

said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

- 9 CENTRAL GIPPSLAND (BROWN COAL LAND COMPENSATION) BILL—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill “to make Provision with respect to the Compensation payable for certain Land in Central Gippsland. and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 10 SELECT COMMITTEE—COMMUNITY WELFARE SERVICES FILES—Motion made, by leave, and question—That a Select Committee be appointed to investigate and report upon the loss, discovery and use of Community Welfare Services files referred to by the Honorable Member for Greensborough in the House; such Committee to consist of Mr Cathie, Mr Coleman, Mr Cox, Mr Miller, Mr Richardson and Mr Whiting and that the Committee have power to send for persons, papers and records; to move from place to place; to meet during sittings of the House and to sit on days on which the House does not meet; four to be the quorum (*Mr Maclellan*)—put and agreed to.
- 11 PROBITY OF PUBLIC OFFICIALS—Motion made and question—That, in the opinion of this House, in view of the continuing evidence being given before the Royal Commission into certain Housing Commission land purchases concerning the activities of Mr A. Ashman, Co-ordinator of Land Development, including his alleged actions in July 1979 concerning the fabricating of a letter given in that evidence to the Commission, the Government take such action as may be necessary to ensure that the public is protected in any case where the probity of an office-holder is questioned (*Mr Cain*)—after debate, put.

The House divided.

AYES, 30

Mr Cain	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Cathie	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	
Mr Fogarty	Mr Miller	Mr Trezise	
Mr Fordham	Mr Roper	Dr Vaughan	<i>Tellers</i>
Mr Gavin	Mr Rowe	Mr Walsh	Dr Coghill
Mr Ginifer	Mr Sidiropoulos	Mr Wilkes	Mr Remington

NOES, 45

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Balfour	Mr Hann	Mr Maclellan	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Brown	Mr Jasper	Mr Richardson	Mr Wood
Mr Burgin	Mr Jona	Mr Ross-Edwards	
Mrs Chambers	Mr Kennett	Mr Skeggs	
Mr Coleman	Mr Lacy	Mr Smith	
Mr Collins	Mr Lieberman	(<i>South Barwon</i>)	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>Warrnambool</i>)	
Mr Dunstan	Mr McClure	Mr Tanner	
Mr Ebery	Mr McGrath	Mr Templeton	
Mr Evans	Mr McInnes	Mr Thompson	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin	Mr Cox
			Mr Reynolds

And so it passed in the negative.

- 12 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Motor Accidents (Amendment) Bill.
 Young Farmers' Finance Council Bill.
 Probate Duty Bill.
 Canned Fruits Marketing Bill.

- 13 LOCAL GOVERNMENT (LAND LIABLE TO FLOODING) BILL—Read a second time, after debate, and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with an amendment with which they desire the concurrence of the Legislative Council.

- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Marine (Amendment) Bill without amendment.

- 15 SHIRE OF OMEO (TOURIST GOLD MINE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).

Mr Speaker ruled Bill a Private Bill.

Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Balfour*)—put and agreed to.

Debate resumed on question—That this Bill be now read a second time; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 16 PRESBYTERIAN TRUSTS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

Mr Speaker ruled Bill a Private Bill.

Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Maclellan*)—put and agreed to.

Debate resumed on question—That this Bill be now read a second time; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 17 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Transport Regulation (Car Pools) Bill.

Railways (Board) Bill.

Ministry of Transport (Amendment) Bill.

- 18 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 11 inclusive, be postponed until later this day.

- 19 PARLIAMENTARY COMMITTEES (PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to (a) provide for an Expenditure Review Committee to be established whilst retaining the Public Accounts Committee in its present form; and (b) specifically provide for the appointment of sufficient specialist and other staff to service the Expenditure Review Committee” (*Mr Wilkes*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 43

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Balfour	Mr Hann	Mr Maclellan	Mr Trewin
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Brown	Mr Jasper	Mr Reynolds	Mr Williams
Mr Burgin	Mr Jona	Mr Richardson	Mr Wood
Mrs Chambers	Mr Kennett	Mr Ross-Edwards	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Crellin	Mr Lieberman	Mr Smith	
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	
Mr Dunstan	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Tanner	Mr Collins
(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton	Mr Cox

NOES, 30

Mr Cain	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Cathie	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	
Mr Fogarty	Mr Miller	Mr Trezise	
Mr Fordham	Mr Roper	Dr Vaughan	<i>Tellers</i>
Mr Gavin	Mr Rowe	Mr Walsh	Dr Coghill
Mr Ginifer	Mr Sidiropoulos	Mr Wilkes	Mr Remington

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 20 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Liquor Control (Amendment) Bill.

Health (Proprietary Medicines) Bill.

Motor Car (Fees) Bill.

Abattoir and Meat Inspection (Amendment) Bill.

- 21 MINISTERIAL STATEMENT—AIMS AND OBJECTIVES OF EDUCATION—Mr Lacy made a Ministerial Statement relating to the aims and objectives of education.

Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Lacy*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Templeton*)—put, after debate, and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 22 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Railway Construction and Property Board Bill.

Building Industry Long Service Leave (Amendment) Bill.

- 23 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the amendment made by the Assembly in the Local Government (Land Liable to Flooding) Bill.

- 24 SUPERANNUATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Debate resumed on question—That this Bill be now read a second time.
Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

- 25 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 65)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Superannuation (Amendment) Bill.

- 26 SUPERANNUATION (AMENDMENT) BILL—Considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 27 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Public Service (Amendment) Bill with amendments.

Ordered—That the said amendments be printed and taken into consideration tomorrow.

- 28 MASTER BUILDERS' ASSOCIATION OF VICTORIA (GUARANTEE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 29 MOTOR CAR (INSURANCE BY PENSIONERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith, after debate.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 30 TOWN AND COUNTRY PLANNING (AMENDMENT OF SCHEMES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 31 EDUCATIONAL GRANTS (CONTINUATION) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and re-drafted to provide for the establishment of a Needs Commission to examine and determine the needs of schools and students in Government and non-Government education and to recommend to the Government of Victoria on a continuous public basis the level of expenditure necessary to meet the requirements of Victoria's school children on the basis of needs and priorities, educational experimentation and regionalization" (*Mr Fordham*)—and, after debate—

And the House having continued to sit till after Twelve of the clock—

THURSDAY, 13 DECEMBER 1979

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 45

Mr Austin	Mr Hann	Mr Mackinnon	Mr Templeton
Mr Balfour	Mr Hayes	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Jasper	Mrs Patrick	Mr Trewin
Mr Burgin	Mr Jona	Mr Ramsay	Mr Weideman
Mrs Chambers	Mr Kennett	Mr Reynolds	Mr Whiting
Mr Coleman	Mr Lacy	Mr Richardson	Mr Williams
Mr Collins	Mr Lieberman	Mr Ross-Edwards	Mr Wood
Mr Crellin	Mr McArthur	Mr Skeggs	
Mr Dixon	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>South Barwon</i>)	
Mr Evans	Mr McGrath	Mr Smith	<i>Tellers</i>
(<i>Ballarat North</i>)	Mr McInnes	(<i>Warrnambool</i>)	Mr Brown
Mr Hamer	Mr McKellar	Mr Tanner	Mr Cox

NOES, 29

Mr Cain	Mr Ginifer	Mr Roper	Mr Walsh
Mr Cathie	Mr Hockley	Mr Rowe	Mr Wilkes
Dr Coghill	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Crabb	Mr King	Mr Simmonds	
Mr Edmunds	Mr Kirkwood	Mr Simpson	
Mr Fogarty	Mr Mathews	Mr Stirling	<i>Tellers</i>
Mr Fordham	Mr Miller	Mrs Toner	Mr Ernst
Mr Gavin	Mr Remington	Dr Vaughan	Mr Spyker

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 32 EDUCATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 33 VICTORIAN ARTS CENTRE BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 34 LABOUR AND INDUSTRY (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 35 PARLIAMENTARY COMMITTEES (PUBLIC BODIES REVIEW) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Ross-Edwards*)—put and agreed to.

Ordered—That the debate be adjourned until later this day.

- 36 STATE EMPLOYEES RETIREMENT BENEFITS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Ross-Edwards*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until tomorrow.

- 37 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 38 ADJOURNMENT—Resolved, after debate—That the House do now adjourn. And then the House, at six minutes past Three o'clock, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 55—Thursday, 13 December 1979

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—WOMEN'S REFUGE PROGRAMME—Mr Rowe presented a Petition from certain citizens praying that action be taken to ensure the continuing effectiveness of the women's refuge programme.
Ordered to lie on the Table.
- 3 LIBRARY COMMITTEE—Mr McInnes brought up a Report from the Library Committee; together with Appendices.
Ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:
Trade Unions—Report of the Government Statist for the years 1977 and 1978 (two papers).
- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 66)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the State Employees Retirement Benefit Bill.
- 6 APPOINTMENT OF FULL-TIME MINISTERS—Motion made and question—That this House views with concern the non-appointment of a full-time Minister for each important area of responsibility and requests the Premier to take steps to appoint a Minister with sole responsibility for housing in view of the current crisis in housing and the building and construction industry (*Mr Cathie*)—after debate, put.

The House divided.

AYES, 38

Mr Cain	Mr Gavin	Mr Miller	Mrs Toner
Mr Cathie	Mr Ginifer	Mr Remington	Mr Trewin
Dr Coghill	Mr Hann	Mr Roper	Mr Trezise
Mr Crabb	Mr Jasper	Mr Ross-Edwards	Mr Walsh
Mr Edmunds	Mr Jolly	Mr Rowe	Mr Whiting
Mr Ernst	Mr King	Mr Sidiropoulos	Mr Wilkes
Mr Evans	Mr Kirkwood	Mr Simmonds	Mr Wilton
(<i>Gippsland East</i>)	Mr McGrath	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr McInnes	Mr Spyker	Mr Hockley
Mr Fordham	Mr Mathews	Mr Stirling	Dr Vaughan

NOES, 37

Mr Austin	Mr Ebery	Mr McKellar	Mr Tanner
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Templeton
Mr Birrell	(Ballarat North)	Mr Maclellan	Mr Thompson
Mr Brown	Mr Hamer	Mr Ramsay	Mr Williams
Mr Burgin	Mr Hayes	Mr Reynolds	Mr Wood
Mrs Chambers	Mr Jona	Mr Richardson	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(South Barwon)	<i>Tellers</i>
Mr Dixon	Mr McArthur	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(Warrnambool)	Mr McCance

And so it was resolved in the affirmative.

- 7 HEALTH (REPORTING TO PARLIAMENT) BILL—Mr Roper obtained leave, with Mr Fordham, to bring in a Bill “to amend certain Acts administered by the Minister of Health to require Bodies established under those Acts to submit Reports and Financial Statements to the Minister of Health, to require the Minister of Health to lay such Reports and Statements before both Houses of Parliament and for purposes connected therewith”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 PAPER—Mr Speaker presented—
Auditor-General—Supplementary Report for year 1978–79.
Ordered, after debate, to lie on the Table and to be printed.
- 9 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Forests Commission—Report for the year 1978–79.
State Rivers and Water Supply Commission—Report for the year 1978–79 (Vol. 1 and Vol. 2).
Severally ordered to be printed.
- 10 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Motor Car (Insurance by Pensioners) Bill.
Town and Country Planning (Amendment of Schemes) Bill.
Victorian Arts Centre Bill.
Labour and Industry (Amendment) Bill.
Industrial Relations Bill.
- 11 APPOINTMENT OF FULL-TIME MINISTERS—Motion made, by leave, and question —That the resolution concerning the appointment of full-time Ministers agreed to this day be read and rescinded (*Mr Hamer*)—put and agreed to.
Motion made, by leave, and question—That Standing Orders be suspended so far as to permit the motion moved by the Member for Carrum to be put again forthwith (*Mr Hamer*)—put and agreed to.
Question—That this House views with concern the non-appointment of a full-time Minister for each important area of responsibility and requests the Premier to take steps to appoint a Minister with the sole responsibility for housing in view of the current crisis in housing and the building and construction industry —put.
The House divided.

AYES, 38

Mr Cain	Mr Gavin	Mr Miller	Mrs Toner
Mr Cathie	Mr Giniifer	Mr Remington	Mr Trewin
Dr Coghill	Mr Hann	Mr Roper	Mr Trezise
Mr Crabb	Mr Jasper	Mr Ross-Edwards	Mr Walsh
Mr Edmunds	Mr Jolly	Mr Rowe	Mr Whiting
Mr Ernst	Mr King	Mr Sidiropoulos	Mr Wilkes
Mr Evans	Mr Kirkwood	Mr Simmonds	Mr Wilton
(Gippsland East)	Mr McGrath	Mr Simpson	Tellers
Mr Fogarty	Mr McInnes	Mr Spyker	Mr Hockley
Mr Fordham	Mr Mathews	Mr Stirling	Dr Vaughan

NOES, 38

Mr Austin	Mr Ebery	Mr McKellar	Mr Tanner
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Templeton
Mr Birrell	(Ballarat North)	Mr Maclellan	Mr Thompson
Mr Brown	Mr Hamer	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Hayes	Mr Reynolds	Mr Williams
Mrs Chambers	Mr Jona	Mr Richardson	Mr Wood
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	Tellers
Mr Crellin	Mr Lieberman	(South Barwon)	Mr Cox
Mr Dixon	Mr McArthur	Mr Smith	Mr McCance
Mr Dunstan	Mr McClure	(Warrnambool)	

And the numbers being equal, Mr Speaker said: "I am of the opinion that the matter is not one which should be decided except by a majority of this House. On these grounds, and in accordance with precedent, I therefore cast my vote with the 'Noes'".

And so it passed in the negative.

- 12 CENTRAL GIPPSLAND (BROWN COAL LAND COMPENSATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).

Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 13 PLANNING APPEALS BOARD BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).

Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 14 RESIDENTIAL TENANCIES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

- 15 PUBLIC SERVICE (AMENDMENT) BILL—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill was read.

And the said amendments were read a second time, after debate, and agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

- 16 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5 be postponed until later this day.

- 17 TRANSFER OF LAND (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 18 **CRIMES (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 19 **SECOND-HAND DEALERS (CLOSING HOURS) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 20 **WRONGS (ASSESSMENT OF DAMAGES) BILL—SECOND READING—RESUMPTION OF DEBATE**—Ordered—That the consideration of this Order of the Day be postponed until later this day.
- 21 **MAGISTRATES' COURTS (CIVIL JURISDICTION) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 22 **STATUTE LAW REVISION COMMITTEE**—Mr Smith (*South Barwon*), Chairman, brought up a Report from the Statute Law Revision Committee upon the Imperial Acts Application Bill, the Imperial Law Re-enactment Bill and the Constitutional Powers (Request) Bill; together with Minutes of Evidence.
- Ordered to lie on the Table and the Report to be printed.
- 23 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 67, 68)**—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 Planning Appeals Board Bill.
 Residential Tenancies Bill.
- 24 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—Agreeing to the following Bills without amendment:
 Master Builders' Association of Victoria (Guarantee) Bill.
 Wheat Marketing Bill.
- 25 **WRONGS (ASSESSMENT OF DAMAGES) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
- Motion made, by leave, and question—That the debate be now adjourned (*Mr McClellan*)—put and agreed to.
- Ordered—That the debate be adjourned until later this day.
- 26 **TRUSTEE COMPANIES (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 27 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Poisons Act 1962—Proclamation amending Schedules One, Two, Three, Four, Five, Six, Seven and Eight.
- 28 MESSAGE FROM THE LEGISLATIVE COUNCIL—Returning the Grain Handling Improvement Authorities Bill and suggesting amendments.
On the motion of Mr Smith (*Warrnambool*) and, after debate—Suggested amendments made.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.
- 29 FISHERIES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 30 VICTORIAN FISHING INDUSTRY COUNCIL BILL—Order for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.
Committee reported progress; to sit again later this day.
- 31 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Education (Amendment) Bill.
Town and Country Planning (General Amendment) Bill.
- 32 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Housing Commission—Report for the year 1978–79—Ordered to be printed.
- 33 VERMIN AND NOXIOUS WEEDS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 34 LATROBE VALLEY (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 35 LOCAL AUTHORITIES SUPERANNUATION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

36 MESSAGES FROM THE LEGISLATIVE COUNCIL—

Agreeing to the Education Grants (Continuation) Bill without amendment.

Agreeing to the Grain Handling Improvement Authorities Bill (including the amendments made by the Assembly which were suggested by the Council) without amendment.

37 MELBOURNE COLLEGE OF DIVINITY BILL—Read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

38 PARLIAMENTARY COMMITTEES (PUBLIC BODIES REVIEW) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again later this day.

39 VICTORIAN FISHING INDUSTRY COUNCIL BILL—Further considered in Committee.

Committee reported progress; to sit again later this day.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Further considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with an amendment with which they desire the concurrence of the Legislative Council.

40 WRONGS (ASSESSMENT OF DAMAGES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to.

Motion made and question—That this Bill be now read the third time (*Mr Thompson*)—after debate, put.

The House divided.

AYES, 44

Mr Austin	Mr Evans	Mr Mackinnon	Mr Templeton
Mr Balfour	(<i>Gippsland East</i>)	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hamer	Mrs Patrick	Mr Trewin
Mr Brown	Mr Hann	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jasper	Mr Reynolds	Mr Whiting
Mrs Chambers	Mr Jona	Mr Richardson	Mr Williams
Mr Coleman	Mr Kennett	Mr Ross-Edwards	Mr Wood
Mr Collins	Mr Lacy	Mr Skeggs	
Mr Crellin	Mr Lieberman	Mr Smith	
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	
Mr Ebery	Mr McClure	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McInnes	(<i>Warrnambool</i>)	Mr Cox
(<i>Ballarat North</i>)	Mr McKellar	Mr Tanner	Mr McCance

NOES, 30

Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	
Mr Ernst	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Spyker
Mr Fordham	Mr Miller	Mrs Toner	Mr Walsh

And so it was resolved in the affirmative—Bill read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with an amendment with which they desire the concurrence of the Legislative Council.

- 41 STATE EMPLOYEES RETIREMENT BENEFITS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 42 PARLIAMENTARY COMMITTEES (PUBLIC BODIES REVIEW) BILL—Further considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

And the House having continued to sit till after Twelve of the clock—

FRIDAY, 14 DECEMBER 1979

- 43 PRESBYTERIAN SCHOOLS BILL—Order read for resuming debate on question—That this Bill be now read a second time.

Mr Speaker ruled the Bill a Private Bill.

Leave having been refused for the suspension of certain Private Bill Standing Orders—

Ordered—That the consideration of this Order of the Day be postponed until tomorrow.

- 44 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker which time of meeting shall be notified to each Member of the House by telegram or letter (*Mr Hamer*)—put, after debate, and agreed to.

- 45 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

- 46 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at six minutes past One o'clock in the morning, adjourned until a day and hour to be fixed by Mr Speaker and notified to each Member of the House by telegram or letter, as determined by resolution of the House at this sitting.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No. 56, 57 and 58

No.—56 Tuesday, 11 March 1980

1 The House met pursuant to the terms of the resolution of the 14 December last, Mr Speaker having fixed this day at half-past Three o'clock as the time of meeting.—Mr Speaker took the Chair and read the Prayer.

2 DEATHS OF THE HONORABLE THOMAS ANTHONY DARCY AND RUSSELL STANLEY LESLIE McDONALD, ESQUIRE—Motion made and question—

(1) That this House expresses its sincere sorrow at the death of the Honorable Thomas Anthony Darcy, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Polwarth from 1958 to 1970, and Minister of Water Supply and Minister of Mines from 1964 to 1967.

(2) That this House expresses its sincere sorrow at the death of Russell Stanley Leslie McDonald, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Rodney from 1964 to 1973—

(*Mr Hamer*)—put, after Honorable Members had addressed the House in support of the motion and, Honorable Members rising in their places to signify their assent, agreed to unanimously.

3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 69)—VACANCY IN THE SENATE—Mr Speaker announced the presentation of a Message from His Excellency the Governor, and the same was read:

HENRY WINNEKE
Governor of Victoria

The Governor transmits to the Legislative Assembly a copy of a despatch which has been received from the Honourable the President of the Senate notifying that a vacancy has happened in the representation of the State of Victoria in the Senate of the Commonwealth of Australia.

Governor's Office,
Melbourne, 3002
5 February 1980

President of the Senate,
Parliament House,
Canberra.
28 January 1980

Your Excellency,

Pursuant to the provisions of section 21 of the Commonwealth of Australia Constitution, I have to notify Your Excellency that a vacancy has happened in the representation of the State of Victoria in the Senate, through the resignation of Senator the Honourable James Joseph Webster, which occurred on 28 January 1980.

Yours faithfully,

CONDOR L. LAUCKE
President of the Senate

His Excellency the Governor of
the State of Victoria,
Government House,
Melbourne, Victoria 3000

Ordered to be taken into consideration forthwith.

Motion made and question—That this House meets the Legislative Council for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable James Joseph Webster, and proposes that the place and time of such meeting be the Legislative Assembly Chamber this day at a quarter past Six o'clock (*Mr Hamer*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them of the said resolution and seeking their concurrence therein.

- 4 PETITION—GAMBLING FACILITIES—Mr Weideman presented a Petition from certain members and adherents of the Christian and Missionary Alliance Church, Frankston, praying that the House will consider the harmful effects of extending gambling facilities to include casinos.

Ordered to lie on the Table.

- 5 PETITIONS—ABORTION—Mr Burgin and Mr Hayes, respectively, presented Petitions from certain citizens praying that action be taken to stop all abortions in Victoria and restore respect for the sanctity of life in our community.

Severally ordered to lie on the Table.

- 6 PETITION—WILLIAMSTOWN MARINA—Mr Stirling presented a Petition from certain citizens praying that action be taken to prevent the establishment of a boating marina at Williamstown.

Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Mr Stirling*)—put and agreed to.

The Petition was read by the Clerk.

Ordered to lie on the Table.

- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Building Industry Long Service Leave Board—Report for the year 1978–79.
Deakin University—Report and statement of accounts of the Council for the year 1978; together with Statutes approved by the Governor in Council during the year 1978.

Decentralized Industry Housing Authority—Report for the year 1978–79.
Education Act 1958—Resumption of land at Noble Park—Certificates of the Minister of Education.

- Education—Report of the Council of Public Education for the year 1978–79.—
Ordered to be printed.
- Explosives Act 1960—Report of the Chief Inspector of Explosives for the
year 1978.
- Geelong Waterworks and Sewerage Trust—Statement of Accounts for the
year 1978–79.
- Greyhound Racing Control Board—Report for the year ended 31 July 1979.
- Hospitals Superannuation Act 1965—First Actuarial Investigation of Hospital
Pension Fund as at 30 June 1978.
- Housing Commission land purchases—Order in Council authorizing maximum
expenditure of the Royal Commission of Inquiry into certain land
purchases by the Housing Commission and other matters.
- Inflammable Liquids Act 1966—Report of the Chief Inspector of Inflammable
Liquids for the year 1978.
- Library Council National Museum and Science Museum Building Trustees—
Report for the year 1977–78.
- Melbourne and Metropolitan Board of Works—Statements of accounts,
together with particulars of rates made, for the year 1978–79.
- Melbourne University—Report of the Council for the year 1978; together
with Statutes approved by His Excellency the Governor during 1978.
- Melbourne Wholesale Fruit and Vegetable Market Trust—Report for the
year 1978–79.
- Monash University—Report of the Council for the year 1978; together with
Statutes approved by the Governor in Council during 1978.
- National Museum of Victoria Council—Report for the year 1978–79.
- National Parks Service—Report for the year 1978–79.—Ordered to be
printed.
- Parole Board (Adult)—Report for the year 1976–77.—Ordered to be printed.
- Police Regulation Act 1958—Determinations Nos. 310 and 311 of the Police
Service Board (two papers).
- River Improvement Act 1958—Notice of intention to convert the Hedley
Drainage Area into a River Improvement District which is to be included
in the Shire of Alberton River Improvement District.
- State College of Victoria—Report and statement of accounts for the year
1978.
- Statutory Rules—
Regulations Governing the Expenditure of Commissions and Boards of
Inquiry (Amendment) 1979—No. 437/1979.
- Under the following Acts:
- Abattoir and Meat Inspection Act 1973—No. 3/1980.
- Broiler Chicken Industry Act 1978—No. 444/1979.
- Country Fire Authority Act 1958—Nos. 457/1979; 4, 5, 22, 30, 31/1980.
- Dandenong Valley Authority Act 1963—Nos. 2, 20/1980.
- Environment Protection Act 1970—No. 464/1979.
- Fertilizers Act 1974—No. 23/1980.
- Films Act 1971—No. 456/1979.
- Firearms Act 1958—No. 35/1980.
- Fisheries Act 1968—Nos. 33, 34/1980.
- Forests Act 1958—No. 455/1979.
- Health Act 1958—Nos. 439/1979; 15/1980.
- Industrial Training Act 1975—Nos. 431, 432, 442, 443, 454/1979.
- Labour and Industry Act 1958—No. 37/1980.
- Legal Profession Practice Act 1958—No. 29/1980.
- Legal Profession Practice Act 1958—Supreme Court Act 1958—No.
451/1979.
- Liquefied Gases Act 1968—No. 8/1980.
- Liquefied Petroleum Gas Act 1958—No. 7/1980.

- Liquor Control Act 1968—Nos. 446/1979; 6, 11/1980.
 Local Government Act 1958—No. 429/1979.
 Lotteries Gaming and Betting Act 1966—No. 13/1980.
 Magistrates (Summary Proceedings) Act 1975—Nos. 450, 462/1979.
 Marine Act 1958—Nos. 445/1979; 1/1980.
 Milk and Dairy Supervision Act 1958—No. 14/1980.
 Mines Act 1958—No. 441/1979.
 Motor Boating Act 1961—Nos. 433/1979; 19/1980.
 Motor Car Act 1958—Nos. 468/1979; 18/1980.
 National Parks Act 1975—Nos. 436, 438/1979.
 Nurses Act 1958—No. 461/1979.
 Pay-roll Tax Act 1971—No. 466/1979.
 Pharmacists Act 1974—No. 440/1979.
 Police Regulation Act 1958—Nos. 419/1979; 24/1980.
 Portland Harbor Trust Act 1958—Nos. 430, 469/1979.
 Port of Melbourne Authority Act 1958—No. 32/1980.
 Post-Secondary Education Act 1978—No. 27/1980.
 Public Records Act 1973—No. 449/1979.
 Public Service Act 1974—Nos. 458 to 460/1979; 28/1980; PSD Nos. 87, 89 to 92, 94 to 110, 112 to 116/1979; 1 to 16/1980.
 Racing Act 1958—Nos. 463/1979; 36/1980.
 Road Traffic Act 1958—No. 453/1979.
 Second-hand Dealers Act 1958—Nos. 448/1979; 9, 12, 26/1980.
 Stamps Act 1958—No. 465/1979.
 State Electricity Commission Act 1958—Nos. 447/1979; 16/1980.
 Transport Regulation Act 1958—Commercial Goods Vehicles Act 1958—No. 467/1979.
 Victorian Brown Coal Council Act 1978—No. 10/1980.
 Water Act 1958—No. 21/1980.
 Wine Grape Processing Industry Act 1978—No. 25/1980.
 Workers Compensation Act 1958—No. 435/1979.
- Teacher Housing Authority—Report for the year 1978-79.—Ordered to be printed.
- Teachers Tribunal—Report for the year 1977-78.—Ordered to be printed.
- Teaching Service Act 1958—
- Primary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (No. 504).
 - Professional (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 503, 508).
 - Secondary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 502, 505).
 - Teaching Service (Teachers Tribunal) Regulations—Regulations amended (Nos. 497, 498, 499, 501, 507).
 - Technical Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 500, 506).
- Town and Country Planning Act 1961:
- Bacchus Marsh—Shire of Bacchus Marsh Planning Scheme, Amendment No. 15.
 - Benalla—Shire of Benalla Planning Scheme, Amendment Nos. 9/1977 and 10 (two papers).
 - Bulla—Shire of Bulla Planning Scheme 1959, Amendment Nos. 72 to 75 (1978), (four papers).
 - Cranbourne Planning Scheme 1960, Amendment No. 31.
 - Croydon—City of Croydon Planning Scheme 1961, Amendment Nos. 80 to 82 and 85, (four papers).
 - Echuca—City of Echuca Planning Scheme, Amendment Nos. 31 (1977) and 44 (1979), (two papers).

- Flinders—Shire of Flinders Planning Scheme 1962, Amendment No. 120 (1979).
- Frankston—City of Frankston Planning Scheme, Amendment Nos. 11 (1977); 16 and 20 (Part 1) (1978), (three papers).
- Horsham—City of Horsham Planning Scheme, Amendment Nos. 44 and 46 (1978) (two papers).
- Kilmore—Shire of Kilmore Planning Scheme 1973, Amendment Nos. 36, 37 and 40 (1979) (three papers).
- Knox—City of Knox Planning Scheme 1965, Amendment Nos. 201 (1978); 205, 206 and 206A (1979), (four papers).
- Korumburra—Shire of Korumburra Planning Scheme, Amendment Nos. 13 (Part 1) and 14 (1979), (two papers).
- Lakes Entrance—Shire of Tambo (Lakes Entrance) Planning Scheme, Amendment Nos. 19, 22 and 25 (three papers).
- Lake Tyers to Cape Howe Coastal Planning Scheme, Amendment No. 4.
- Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment Nos. 85, 89 (1977); 102, 107 and 108 (1978), (five papers).
- Maffra—Shire of Maffra (Heyfield Township) Planning Scheme, Amendment No. 8 (1978).
- Melbourne Metropolitan Planning Scheme, Amendment Nos. 60 (Part 1), 87 (Part 3), 90 (Parts 1C, 2A, 5), 110 (Parts 1A, 3), 116 (Part 1), 134 and 136, (ten papers).
- Mildura—City of Mildura Planning Scheme, Amendment No. 29 (1979).
- Mornington—Shire of Mornington Planning Scheme 1959, Amendment No. 100 (1974).
- Myrtleford (Township) Planning Scheme 1966, Amendment No. 6.
- Newham and Woodend—Shire of Newham and Woodend Planning Scheme, Amendment Nos. 1 and 2 (1978), (two papers).
- Rochester—Shire of Rochester (Rochester Township) Planning Scheme, Amendment No. 10 (1979).
- Seymour Planning Scheme, Amendment No. 48.
- Shepparton—City of Shepparton Planning Scheme 1953, Amendment No. 46 (1979).
- Traralgon—City of Traralgon Planning Scheme 1957, Amendment Nos. 15 and 18 (1979), (two papers).
- Warragul Planning Scheme 1954, Amendment Nos. 31 (1977) and 35 (1979), (two papers).
- Werribee—Shire of Werribee Planning Scheme 1963, Amendment No. 67 (1979).

8 ENVIRONMENT PROTECTION AUTHORITY—BREACHES OF LICENCE CONDITIONS—
Motion made, by leave, and question—That there be presented to this House a return showing in respect of each premises at which breaches of Environment Protection Authority licence conditions were detected—(a) in 1978; and (b) between 1 January to 30 June 1979, in the shires of Werribee, Melton and the cities of Altona and Sunshine:

- 1 The name of the licence holder and the address of the premises.
- 2 The date or dates on which breaches were detected.
- 3 The licence condition or conditions breached.
- 4 The extent to which licence conditions were breached on each occasion.
- 5 Whether a prosecution was initiated in respect of each breach detected; if not, why.
- 6 What other steps have been taken to prevent further breaches—

(*Mr Borthwick*)—put and agreed to.

- 9 PAPER—Mr Borthwick presented:
 Environment Protection Authority—Breaches of Licence Conditions—Return to the foregoing Order.
 Ordered to lie on the Table.
- 10 LOCAL GOVERNMENT—FINAL REPORT OF BOARD OF REVIEW—Motion made, by leave, and question—That there be presented to this House a copy of the Final Report of the Board of Review of the Role, Structure and Administration of Local Government (*Mr Balfour*)—put and agreed to.
- 11 PAPER—Mr Balfour presented:
 Local Government—Final Report of Board of Review—Return to the foregoing Order.
 Ordered to lie on the Table and to be printed.
- 12 INTER-GOVERNMENT RELATIONS ADVISORY COUNCIL—Motion made, by leave, and question—That there be presented to this House a copy of the Third Annual Report of the Advisory Council for Inter-Government Relations (*Mr Maclellan*)—put and agreed to.
- 13 PAPER—Mr Maclellan presented:
 Inter-Government Relations Advisory Council—Third Annual Report—Return to the foregoing Order.
 Ordered to lie on the Table.
- 14 ETHNIC LANGUAGE SCHOOLS—Motion made, by leave, and question—That there be presented to this House a return showing:
- 1 What status Ethnic Language schools have within the Education Department.
 - 2 Whether the Education Department checks the qualifications of teachers at Ethnic Language schools.
 - 3 How many schools in Victoria, indicating which, provide teaching in—(a) Greek; (b) Italian; (c) Yugoslav language; (d) Maltese; (e) Turkish; (f) Arabic; (g) Spanish; (h) Vietnamese; (i) Timorese; (j) German; (k) French; (l) Cambodian; and (m) any other language, indicating which languages.
 - 4 What moves are being made by the Education Department to absorb the functions of the private Ethnic Language schools into the State schools system.
 - 5 Which schools in the electoral district of Richmond provide—(a) multi-lingual facilities; (b) trained staff to deal with bi-lingual library material; (c) gymnasium complex; (d) music facilities; (e) music teachers; (f) art/craft facilities; and (g) art/craft teachers—
- (*Mr Lacy*)—put and agreed to.
- 15 PAPER—Mr Lacy presented:
 Ethnic Language Schools—Return to the foregoing Order.
 Ordered, after debate, to lie on the Table.
- 16 MESSAGES FROM THE LEGISLATIVE COUNCIL—
 Agreeing to the following Bills without amendment:
 State Employees Retirement Benefits Bill.
 Superannuation (Amendment) Bill.
 Parliamentary Committees (Public Accounts and Expenditure Review Committee) Bill.
 Agreeing to the amendments made by the Assembly in the Wrongs (Assessment of Damages) Bill.
 Agreeing to the amendment made by the Assembly in the Victorian Fishing Industry Council Bill.

- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honorable James Joseph Webster, as proposed by the Assembly.
- 18 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 70)—ASSENT TO BILLS—
Informing the Assembly that he had, on 18 December last, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Town and Country Planning (Planning Schemes) Bill.
 - Victorian Government Travel Authority (Reconstitution) Bill.
 - Stamps (Amendment) Bill.
 - Motor Car (Fees) Bill.
 - Racing (Financial Provisions) Bill.
 - Urban Land Authority Bill.
 - Public Works and Services Bill.
 - Second-hand Dealers (Closing Hours) Bill.
 - Crimes (Amendment) Bill.
 - Transfer of Land (Amendment) Bill.
 - Melbourne College of Divinity Bill.
 - Transport Regulation (Car Pools) Bill.
 - Fisheries (Amendment) Bill.
 - Egg Stabilization (Amendment) Bill.
 - Local Authorities Superannuation Bill.
 - Latrobe Valley (Amendment) Bill.
 - Liquor Control (Amendment) Bill.
 - Motor Accidents (Amendment) Bill.
 - Young Farmers' Finance Council Bill.
 - Probate Duty Bill.
 - Railways (Board) Bill.
 - Ministry of Transport (Amendment) Bill.
 - Abattoir and Meat Inspection (Amendment) Bill.
 - Public Service (Amendment) Bill.
 - Trustee Companies (Amendment) Bill.
 - Vermin and Noxious Weeds (Amendment) Bill.
- 19 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 71)—ASSENT TO BILLS—
Informing the Assembly that he had, on 20 December last, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Canned Fruits Marketing Bill.
 - Marine (Amendment) Bill.
 - Shire of Omeo (Tourist Gold Mine) Bill.
 - Presbyterian Trusts Bill.
 - Railway Construction and Property Board Bill.
 - Motor Car (Insurance by Pensioners) Bill.
 - Town and Country Planning (Amendment of Schemes) Bill.
 - Labour and Industry (Amendment) Bill.
 - Magistrates' Courts (Civil Jurisdiction) Bill.
 - Master Builders' Association of Victoria (Guarantee) Bill.
 - Education (Amendment) Bill.
 - Educational Grants (Continuation) Bill.
 - Wrongs (Assessment of Damages) Bill.
 - Victorian Arts Centre Bill.
 - Building Industry Long Service Leave (Amendment) Bill.
 - Local Government (Land Liable to Flooding) Bill.
 - Parliamentary Committees (Public Accounts and Expenditure Review Committee) Bill.
 - Superannuation (Amendment) Bill.

Health (Proprietary Medicines) Bill.
 Victorian Fishing Industry Council Bill.
 Grain Handling Improvement Authorities Bill.
 Wheat Marketing Bill.
 State Employees Retirement Benefits Bill.
 Town and Country Planning (General Amendment) Bill.
 Industrial Relations Bill.

- 20 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Wilkes rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The failure of the Government to take adequate steps to prevent the current confrontation arising from public disquiet with Workers' Compensation entitlements."

Mr Speaker having ascertained that twelve Members approved of the proposed discussion—

Motion made and question—That the House do now adjourn (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginfier	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr King
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Spyker

NOES, 48

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Borthwick	(<i>Gippsland East</i>)	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hann	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Hayes	Mr Reynolds	Mr Williams
Mr Coleman	Mr Jasper	Mr Richardson	Mr Wood
Mr Collins	Mr Jona	Mr Ross-Edwards	
Mr Cox	Mr Lacy	Mr Skeggs	
Mr Crellin	Mr Lieberman	Mr Smith	
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dunstan	Mr McClure	Mr Smith	Mr Kennett
Mr Ebery	Mr McGrath	(<i>Warrnambool</i>)	Mr McCance

And so it passed in the negative.

- 21 VACANCY IN THE SENATE—Mr Speaker reported that the House had, that day, met the Legislative Council in the Legislative Assembly Chamber for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable James Joseph Webster and that Laurence William Neal, Esquire, has been duly chosen to hold such place.
- 22 SUBORDINATE LEGISLATION COMMITTEE—Motion made, by leave, and question—That Mrs Chambers be discharged from attendance on the Subordinate Legislation Committee and Mrs Patrick be appointed in her stead (*Mr Maclellan*)—put and agreed to.
- 23 CONSTITUTIONAL POWERS (COASTAL WATERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Debate resumed on question—That this Bill be now read a second time.

Question—put.

The House divided.

AYES, 48

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Ballarat North</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Borthwick	(<i>Gippsland East</i>)	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Hann	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Hayes	Mr Reynolds	Mr Williams
Mr Coleman	Mr Jasper	Mr Richardson	Mr Wood
Mr Collins	Mr Jona	Mr Ross-Edwards	
Mr Cox	Mr Lacy	Mr Skeggs	
Mr Crellin	Mr Lieberman	Mr Smith	
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dunstan	Mr McClure	Mr Smith	Mr Kennett
Mr Ebery	Mr McGrath	(<i>Warrnambool</i>)	Mr McCance

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr King
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Spyker

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

On the motion of Mr Maclellan an amendment was made in the Bill.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with an amendment with which they desire the concurrence of the Legislative Council.

24 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

25 ADJOURNMENT—Resolved, after debate, That the House do now adjourn.

And then the House, at twenty-seven minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No.—57 Wednesday, 12 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—EUROA BY-PASS—Mr Trewin presented a Petition from certain citizens of Victoria praying that a decision on the location of the Hume Freeway by-pass in the vicinity of Euroa be made as soon as possible and that the Country Roads Board be authorized to commence construction.
Ordered to lie on the Table.
- 3 PETITION—HAMPTON—SANDRINGHAM FORESHORE—Mrs Patrick presented a Petition from certain citizens opposing the alienation of the beach foreshore at Hampton and Sandringham for boating purposes and seeking the continued maintenance and upgrading of the beach foreshore to maintain the natural landscape.
Ordered to lie on the Table.
- 4 PETITION—RAILWAY STATION CONSTRUCTION, FURLONG ROAD, ST ALBANS—Mr Ginifer presented a Petition from certain citizens praying that the decision to postpone the building of a railway station in the vicinity of Furlong Road, St Albans be reviewed so that construction can begin immediately.
Ordered to lie on the Table and to be taken into consideration tomorrow.
- 5 PETITION—RICHMOND HIGH SCHOOL STAFFING—Mr Sidiropoulos presented a Petition from certain citizens of Victoria praying that action be taken to increase the staffing allocation for Richmond High School to cater for the educational needs of students at the school.
Ordered to lie on the Table.
- 6 PAPERS—The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk:
State College of Victoria—Statements of accounts of constituent colleges for the year 1978 (two papers).
- 7 MOTOR CAR TRADERS (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Maclellan, to bring in a Bill "*to amend the 'Motor Car Traders Act 1973' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 GROUNDWATER (MINERAL WATER) BILL—Mr Balfour obtained leave, with Mr Borthwick, to bring in a Bill "*to make further Provision with respect to Groundwater, being Mineral Water, to amend the 'Groundwater Act 1969' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—Mr Borthwick obtained leave, with Mr Balfour, to bring in a Bill "*to amend the 'Archaeological and Aboriginal Relics Preservation Act 1972', the 'Ministry for Conservation Act 1972', and the 'National Museum of Victoria Council Act 1972'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 CROWN LAND (MINERAL SPRINGS) BILL—Mr Borthwick obtained leave, with Mr Balfour, to bring in a Bill "*to amend the 'Crown Land (Reserves) Act 1978' with respect to Mineral Springs Reserves and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 11 WORKERS COMPENSATION BILL—Mr Wilkes obtained leave, with Mr Simmonds, to bring in a Bill “to amend the ‘Workers Compensation Act 1958’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 INDUSTRIAL SITUATION—Motion made and question proposed—That this House deplores the industrial madness of the current strike action by trade unions in defiance of decisions of the Conciliation and Arbitration Commission, and without regard to the well being of the community and the effect on export markets, and in particular condemns the recent disruption of wool handling, the abattoirs and the power industry, public transport, stevedoring and shipping, and the threatened disruption of the movement and marketing of petroleum products (*Mr Richardson*)—and, after debate—
- Amendment proposed—That all the words after “deplores” be omitted with the view of inserting in place thereof the words “the current industrial climate with all its adverse effects on the community and condemns the Government for—(1) reducing the rights of Victorian wage and salary earners and their families under Workers’ Compensation legislation; (2) opposing equitable wage increases before the Conciliation and Arbitration Commission; and (3) provoking industrial disputation with employees in State instrumentalities” (*Mr Walsh*)—and, after debate—
- Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 13 LAND DEALINGS DISCLOSURES—Motion made and question—That this House condemns the Government’s failure to fully disclose files and information concerning land deals despite repeated promises to do so (*Mr Cathie*)—after debate, put.

The House divided.

AYES, 39

Mr Amos	Mr Ginifer	Mr Remington	Mr Trewin
Mr Cain	Mr Hann	Mr Roper	Mr Trezise
Mr Cathie	Mr Hockley	Mr Ross-Edwards	Dr Vaughan
Dr Coghill	Mr Jasper	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Whiting
Mr Culpin	Mr King	Mr Simmonds	Mr Wilkes
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Wilton
Mr Ernst	Mr McInnes	Mr Spkyer	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Gavin
Mr Fordham	Mr Miller	Mrs Toner	Mr McGrath

NOES, 39

Mr Austin	Mr Evans	Mr Maclellan	Mr Thompson
Mr Balfour	(<i>Ballarat North</i>)	Mrs Patrick	Mr Weideman
Mr Birrell	Mr Hamer	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Hayes	Mr Reynolds	Mr Wood
Mr Burgin	Mr Jona	Mr Richardson	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Cox	Mr McArthur	(<i>South Barwon</i>)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Dunstan	Mr McKellar	Mr Tanner	Mr Brown
Mr Ebery	Mr Mackinnon	Mr Templeton	Mrs Chambers

And the numbers being equal, Mr Speaker said, “In accordance with established precedent, this is a motion which should be carried by a majority of members and not by the casting vote of its Presiding Officer. I therefore cast my vote with the ‘Noes’”.

And so it passed in the negative.

- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the amendment made by the Assembly in the Constitutional Powers (Coastal Waters) Bill.
- 15 WODONGA AREA LAND ACQUISITION (VALIDATION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with a view to inserting in place thereof the words “this House refuses to read this Bill a second time until a Select Committee comprising eight members of this House has investigated and reported upon all land purchases by the Minister referred to in the Schedule to the Bill” (*Mr Crabb*)—and, after debate—
Business having been interrupted at 10.30 p.m.
- 16 ADJOURNMENT—Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the chair at ten minutes past Eleven o'clock.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No.—58 Thursday, 13 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—REGIONAL SHOPPING COMPLEX PERMITS—Mr McArthur presented a Petition from certain members of the Croydon Chamber of Commerce praying that action be taken to review the procedures for issuing permits for new regional shopping complexes and to prohibit the issue of such permits in the interim.
Ordered to lie on the Table.
- 3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Town and Country Planning Act 1961—Ocean Road Planning Scheme, Amendment No. 15.
West Moorabool Water Board—Report and statement of accounts for the year 1978–79.
- 4 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Parliamentary Committees (Public Bodies Review) Bill with amendments.
Ordered—That the said amendments be printed and taken into consideration later this day.
- 5 NAVIGABLE WATERS (OIL POLLUTION) (AMENDMENT) BILL—Mr Austin obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Navigable Waters (Oil Pollution) Act 1960’, to enable Public Statutory Bodies to recover the Cost of removing Oil Pollution, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 GRIEVANCES—Question—That grievances be noted—put, after debate, and agreed to.

- 7 PARLIAMENTARY COMMITTEES (PUBLIC BODIES REVIEW) BILL—The Order of the Day for the consideration of the amendments of the Legislative Council was read.

The said amendments were read a second time and, after debate, agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

- 8 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until later this day.

- 9 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Mathews*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 25 March instant.

- 10 CROWN LAND (MINERAL SPRINGS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Dr Vaughan*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 27 March instant.

- 11 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 12 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at forty-three minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 59, 60 and 61

No. 59—Tuesday, 18 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—HOMOSEXUAL TEACHERS—Mr McArthur presented a Petition from certain citizens of Victoria praying that action be taken to remove homosexuals and persons promoting homosexual behaviour from teacher positions and from involvement in curriculum development.
Ordered to lie on the Table.
- 3 TEACHER EDUCATION ENQUIRY—Motion made, by leave, and question—That there be presented to this House a copy of the Interim Report of the Committee of the Victorian Enquiry into Teacher Education (*Mr. Lacy*)—put and agreed to.
- 4 PAPER—Mr Lacy presented:
Teacher Education—Interim Report of Committee of Victorian Enquiry—Return to the foregoing Order.
Ordered to lie on the Table and to be printed.
- 5 PAPERS—Mr Thompson presented, by command of His Excellency the Governor:
Drugs—Report of the Australian Royal Commission of Inquiry (five papers)—Ordered to lie on the Table and to be printed.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Motor Accidents Board—Report for the year 1978-79—Ordered to be printed.
Police Regulations Act 1958—Determination Nos. 312, 313, 314, 315, 316, 317 and 320 of the Police Service Board (seven papers).
State Development Committee—Report on the use of UPVC and vitrified clay sewer pipes in Victoria—Ordered to be printed.
Town and Country Planning Act 1961—Moe—City of Moe Planning Scheme, Amendment No. 54.
- 6 MINISTERIAL STATEMENT—UPVC AND VITRIFIED CLAY SEWER PIPES—Mr Hamer made a Ministerial Statement relating to UPVC and vitrified clay sewer pipes.
Ordered—That the Ministerial Statement be taken into consideration tomorrow.
- 7 MINISTERIAL STATEMENT—TEACHER EDUCATION ENQUIRY—Mr Lacy made a Ministerial Statement relating to the Victorian Enquiry into Teacher Education.
Ordered—That the Ministerial Statement be taken into consideration tomorrow.
- 8 MINISTERIAL STATEMENT—AUSTRALIAN ROYAL COMMISSION INTO DRUGS—Mr Thompson made a Ministerial Statement relating to the report of the Australian Royal Commission into drugs.
Ordered, after debate—That the Ministerial Statement be taken into consideration tomorrow.

- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 72)—ASSENT TO BILLS—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
Constitutional Powers (Coastal Waters) Bill.
Parliamentary Committees (Public Bodies Review) Bill.
- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 73)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Archaeological and Aboriginal Relics Preservation (Amendment) Bill.
- 11 OIL AND LPG PRICING POLICY—Motion made and question proposed—That this House notes with concern the very serious financial disadvantages suffered by Victorians, particularly the rural sector, as a result of the policy of the Commonwealth Government in introducing world parity pricing for oil and LPG, the overwhelming bulk of which is produced in this State and this House calls on the Victorian Government to dissociate itself from these ill-conceived policies (*Mr Amos*)—and, after debate—

Amendment proposed—That all the words after “sector,” be omitted with the view to inserting in place thereof the words “as a result of rising fuel prices, and calls on the Commonwealth Government to immediately introduce legislation to provide for a subsidy at such a level which would maintain the cost to the distributor of LPG used for domestic, commercial and industrial purposes in Victoria at \$67 per tonne and to encourage the use of LPG as an automotive fuel and to ensure that the price of LPG at the pump for this purpose is kept at no more than 50 per cent of the price of super grade petrol” (*Mr Balfour*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Remington	Mr Trezise	Dr Coghill
Mr Fordham	Mr Roper	Dr Vaughan	Mr Miller

NOES, 47

Mr Austin	Mr Evans	Mr McKellar	Mr Weideman
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Whiting
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Williams
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Wood
Mr Brown	Mr Hayes	Mr Reynolds	
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Thompson	Mr Cox
(<i>Ballarat North</i>)	Mr McInnes	Mr Trewin	Mr Tanner

And so it was passed in the negative.

Question—That the following words “as a result of rising fuel prices, and calls on the Commonwealth Government to immediately introduce legislation to provide for a subsidy at such a level which would maintain the cost to the distributor of LPG used for domestic, commercial and industrial purposes in Victoria at \$67 per tonne and to encourage the use of LPG as an automotive fuel and to ensure that the price of LPG at the pump for this purpose is kept at no more than 50 per cent of the price of super grade petrol” be inserted.

Amendment proposed—That all the words after “legislation” be omitted with the view of inserting in place thereof the words “to abandon world parity pricing for LPG and also abandon world parity pricing for established oil wells” (*Mr Wilkes*)—and, after debate—

Question—That the words proposed to be omitted from the proposed insertion stand part of the proposed insertion—put.

The House divided.

AYES, 47

Mr Austin	Mr Evans	Mr McKellar	Mr Weideman
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Whiting
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Williams
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Wood
Mr Brown	Mr Hayes	Mr Reynolds	
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Thompson	Mr Cox
(<i>Ballarat North</i>)	Mr McInnes	Mr Trewin	Mr Tanner

NOES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Remington	Mr Trezise	Dr Coghill
Mr Fordham	Mr Roper	Dr Vaughan	Mr Miller

And so it was resolved in the affirmative.

Question—That the words proposed to be inserted be so inserted—put.

The House divided.

AYES, 47

Mr Austin	Mr Evans	Mr McKellar	Mr Weideman
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Whiting
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Williams
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Wood
Mr Brown	Mr Hayes	Mr Reynolds	
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Thompson	Mr Cox
(<i>Ballarat North</i>)	Mr McInnes	Mr Trewin	Mr Tanner

NOES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Giniifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Remington	Mr Trezise	Dr Coghill
Mr Fordham	Mr Roper	Dr Vaughan	Mr Miller

And so it was resolved in the affirmative.

Question—That this House notes with concern the very serious financial disadvantages suffered by Victorians, particularly the rural sector, as a result of rising fuel prices, and calls on the Commonwealth Government to immediately introduce legislation to provide for a subsidy at such a level which would maintain the cost to the distributor of LPG used for domestic, commercial and industrial purposes in Victoria at \$67 per tonne and to encourage the use of LPG as an automotive fuel and to ensure that the price of LPG at the pump for this purpose is kept at no more than 50 per cent of the price of super grade petrol—put and agreed to.

- 12 GROUNDWATER (MINERAL WATER) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).

Motion made and question—That the debate be now adjourned (*Mr Wilton*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 1 April next.

- 13 NAVIGABLE WATERS (OIL POLLUTION) (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).

Motion made and question—That the debate be now adjourned (*Mr Stirling*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 1 April next.

- 14 MOTOR CAR TRADERS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).

Motion made and question—That the debate be now adjourned (*Mr Rowe*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 1 April next.

- 15 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 16 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at seven minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. FLOWMAN
Speaker

No. 60—Wednesday, 19 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.

- 2 PETITION—CASINOS—Mr McArthur presented a Petition from certain citizens of Victoria praying that the proposal to introduce casinos into Victoria be withdrawn.
Ordered to lie on the Table.
- 3 ROADS (SPECIAL PROJECTS) FUND PAYMENTS—Motion made, by leave, and question—That there be presented to this House a return showing—
- 1 What payments from the Roads (Special Projects) Fund have been made to projects in each of the past 5 years, indicating which projects.
 - 2 What payments are proposed for the year 1979–80—
- (Mr Thompson)—put and agreed to.
- 4 PAPER—Mr Thompson presented:
Road (Special Projects) Fund Payments—Return to the foregoing Order.
Ordered to lie on the Table.
- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Health Commission—Report for the year 1978–79—Ordered to be printed.
Town and Country Planning Act 1961—
Cranbourne Planning Scheme 1960, Amendment No. 33 (1979).
Cranbourne—Shire of Cranbourne (Western Port) Planning Scheme, Amendment No. 6 (1978).
- 6 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Motion made, by leave, and question—That Mr Evans (*Gippsland East*), Mr Ginifer, Mr Mackinnon, Mr Mathews, Mr Remington, Mr Richardson, Mr Rowe and Mr Williams, be Members of the Public Accounts and Expenditure Review Committee; and that the Committee have power to send for persons, papers and records (Mr Maclellan)—put and agreed to.
- 7 MELBOURNE UNDERGROUND RAIL LOOP (LAND DEVELOPMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to enable the Melbourne Underground Rail Loop Authority to develop certain lands, to make further provision with respect to the powers of the Authority to borrow moneys, to amend the 'Melbourne Underground Rail Loop Act 1970' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 CASINO PROPOSAL—Motion made and question—That the Government does not proceed with its current proposal to establish a casino in Victoria until an all-Party Committee appointed by this House has investigated and reported upon the conditions and controls under which a casino should be operated (Mr Trezise)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Cain	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	
Mr Ernst	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Remington	Mr Trezise	Dr Coghill
Mr Fordham	Mr Roper	Dr Vaughan	Mr Gavin

NOES, 46

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Trewin
Mr Balfour	Mr Hann	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hayes	Mr Ramsay	Mr Whiting
Mr Brown	Mr Jasper	Mr Reynolds	Mr Williams
Mr Burgin	Mr Jona	Mr Richardson	Mr Wood
Mrs Chambers	Mr Kennett	Mr Ross-Edwards	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McGrath	Mr Tanner	
Mr Evans	Mr McInnes	Mr Templeton	Mr Birrell
(<i>Gippsland East</i>)	Mr McKellar	Mr Thompson	Mr Cox

And so it passed in the negative.

- 9 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL—Mr Roper obtained leave, with Mr Wilkes, to bring in a Bill “to amend the ‘Chiropractors and Osteopaths Act 1978’ to provide for the registration of experienced practitioners”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 WODONGA AREA LAND ACQUISITION (VALIDATION) BILL—Order read for resuming debate on the question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with a view to inserting in place thereof the words “this House refuses to read this Bill a second time until a Select Committee comprising eight members of this House has investigated and reported upon all land purchases by the Minister referred to in the Schedule to the Bill”; debate resumed.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mr Ramsay	Mr Whiting
Mr Borthwick	Mr Hayes	Mr Reynolds	Mr Williams
Mr Brown	Mr Jasper	Mr Richardson	Mr Wood
Mr Burgin	Mr Jona	Mr Ross-Edwards	
Mrs Chambers	Mr Kennett	Mr Skeggs	
Mr Coleman	Mr Lacy	Mr Smith	
Mr Collins	Mr McArthur	(<i>South Barwon</i>)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	
Mr Dunstan	Mr McGrath	Mr Tanner	
Mr Ebery	Mr McInnes	Mr Templeton	
Mr Evans	Mr McKellar	Mr Thompson	Mr Birrell
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin	Mr Cox

NOES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	
Mr Ernst	Mr Miller	Mrs Toner	
Mr Fogarty	Mr Remington	Mr Trezise	Mr Birrell
Mr Fordham	Mr Roper	Dr Vaughan	Mr Jolly

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee.
Committee reported progress; to sit again tomorrow.

- 11 **AGRICULTURAL CHEMICALS BILL—SECOND READING—RESUMPTION OF DEBATE—**
Ordered—That the consideration of this Order of the Day be postponed until later this day.
- 12 **PUBLIC BODIES REVIEW COMMITTEE—**Motion made, by leave, and question—That Mrs Chambers, Mr Crabb, Mr Jolly, Mr McGrath and Mr Weideman, be Members of the Public Bodies Review Committee; and that the Committee have power to send for persons, papers and records (*Mr Maclellan*)—put and agreed to.
- 13 **AGRICULTURAL CHEMICALS BILL—**Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to provide for the control of the transport and handling of agricultural chemicals in order to protect public health and ensure the safety of persons working with agricultural chemicals” (*Mr Fogarty*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put and agreed to.
Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **POSTPONEMENT OF ORDERS OF THE DAY—**Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 15 **ADJOURNMENT—**Resolved, after debate—That the House do now adjourn.
And then the House, at ten minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 61—Thursday, 20 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PAPER—**The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Police Regulation Act 1958—Determination No. 319 of the Police Service Board.
- 3 **POSTPONEMENT OF ORDERS OF THE DAY—**Motion made, by leave, and question—That the Orders of the Day, Government Business, and Orders of the Day, General Business, Nos. 1 to 27 inclusive and 29 be postponed until after Orders of the Day, General Business, Nos. 28 and 30 (*Mr Maclellan*)—put and agreed to.

- 4 HEALTH (REPORTING TO PARLIAMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Roper*).
Motion made and question—That the debate be now adjourned (*Mr Borthwick*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 5 WORKERS COMPENSATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wilkes*).
Motion made and question—That the debate be now adjourned (*Mr Ramsay*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 6 RAILWAYS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.
Committee reported progress; to sit again tomorrow.
- 7 CENTRAL GIPPSLAND (BROWN COAL LAND COMPENSATION) BILL—Order for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered and amendment agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 8 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Motion made and question—That the debate be now adjourned (*Mr McInnes*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 9 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 4 be postponed until later this day.
- 10 MELBOURNE UNDERGROUND RAIL LOOP (LAND DEVELOPMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday, 3 April next.
- 11 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 12 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at twenty-five minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 62, 63 and 64

No. 62—Tuesday, 25 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 MINISTERIAL STATEMENT—ALCOA SMELTER AT PORTLAND—Mr Hamer made a Ministerial Statement relating to the establishment of a smelter at Portland by Alcoa.
Ordered—That the Ministerial Statement be taken into consideration tomorrow.
- 3 MINISTERIAL STATEMENT—COOLING OF GOVERNMENT SCHOOLS—Mr Lacy made a Ministerial Statement relating to the cooling of Government schools.
Ordered—That the Ministerial Statement be taken into consideration tomorrow.
- 4 PETITIONS—CASINOS—Mr McCance and Mr Williams, respectively, presented Petitions from certain citizens of Victoria praying that the proposal to introduce casinos into Victoria be withdrawn.
Severally ordered to lie on the Table.
- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Publications—State Classification of Publications Board—Report for the year 1978-79—Ordered to be printed.
 - Teaching Service Act 1958—Teaching Service (Teachers Tribunal) Regulations—Regulations amended (No. 509).
 - Town and Country Planning Act 1961—
 - Portland—Town of Portland Planning Scheme, Amendment No. 23.
 - South Gippsland—Shire of South Gippsland Planning Scheme, Amendment No. 41 (1978).
- 6 PUBLIC SERVICE (EMPLOYMENT OF ALIENS) BILL—Mr Cathie obtained leave, with Mr Sidiropoulos, to bring in a Bill "*to amend the 'Public Service Act 1974' with respect to the Employment in the Public Service of Persons who are not Australian Citizens or British Subjects*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 MINISTERIAL STATEMENT—AUSTRALIAN ROYAL COMMISSION INTO DRUGS—Motion made and question proposed—That this House takes note of the Ministerial Statement (*Mr Roper*)—and, after debate—
Motion made and question—That the debate be now adjourned (*Mr Williams*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until tomorrow.
- 8 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Bill read a second time and committed; considered in Committee.
Committee reported progress; to sit again tomorrow.

- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to make provision with respect to the funding of the Leo Cussen Institute for Continuing Legal Education, to amend the 'Legal Profession Practice Act 1958' and for other purposes*".
- 10 LEGAL PROFESSION PRACTICE (LEO CUSSEN INSTITUTE) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 12 ADJOURNMENT—Resolved, after debate, That the House do now adjourn.
And then the House, at twenty-six minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 63—Wednesday, 26 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—CASINOS—Mr McCance, Mr Mackinnon, Dr Vaughan, Mr Skeggs and Mr McArthur, respectively, presented Petitions from certain citizens of Victoria praying that the proposal to introduce Casinos into Victoria be withdrawn.
Severally ordered to lie on the Table.
- 3 PETITION—HOLMESGLEN CONSTRUCTIONS—Mr Cathie presented a Petition from certain citizens of Victoria praying that Holmesglen Constructions be retained in the hands of the Government.
Ordered to lie on the Table.
- 4 PETITION—ODYSSEY HOUSE REHABILITATION CENTRE—Mr Williams presented a Petition from certain citizens of Victoria opposing the establishment of the Odyssey House drug rehabilitation centre at Bonds Road, Lower Plenty.
Ordered to lie on the Table.
- 5 PETITION—ANIMAL WELFARE—Mr Mathews presented a Petition from certain citizens praying that action be taken to stop the trafficking in brumbies and the export of live animals, provide effective animal protection legislation similar to New South Wales, and to institute an inquiry into all aspects of animal welfare.
Ordered to lie on the Table.
- 6 ROAD SAFETY COMMITTEE—Motion made, by leave, and question—That Mr Fogarty be discharged from attendance on the Road Safety Committee and that Mr Ernst be appointed in his stead (*Mr Maclellan*)—put and agreed to.

- 7 VICTORIAN FILM CORPORATION (AMENDMENT) BILL—Mr Lacy obtained leave, with Mr Smith (*Warrnambool*), to bring in a Bill “to amend the ‘Victorian Film Corporation Act 1976’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 CANCER (AMENDMENT) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to amend the *Cancer Act 1958*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 HEALTH (EXEMPTIONS) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to amend sections 212 and 219 of the ‘*Health Act 1958*’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 SOUTHGATE CASINO—Motion made and question proposed—That this House expresses its grave concern at the actions of the Premier in his demonstrated bias in supporting, aiding and promoting the Southgate Syndicate’s proposals for a Casino—(a) contrary to his declared policy; and (b) to the detriment of all other proposals (*Mr Wilkes*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Ross-Edwards*)—after debate, put.

The House divided.

AYES, 43

Mr Austin	Mr Ebery	Mr McGrath	Mr Tanner
Mr Balfour	Mr Evans	Mr McKellar	Mr Templeton
Mr Birrell	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Thompson
Mr Borthwick	Mr Hamer	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hann	Mr Reynolds	Mr Weideman
Mr Burgin	Mr Hayes	Mr Richardson	Mr Whiting
Mrs Chambers	Mr Jasper	Mr Ross-Edwards	Mr Williams
Mr Coleman	Mr Jona	Mr Skeggs	Mr Wood
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dixon	Mr McCance	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mr Kennett

NOES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Dr Coghill	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mr Trezise	Mr Cathie
Mr Fordham	Mr Roper	Dr Vaughan	Mr Remington

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until tomorrow.

- 11 LEGAL PROFESSION PRACTICE (LEO CUSSEN INSTITUTE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday next.

- 12 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 13 ESTATE AGENTS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to provide for the establishment of a fee-fixing Tribunal consisting of an independent chairman, a representative of estate agents, and a representative of the community” (*Mr Cathie*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Debate resumed on question and amendment.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 45

Mr Austin	Mr Evans	Mr Mackinnon	Mr Trewin
Mr Balfour	(<i>Gippsland East</i>)	Mr Maclellan	Mr Weideman
Mr Birrell	Mr Hamer	Mr Ramsay	Mr Whiting
Mr Borthwick	Mr Hann	Mr Reynolds	Mr Williams
Mr Burgin	Mr Hayes	Mr Richardson	Mr Wood
Mrs Chambers	Mr Jasper	Mr Ross-Edwards	
Mr Coleman	Mr Jona	Mr Skeggs	
Mr Collins	Mr Kennett	Mr Smith	
Mr Crellin	Mr Lacy	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr McInnes	Mr Templeton	Mr Brown
(<i>Ballarat North</i>)	Mr McKellar	Mr Thompson	Mr Cox

NOES, 32

Mr Amos	Mr Gavin	Mr Roper	Mr Walsh
Mr Cain	Mr Giniifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mr Trezise	Mr Ernst
Mr Fordham	Mr Remington	Dr Vaughan	Mr Sidiropoulos

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 14 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

15 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at eighteen minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 64—Thursday, 27 March 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 CONSERVATION OF ENERGY RESOURCES COMMITTEE—Mr McClure brought up the Fourth Progress Report from the Conservation of Energy Resources Committee—Restructuring of Motoring Costs; together with Extracts from the Proceedings of the Committee.
Ordered to lie on the Table and to be printed and to be taken into consideration tomorrow.
- 3 PETITION—CASINOS—Mr McClure presented a Petition from certain citizens of Victoria praying that the proposal to introduce Casinos into Victoria be withdrawn.
Ordered to lie on the Table.
- 4 PETITION—MCKINNON PEDESTRIAN RAIL CROSSING—Dr Vaughan presented a Petition from certain citizens of Victoria praying that action be taken to provide a pedestrian footway across the railway line in the vicinity of Murray Road, McKinnon.
Ordered to lie on the Table.
- 5 PAPERS—The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk:
 - Town and Country Planning Act 1961—
 - Mildura—City of Mildura Planning Scheme, Amendment Nos. 28 and 30 (1979), (two papers).
 - Moe—City of Moe Planning Scheme, Amendment No. 52, Part 2.
- 6 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday next at half-past One o'clock (*Mr Maclellan*)—put and agreed to.
- 7 PUBLIC BODIES REVIEW COMMITTEE—Motion made and question proposed—That the Victorian Dried Fruits Board be referred to the Public Bodies Review Committee for review (*Mr Smith, Warrnambool*)—and, after debate—
Motion made and question—That the debate be now adjourned (*Mr Whiting*)—put, after debate, and agreed to.
Ordered—That the debate be adjourned until tomorrow.

- 8 SPECIAL ACCOMMODATION—Motion made and question—That this House deplores the Government's neglect of, and lack of control over, Special Accommodation which has resulted in the exploitation of elderly and handicapped Victorians (*Mr Roper*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilton
Dr Coghill	Mr King	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	
Mr Edmunds	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Remington	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Roper	Dr Vaughan	Mr Hockley

NOES, 44

Mr Austin	Mr Evans	Mr McClure	Mr Tanner
Mr Balfour	(<i>Ballarat North</i>)	Mr McInnes	Mr Templeton
Mr Birrell	Mr Evans	Mr McKellar	Mr Trewin
Mr Borthwick	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Weideman
Mr Brown	Mr Hamer	Mr Maclellan	Mr Whiting
Mr Burgin	Mr Hann	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Hayes	Mr Richardson	Mr Wood
Mr Coleman	Mr Jasper	Mr Ross-Edwards	
Mr Collins	Mr Jona	Mr Skeggs	
Mr Crellin	Mr Kennett	Mr Smith	
Mr Dixon	Mr Lacy	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dunstan	Mr McArthur	Mr Smith	Mr Cox
Mr Ebery	Mr McCance	(<i>Warrnambool</i>)	Mr Reynolds

And so it passed in the negative.

- 9 VICTORIAN FILM CORPORATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
- Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 10 April next.
- 10 POSTPONEMENT OF ORDERS OF THE DAY—Motion made, by leave, and question—That the consideration of remaining Orders of the Day, Government Business, and Orders of the Day, General Business, Nos. 1 to 29 inclusive and 31 and 32 be postponed until after the consideration of Orders of the Day, General Business, Nos. 30 and 33 (*Mr Lacy*)—put and agreed to.
- 11 CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Roper*).
- Motion made and question—That the debate be now adjourned (*Mr Ramsay*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 12 PUBLIC SERVICE (EMPLOYMENT OF ALIENS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Cathie*).
- Motion made and question—That the debate be now adjourned (*Mr Ramsay*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.

- 13 **ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL**—
Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Whiting*)
—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 14 **POSTPONEMENT OF ORDERS OF THE DAY**—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)
—put and agreed to.
- 15 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.
And then the House, at forty-six minutes past Four o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. FLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 65 and 66

No. 65—Tuesday, 1 April 1980

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—CASINOS—Mr Cain presented a Petition from certain citizens of Victoria praying that the proposal to introduce casinos into Victoria be withdrawn.
Ordered to lie on the Table.
- 3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Dandenong Valley Authority—Report and Statement of Accounts for the year ended 30 September 1979.
 - National Parks Advisory Council—Report for the year 1978–79.
 - Town and Country Planning Act 1961—
 - Croydon—City of Croydon Planning Scheme 1961, Amendment No. 93.
 - Phillip Island Planning Scheme, Amendment No. 9.
- 4 HOUSE COMMITTEE—Motion made, by leave, and question—That the House Committee have leave to meet during the sittings of the House and to sit on days on which the House does not meet (*Mr Maclellan*)—put and agreed to.
- 5 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 74, 75)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 - Victorian Film Corporation (Amendment) Bill.
 - Melbourne Underground Rail Loop (Land Development) Bill.
- 6 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 7 HOUSING FUNDING—Motion made and question—That this House expresses its concern at the continued low level of funding for housing in Victoria and calls upon the Government to inject additional funds to assist the housing and construction industry (*Mr Cathie*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr King
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Spyker

NOES, 48

Mr Austin	Mr Evans	Mr Mackinnon	Mr Trewin
Mr Balfour	(<i>Gippsland East</i>)	Mr Maclellan	Mr Weideman
Mr Birrell	Mr Hamer	Mrs Patrick	Mr Whiting
Mr Borthwick	Mr Hann	Mr Ramsay	Mr Williams
Mr Brown	Mr Hayes	Mr Reynolds	Mr Wood
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr McInnes	Mr Templeton	Mr Cox
(<i>Ballarat North</i>)	Mr McKellar	Mr Thompson	Mr McGrath

And so it passed in the negative.

- 8 CANCER (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
- Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 15 April instant.
- 9 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 10 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment and an amended title, which is as follows:
- “A Bill to amend the ‘Archaeological and Aboriginal Relics Preservation Act 1972’, the ‘Ministry for Conservation Act 1972’, and the ‘National Museum of Victoria Council Act 1970’.”
- Bill, as amended, considered, and amendments agreed to; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 RAILWAYS (AMENDMENT) BILL—Further considered in Committee.
- Committee reported progress; to sit again later this day.
- Business having been interrupted at 10.30 p.m.—
- Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
- Bill further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.
- Motion made and question—That this Bill be now read a third time (*Mr Maclellan*)—after debate, put.
- The House divided.

AYES, 40

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Ebery	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Borthwick	(<i>Ballarat North</i>)	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Hayes	Mr Ramsay	Mr Weideman
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Crellin	Mr Lieberman	Mr Smith	Mr Cox
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	Mr McCance

NOES, 40

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Remington	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Roper	Mr Walsh
Dr Coghill	Mr Hann	Mr Ross-Edwards	Mr Whiting
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Ernst	Mr Kirkwood	Mr Spyker	
Mr Evans	Mr McGrath	Mr Stirling	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr McInnes	Mrs Toner	Mr Hockley
Mr Fogarty	Mr Mathews	Mr Trewin	Mr Rowe

And the numbers being equal, Mr Speaker said "The vote being evenly divided, the Speaker is left with a casting vote. A vote on the third reading of a Bill is one that no Speaker relishes, firstly, because it is the final stage of a Bill and the decision has to be made and, secondly, because in *May*, which is the Parliamentary procedure and practice followed in this Parliament, there is no clear rule as to the way in which a Speaker should vote at the final stage. There are two options. The Speaker may vote for the Bill on the facts as presented to him at the time, using his judgment of the facts as presented, or he may vote against the Bill on the basis that the House itself should make the decision and that the decision should not be made merely by the vote of its Presiding Officer. In this instance, the Minister has shown himself to have some reservations, in that he is prepared to consider amendments while the Bill is between this and another place. As there is some reservation within the Chamber and the vote is not clearly one of the whole House, I cast my vote with the 'Noes'."

And so it passed in the negative.

12 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

13 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at forty-one minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 66—Wednesday, 2 April 1980

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—CASINOS—Mr Kennett, Mr Gavin, Mr Williams and Mr Ebery, respectively, presented Petitions from certain citizens of Victoria praying that the proposal to introduce casinos into Victoria be withdrawn.

Severally ordered to lie on the Table.

- 3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Friendly Societies and Benefit Associations—Report of the Government Statist for the year 1976–77—Ordered to be printed.
- Parole Board (Youth)—Report for the year 1978–79—Ordered to be printed.
- Statutory Rules under the following Acts:—
- Abattoir and Meat Inspection Act 1973—No. 47/1980.
- Audit Act 1958—No. 46/1980.
- Building Industry Long Service Leave Act 1975—No. 48/1980.
- Country Fire Authority Act 1958—No. 422/1979.
- Health Act 1958—Nos. 38, 41/1980.
- Legal Profession Practice Act 1958—No. 50/1980.
- Lifts and Cranes Act 1967—No. 452/1979.
- Liquefied Gases Act 1968—No. 416/1979.
- Liquified Petroleum Gas Act 1958—No. 434/1979.
- Melbourne and Metropolitan Board of Works Act 1958—No. 40/1980.
- Metropolitan Fire Brigades Superannuation Act 1976—No. 417/1979.
- Motor Boating Act 1961—Nos. 405/1979, 52/1980.
- National Parks Act 1975—No. 49/1980.
- Poisons Act 1962—No. 42/1980.
- Police Regulation Act 1958—No. 389/1979.
- Public Service Act 1974—Nos. 39, 44, 45/1980.
- Road Traffic Act 1958—No. 51/1980.
- Second-hand Dealers Act 1958—No. 53/1980.
- Sunday Entertainment Act 1967—No. 387/1979.
- Supreme Court Act 1958—Nos. 54, 55/1980.
- Weights and Measures Act 1958—No. 43/1980.
- Workers Compensation Act 1958—No. 17/1980.
- 4 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Post-Secondary Education Act 1978’, to repeal the ‘Victoria Institute of Colleges Act 1965’ and the ‘State College of Victoria Act 1972’ and for other purposes*”.
- 5 POST-SECONDARY EDUCATION (AMENDMENT) BILL—On the motion of Mr Lacy, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 76)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Cancer (Amendment) Bill.
- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 77)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Supply (1980–81, No. 1) Bill.
- 8 SUPPLY (1980–81, No. 1) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Hamer, to bring in a Bill “*to make Interim Provision for the Appropriation of Moneys out of the Consolidated Fund for the service of the Financial Year 1980–81*”; and the said Bill was read a first time, ordered to be printed and read a second time later this day.
- 9 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday, 15 April instant (*Mr Maclellan*)—put and agreed to.
- 10 ABSENCE OF THE CLERK—Mr Speaker announced that he had given leave to the Clerk to attend the Eleventh Conference of Presiding Officers and Clerks in Hobart from 14 to 18 April 1980, and that he had directed the Clerk-Assistant to perform the duties of the Clerk during that period.

- 11 HEALTH (SPECIAL ACCOMMODATION HOUSES) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to make further provision with respect to Special Accommodation Houses, to amend section 3 and Division 3A of Part XII. of the ‘Health Act 1958’, and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 12 CHIROPODISTS (AMENDMENT) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to amend section 9 of the ‘Chiropodists Act 1968’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 MOTOR CAR (PAYMENTS BY PENSIONERS) BILL—Mr Thompson obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Motor Car Act 1958’ with respect to certain Payments by Pensioners and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 14 WORKERS COMPENSATION (GENERAL AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Workers Compensation Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 YOUTH, SPORT AND RECREATION (GUARANTEES) BILL—Mr Dixon obtained leave, with Mr Thompson, to bring in a Bill “to authorize the Treasurer of Victoria to guarantee the Repayment of Moneys borrowed by persons for the purpose of providing sporting or recreation facilities”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 BUILDING SOCIETIES (AMENDMENT) BILL—Mr Dixon obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Building Societies Act 1976’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 OLYMPIC GAMES 1980—Motion made and question proposed—That this House is of the opinion that Australian athletes should participate in the 1980 Olympic Games to be held in Moscow and disassociates itself from the statement of the Minister for Youth, Sport and Recreation supporting a boycott of the Games (*Mr Trezise*)—

Amendment proposed—That all the words after “Olympic Games” be omitted with the view of inserting in place thereof the words “if the U.S.S.R. withdraws its armed forces from Afghanistan” (*Mr Dixon*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 32

Mr Amos
Mr Cain
Mr Cathie
Dr Coghill
Mr Crabb
Mr Culpin
Mr Edmunds
Mr Ernst
Mr Fogarty

Mr Fordham
Mr Gavin
Mr Ginifer
Mr Hockley
Mr Jolly
Mr King
Mr Kirkwood
Mr Mathews
Mr Miller

Mr Roper
Mr Rowe
Mr Sidiropoulos
Mr Simmonds
Mr Simpson
Mr Spyker
Mr Stirling
Mrs Toner
Mr Trezise

Mr Walsh
Mr Wilkes
Mr Wilton

Tellers
Mr Remington
Dr Vaughan

NOES, 46

Mr Austin	Mr Hann	Mr Mackinnon	Mr Templeton
Mr Balfour	Mr Hayes	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Jasper	Mrs Patrick	Mr Trewin
Mr Borthwick	Mr Jona	Mr Ramsay	Mr Weideman
Mr Brown	Mr Kennett	Mr Reynolds	Mr Whiting
Mr Burgin	Mr Lacy	Mr Richardson	Mr Williams
Mrs Chambers	Mr Lieberman	Mr Ross-Edwards	Mr Wood
Mr Coleman	Mr McArthur	Mr Skeggs	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>South Barwon</i>)	
Mr Dunstan	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	Mr Collins
Mr Hamer	Mr McKellar	Mr Tanner	Mr Cox

And so it passed in the negative.

Question—That the words proposed to be inserted be so inserted—put.

The House divided.

AYES, 46

Mr Austin	Mr Hann	Mr Mackinnon	Mr Templeton
Mr Balfour	Mr Hayes	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Jasper	Mrs Patrick	Mr Trewin
Mr Borthwick	Mr Jona	Mr Ramsay	Mr Weideman
Mr Brown	Mr Kennett	Mr Reynolds	Mr Whiting
Mr Burgin	Mr Lacy	Mr Richardson	Mr Williams
Mrs Chambers	Mr Lieberman	Mr Ross-Edwards	Mr Wood
Mr Coleman	Mr McArthur	Mr Skeggs	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>South Barwon</i>)	
Mr Dunstan	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	Mr Collins
Mr Hamer	Mr McKellar	Mr Tanner	Mr Cox

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Remington
Mr Fogarty	Mr Miller	Mr Trezise	Dr Vaughan

And so it was resolved in the affirmative.

Question—That this House is of the opinion that Australian athletes should participate in the 1980 Olympic Games if the U.S.S.R. withdraws its armed forces from Afghanistan—put and agreed to.

- 18 PUBLIC BODIES REVIEW COMMITTEE—Motion made and question—That the State Rivers and Water Supply Commission and each constituted water, sewerage, drainage and river improvement trust or authority, except the Melbourne and Metropolitan Board of Works, be referred to the Public Bodies Review Committee for review (*Mr Mackinnon*)—put, after debate, and agreed to.
- 19 HEALTH (SPECIAL ACCOMMODATION HOUSES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Tuesday, 15 April instant.

- 20 SUPPLY (1980-81, No. 1) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 15 April instant.
- 21 WODONGA AREA LAND ACQUISITION (VALIDATION) BILL—Further considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to.
- Motion made and question proposed—That this Bill be now read a third time (*Mr Hamer*).
- Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a third time until officers of the Department of State Development, Decentralization and Tourism, the Treasury and the Albury-Wodonga (Victoria) Corporation are made available to the Opposition to comment upon the land purchases referred to in the Bill” (*Mr Crabb*)—and, after debate—
- Motion made and question—That the debate be now adjourned (*Mr Wood*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 22 MOTOR CAR (PAYMENTS BY PENSIONERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday, 16 April instant.
- 23 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Forests Act 1958’*”.
- 24 FORESTS (AMENDMENT) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 25 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the law with respect to Powers of Attorney, to re-enact Part XI. of the ‘Instruments Act 1958’, to amend the ‘Public Trustee Act 1958’, the ‘Transfer of Land Act 1958’ and the ‘Trustee Companies Act 1958’ and for other purposes’*”.
- 26 INSTRUMENTS (POWERS OF ATTORNEY) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 27 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to validate Instruments executed by the Minister for Local Government in exercise of the power conferred by section 181 of the ‘Local Government Act 1958’ to remove certain disabilities from certain Councillors of certain Municipalities, to amend section 181 of the ‘Local Government Act 1958’ and for other purposes’*”.
- 28 LOCAL GOVERNMENT (VALIDATION) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 29 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to revoke the Permanent Reservations of certain Lands and for Purposes connected therewith*".
- 30 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 31 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 32 ADJOURNMENT—Resolved, after debate—That the House do now adjourn. And then the House, at fifty minutes past Six o'clock, adjourned until Tuesday, 15 April instant.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 67, 68 and 69

No. 67—Tuesday, 15 April 1980

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—MILDURA FLUORIDATION—Mr Whiting presented a Petition from certain ratepayers and residents of the City of Mildura praying that action be taken to ensure the supply of fluoride-free water to residents and citizens.
Ordered to lie on the Table.
- 3 PETITIONS—CASINOS—Mr Roper, Mr Williams, Mr Skeggs and Mr Hayes, respectively, presented Petitions from certain citizens of Victoria praying that the proposal to introduce Casinos into Victoria be withdrawn.
Severally ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Acting Clerk:
 - Equal Opportunity Act 1977—
 - Report of the Commissioner for Equal Opportunity for the year 1978–79
—Ordered to be printed.
 - Report of the Equal Opportunity Board for the year 1978–79—Ordered to be printed.
 - Liquor Control Commission—Report for the year 1978–79—Ordered to be printed.
 - Physiotherapists Registration Board—Report for the year 1978.
 - Science Museum—Report of the Council for the year 1978–79.
 - Statutory Rules—
 - Regulations Governing the Expenditure of Commissions and Boards of Inquiry (Amendment) 1980—No. 76.
 - Under the following Acts:
 - Architects Act 1958—No. 67.
 - Benefit Association Act 1958—No. 71.
 - Business Franchise (Petroleum Products) Act 1979—No. 68.
 - Country Fire Authority Act 1958—No. 63.
 - Films Act 1971—No. 72.
 - Forests Act 1958—No. 62.
 - Motor Boating Act 1961—No. 56.
 - Motor Car Act 1958—Nos. 57, 59.
 - Mt Hotham Alpine Resort Act 1972—No. 70.
 - Police Offences Act 1958—No. 74.
 - Public Service Act 1974—Nos. 60, 61 and PSD Nos. 17 to 27.
 - Road Traffic Act 1958—No. 69.
 - Superannuation Act 1958—No. 64.
 - Theatres Act 1958—No. 75.
 - Valuation of Land Act 1960—No. 65.
 - Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme Amendment No. 126.

Trotting Control Board—Report for the year ended 31 July 1979.

Victoria Law Foundation—Report for the year ended 30 September 1979.

Victorian Government Travel Authority—Report for the year 1978–79.

- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 78)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Geelong Performing Arts Centre Trust Bill.
- 6 GEELONG PERFORMING ARTS CENTRE TRUST BILL—Mr Lacy, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill “to *Constitute the Geelong Performing Arts Centre Trust, to make Provision with respect to the Construction, Management and operation of the Geelong Performing Arts Centre and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 79)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Estate Agents Bill.
- 8 RACING (AMENDMENT) BILL—Mr Dixon obtained leave, with Mr Thompson, to bring in a Bill “to *amend the ‘Racing Act 1958’, and the ‘Lotteries Gaming and Betting Act 1966’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 JUDICIAL SYSTEM—Motion made and question—That the House expresses its grave concern at the failure of the Government to so structure, service and operate the judicial system of Victoria to secure the just, humane, prompt, efficient and economical disposal of the business of the Courts (*Mr Cain*)—after debate, put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	<i>Tellers</i>
Mr Ernst	Mr Miller	Mrs Toner	Mr Hockley
Mr Fogarty	Mr Remington	Mr Trezise	Dr Vaughan

NOES, 48

Mr Austin	Mr Evans	Mr McCance	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McInnes	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Brown	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Burgin	Mr Hann	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Collins	Mr Jona	Mr Reynolds	Mr Williams
Mr Crellin	Mr Kennett	Mr Richardson	Mr Wood
Mr Dixon	Mr Lacy	Mr Ross-Edwards	
Mr Dunstan	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Ebery	Mr McArthur	Mr Smith	Mr Cox
		(<i>South Barwon</i>)	Mr McGrath

And so it passed in the negative.

- 10 POST-SECONDARY EDUCATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).

- Motion made and question—That the debate be now adjourned (*Mr Fordham*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 29 April instant.
- 11 CHIROPODISTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Hockley*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 12 WORKERS COMPENSATION (GENERAL AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)
—put and agreed to.
Ordered, after debate—That the debate be adjourned until Thursday next.
- 13 YOUTH, SPORT AND RECREATION (GUARANTEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Trezise*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 14 BUILDING SOCIETIES (AMENDMENT) BILL—Motion made and question proposed—
That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 29 April instant.
- 15 FORESTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 16 INSTRUMENTS (POWERS OF ATTORNEY) BILL—Motion made and question proposed
—That this Bill be now read a second time (*Mr Macellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 17 LOCAL GOVERNMENT (VALIDATION) BILL—Motion made and question proposed—
That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 18 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Ernst*)—
put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 19 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 10 to 12 inclusive, be postponed until later this day.

20 NAVIGABLE WATERS (OIL POLLUTION) (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

21 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

22 ADJOURNMENT—Resolved, after debate, That the House do now adjourn.

And then the House, at fourteen minutes past Eleven o'clock, adjourned until tomorrow.

I. N. McCARRON
Acting-Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 68—Wednesday, 16 April 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITIONS—STEEL TRAPS—Mr Edmunds and Mr Skeggs, respectively, presented Petitions from certain citizens of Victoria praying that legislation be introduced to prohibit the use of the steel spring leg trap in the catching of animals and to provide for a suitable replacement.
Severally ordered to lie on the Table.
- 3 PETITION—CASINOS—Mr Dunstan presented a Petition from certain citizens of Victoria praying that the proposal to introduce casinos into Victoria be withdrawn.
Ordered to lie on the Table.
- 4 PETITION—MEAT INDUSTRY—Mr McGrath presented a Petition from certain citizens of Victoria praying that the House take such action as it may to ensure the continued operation of the meat industry at Donald.
Ordered to lie on the Table.
- 5 PETITION—PUBLIC TRANSPORT FARES AND SERVICES—Mr Sidiropoulos presented a Petition from certain citizens of Victoria praying that the House takes such action to provide new tram and bus routes for the outer suburbs, lower fares and improved services.
Ordered to lie on the Table.
- 6 GOVERNMENT PRINTING OFFICE—FEASIBILITY STUDY—Motion made, by leave, and question—That there be presented to this House a copy of the Feasibility Study 1979 on the Victorian Government Printing Office (*Mr Austin*)—put and agreed to.
- 7 PAPER—Mr Austin presented:
Government Printing Office—Feasibility Study, 1979—Return to the foregoing Order.
Ordered to lie on the Table.

- 8 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Acting Clerk:
Railways Act 1958—Report of the Victorian Railways Board for the quarter ended 31 December 1979.
- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Local Government Act 1958’, to amend the ‘Melbourne (Widening of Streets) Act 1940’ and for other purposes*”.
- 10 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 DIETITIANS BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “*to re-enact and amend the Law relating to Dietitians and the Practice of Dietetics, and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 WANGERRIP (LAND EXCHANGE) BILL—Mr Borthwick obtained leave, with Mr Balfour, to bring in a Bill “*to provide for the Exchange of certain Crown Land in the Parish of Wangerrip and certain Land in the Parish of Barwongemoong and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 RAILWAYS (BRIDGES) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “*to amend section 80 of the ‘Railways Act 1958’*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—Mr Thompson obtained leave, with Mr Austin, to bring in a Bill “*to amend the ‘Country Fire Authority Act 1958’*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 VICTORIAN SOLAR ENERGY COUNCIL BILL—Mr Balfour obtained leave, with Mr Thompson, to bring in a Bill “*to establish a Victorian Solar Energy Council to encourage, promote and review Research into and the Development of the Uses and potential uses of Solar Energy and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 TOWN AND COUNTRY PLANNING (AMALGAMATION) BILL—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill “*to abolish the Town and Country Planning Board, to transfer the staff of that Board into the Public Service, to establish a Planning Consultative Council, to repeal the ‘Ministry for Planning Act 1973’, to make certain consequential Amendments to the ‘Town and Country Planning Act 1961’ and to various other Acts and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY (AMENDMENT) BILL—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill “*to amend the ‘Upper Yarra Valley and Dandenong Ranges Authority Act 1976’*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 PENSIONERS’ RATES REMISSION BILL—Mr Thompson obtained leave, with Mr Hamer, to bring in a Bill “*to make further provision with respect to the Payment of certain Rates and Charges*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 19 PRISON SECURITY—Motion made and question—That this House deplores the failure of the Government to maintain acceptable standards of security in Victorian penal institutions (*Mrs Toner*)—after debate, put.

The House divided.

AYES, 38

Mr Amos	Mr Fordham	Mr Mathews	Mr Stirling
Mr Cain	Mr Gavin	Mr Miller	Mrs Toner
Mr Cathie	Mr Hann	Mr Remington	Mr Trewin
Dr Coghill	Mr Hockley	Mr Roper	Mr Trezise
Mr Crabb	Mr Jasper	Mr Ross-Edwards	Mr Whiting
Mr Culpin	Mr Jolly	Mr Rowe	Mr Wilkes
Mr Edmunds	Mr King	Mr Sidiropoulos	Mr Wilton
Mr Ernst	Mr Kirkwood	Mr Simmonds	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Simpson	Dr Vaughan
(<i>Gippsland East</i>)	Mr McInnes	Mr Spyker	Mr Walsh

NOES, 40

Mr Austin	Mr Dunstan	Mr McCance	Mr Smith
Mr Balfour	Mr Ebery	Mr McClure	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McKellar	Mr Tanner
Mr Borthwick	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Templeton
Mr Brown	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Weideman
Mrs Chambers	Mr Jona	Mr Ramsay	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Crellin	Mr Lieberman	Mr Smith	Mr Cox
Mr Dixon	Mr McArthur	(<i>South Barwon</i>)	Mr Reynolds

And so it passed in the negative.

- 20 GEELONG PERFORMING ARTS CENTRE TRUST BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Ernst*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Wednesday next.
- 21 MOTOR CAR (PAYMENTS BY PENSIONERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 CANCER (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for the establishment in Victoria of a central cancer registry and the notification of cancers to such registry” (*Mr Roper*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put and agreed to.
Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 HEALTH (SPECIAL ACCOMMODATION HOUSES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Bill read a second time and committed; considered in Committee.
Committee reported progress; to sit again tomorrow.

- 24 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Protection of Animals Act 1966' and for other purposes*".
- 25 PROTECTION OF ANIMALS (AMENDMENT) BILL—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 26 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Central Gippsland (Brown Coal Land Compensation) Bill with an amendment.
Ordered—That the said amendment be printed and taken into consideration tomorrow.
- 27 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.
- 28 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at thirty-eight minutes past Eleven o'clock, adjourned until tomorrow.

I. N. McCARRON

Acting Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 69—Thursday, 17 April 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 TRANSPORT (ROAD FUNDS) BILL—Mr Maclellan, by leave, obtained leave, with Mr Thompson, to bring in a Bill "*to validate certain payments made out of the Roads (Special Projects) Fund, to close the Road Maintenance Account in the Country Roads Board Fund, to abolish the Roads (Special Projects) Fund, to amend the 'Business Franchise (Petroleum Products) Act 1979', the 'Commercial Goods Vehicles Act 1958', the 'Country Roads Act 1958', the 'Motor Car Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 3 N.S.W. ROAD FREIGHT INDUSTRY INQUIRY REPORTS—Motion made, by leave, and question—That there be presented to this House a copy of the First and Second Reports of the Commission of Inquiry into the N.S.W. Road Freight Industry (*Mr Maclellan*)—put and agreed to.
- 4 PAPER—Mr Maclellan presented:
N.S.W. Road Freight Industry Inquiry Reports—Return to the foregoing Order. Severally ordered to lie on the Table.
- 5 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Agricultural Chemicals Bill without amendment.
- 6 CENTRAL GIPPSLAND (BROWN COAL LAND COMPENSATION) BILL—The Order of Day for the consideration of the amendment of the Legislative Council was read.

And the said amendment was read a second time.

Motion made and question proposed—That the amendment be agreed to (*Mr Lieberman*).

Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.

Ordered—That the further consideration of the amendment made by the Legislative Council in this Bill be adjourned until Tuesday next.

- 7 VICTORIAN SOLAR ENERGY COUNCIL BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).

Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Tuesday, 29 April instant.

- 8 TOWN AND COUNTRY PLANNING (AMALGAMATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).

Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Thursday, 1 May next.

- 9 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).

Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 1 May next.

- 10 PENSIONERS' RATES REMISSION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 29 April instant.

- 11 WANGERRIP (LAND EXCHANGE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday next.

- 12 DIETITIANS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 1 May next.

- 13 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

Motion made and question—That the debate be now adjourned (*Mr Simpson*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 29 April instant.

- 14 RAILWAYS (BRIDGES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

- Motion made and question—That the debate be now adjourned (*Mr Walsh*)—put and agreed to.
 Ordered—That the debate be adjourned until Thursday next.
- 15 TRANSPORT (ROAD FUNDS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 29 April instant.
- 16 PROTECTION OF ANIMALS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
 Motion made and question—That the debate be now adjourned (*Mr Mathews*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 29 April instant.
- 17 HEALTH (SPECIAL ACCOMMODATION HOUSES) BILL—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time, after debate.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 WORKERS COMPENSATION (GENERAL AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Ramsay*)—put and agreed to.
- 20 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
 And then the House, at two minutes past Six o'clock, adjourned until Tuesday next.

I. N. McCARRON
Acting Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 70, 71 and 72

No. 70—Tuesday, 22 April 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 DISCHARGE OF ORDER OF THE DAY—Motion made, by leave, and question—That the following Order of the Day, General Business, be read and discharged:
Workers Compensation Bill—Second reading—Resumption of debate.
—and that the Bill be withdrawn (*Mr Wilkes*)—put and agreed to.
- 3 PETITION—TOXIC WASTE DEPOT AT PORT MELBOURNE—Mr Walsh presented a Petition from certain citizens of Port Melbourne praying that action be taken to prevent the establishment of a toxic waste depot at Salmon Street, Port Melbourne.
Ordered to lie on the Table.
- 4 PETITION—CASINOS—Mr Skeggs presented a Petition from certain members of St. James Church of England, Ivanhoe, praying that the House takes action to prevent the introduction of casinos into Victoria.
Ordered to lie on the Table.
- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Ombudsman—Report for the quarter ended 31 December 1979—Ordered to be printed.
Teaching Service Act 1958—Teaching Service (Teachers Tribunal) Regulations—Regulations amended (Nos. 509 and 510).
- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 80)—ASSENT TO BILL—Informing the Assembly that he had, that day, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:
Agricultural Chemicals Bill.
- 7 STAMPS (AMENDMENT) BILL (No. 2)—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Hamer, to bring in a Bill "*to amend the 'Stamps Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 81, 82, 83, 84, 85, 86 and 87)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
Country Fire Authority (Amendment) Bill.
Dietitians Bill.
Pensioners' Rates Remission Bill.
Town and Country Planning (Amalgamation) Bill.
Transport (Road Funds) Bill.
Victorian Solar Energy Council Bill.
Youth, Sport and Recreation (Guarantees) Bill.

9 STANDING ORDER No. 124—QUESTIONS—Motion made and question proposed—That Standing Order No. 124 of this House be amended by omitting “thirty minutes” and inserting in lieu thereof “one hour” (*Mr Fordham*).

Amendment proposed—That the expression “thirty minutes” and inserting in lieu thereof “one hour” be omitted with the view of inserting in place thereof the expression ‘the proviso thereto and inserting in lieu thereof “provided that such questions may be asked from the time Mr Speaker calls on Questions until the lapse of—(a) 45 minutes on Tuesday; and (b) 30 minutes on other days.”’ (*Mr Maclellan*)—and, after debate—

Question—That the expression proposed to be omitted stand part of the question—put.

The House divided.

AYES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers:</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Spyker

NOES, 47

Mr Austin	Mr Evans	Mr McInnes	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Templeton
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Weideman
Mr Brown	Mr Hayes	Mrs Patrick	Mr Whiting
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Williams
Mr Coleman	Mr Jona	Mr Reynolds	Mr Wood
Mr Collins	Mr Kennett	Mr Richardson	
Mr Crellin	Mr Lacy	Mr Ross-Edwards	
Mr Dixon	Mr Lieberman	Mr Skeggs	
Mr Dunstan	Mr McArthur	Mr Smith	
Mr Ebery	Mr McCance	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Evans	Mr McClure	Mr Smith	Mrs Chambers
(<i>Ballarat North</i>)	Mr McGrath	(<i>Warrnambool</i>)	Mr Cox

And so it passed in the negative.

Question—That the expression ‘the proviso thereto and inserting in lieu thereof “provided that such questions may be asked from the time Mr Speaker calls on Questions until the lapse of—(a) 45 minutes on Tuesdays; and (b) 30 minutes on other days.”’ be inserted.

Amendment proposed—That the following expression be added to the expression proposed to be inserted “and further provided that such times may be extended for a further period not exceeding 30 minutes at the discretion of Mr Speaker.” (*Mr Whiting*)—and, after debate—

Question—That the words proposed to be added to the proposed insertion be so added—put.

The House divided.

AYES, 40

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Ginifer	Mr Remington	Dr Vaughan
Mr Cathie	Mr Hann	Mr Roper	Mr Walsh
Dr Coghill	Mr Hockley	Mr Ross-Edwards	Mr Whiting
Mr Crabb	Mr Jasper	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	
Mr Ernst	Mr Kirkwood	Mr Simpson	
Mr Evans	Mr McGrath	Mr Stirling	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr McInnes	Mrs Toner	Mr Gavin
Mr Fogarty	Mr Mathews	Mr Trewin	Mr Spyker

NOES, 40

Mr Austin	Mr Evans	Mr Mackinnon	Mr Templeton
Mr Balfour	(<i>Ballarat North</i>)	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Borthwick	Mr Hayes	Mr Ramsay	Mr Williams
Mr Brown	Mr Jona	Mr Reynolds	Mr Wood
Mr Burgin	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	<i>Tellers</i>
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mrs Chambers
Mr Ebery	Mr McKellar	Mr Tanner	Mr Cox

And the numbers being equal, Mr Speaker said "As this is a matter of considerable importance to the running of this House under the Standing Orders, I consider it is not appropriate for a decision to be made by the Presiding Officer alone but that it should be decided by a majority of this House. However, as Presiding Officer and also Chairman of the Standing Orders Committee, I shall undertake to ensure that the Standing Orders Committee considers this matter at the earliest possible time. Under the circumstances I cast my vote with the Noes."

And so it passed in the negative.

Question—That the words proposed to be inserted be so inserted—put and agreed to.

Question—That Standing Order No. 124 of this House be amended by omitting the proviso thereto and inserting in lieu thereof "provided that such questions may be asked from the time Mr Speaker calls on Questions until the lapse of— (a) 45 minutes on Tuesdays; and (b) 30 minutes on other days"—put and agreed to.

10 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).

Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday next.

11 CENTRAL GIPPSLAND (BROWN COAL LAND COMPENSATION) BILL—The Order of the Day for the further consideration of the amendment of the Legislative Council was read.

Debate resumed on question—That the amendment be agreed to.

Amendment agreed to.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment.

- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to establish a Body Corporate under the name of the Baker Medical Research Institute and for related purposes*”.
- 13 BAKER MEDICAL RESEARCH INSTITUTE BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 14 VICTORIAN FILM CORPORATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Motor Car (Payments by Pensioners) Bill without amendment.
- 16 MELBOURNE UNDERGROUND RAIL LOOP (LAND DEVELOPMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the Melbourne Underground Rail Loop Authority has been reviewed by the Public Bodies Review Committee” (*Mr Evans, Gippsland East*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Debate resumed on question and amendment.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 68

Mr Amos	Mr Ernst	Mr McKellar	Mr Stirling
Mr Balfour	Mr Fogarty	Mr Mackinnon	Mr Tanner
Mr Birrell	Mr Fordham	Mr Maclellan	Mr Templeton
Mr Borthwick	Mr Gavin	Mr Mathews	Mr Thompson
Mr Brown	Mr Ginifer	Mr Miller	Mrs Toner
Mr Cain	Mr Hamer	Mrs Patrick	Mr Trezise
Mr Cathie	Mr Hayes	Mr Ramsay	Dr Vaughan
Mrs Chambers	Mr Hockley	Mr Remington	Mr Walsh
Dr Coghill	Mr Jolly	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Jona	Mr Richardson	Mr Wilkes
Mr Collins	Mr Kennett	Mr Roper	Mr Williams
Mr Crabb	Mr King	Mr Sidiropoulos	Mr Wilton
Mr Crellin	Mr Kirkwood	Mr Simmonds	Mr Wood
Mr Culpin	Mr Lacy	Mr Simpson	
Mr Dixon	Mr Lieberman	Mr Skeggs	
Mr Dunstan	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Ebery	Mr McCance	(<i>South Barwon</i>)	Mr Cox
Mr Edmunds	Mr McClure	Mr Spyker	Mr Rowe

NOES, 5

Mr McInnes	Mr Ross-Edwards	Mr Whiting	<i>Tellers</i>
			Mr Evans
			(<i>Gippsland East</i>)
			Mr Jasper

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to.

And the House having continued to sit till after Twelve of the clock—

WEDNESDAY, 23 APRIL 1980

Bill read the third time, after debate.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Extractive Industries (Amendment) Bill with an amendment.

Ordered—That the said amendment be printed and taken into consideration tomorrow.

- 18 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Navigable Waters (Oil Pollution) (Amendment) Bill without amendment.

- 19 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 20 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at thirty minutes past Twelve o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 71—Wednesday, 23 April 1980

- 1 Mr Speaker took the Chair and read the Prayer.

- 2 MINISTERIAL STATEMENT—CO-OPERATIVE FARMERS AND GRAZIERS DIRECT MEAT SUPPLY LTD—Mr Hamer made a Ministerial Statement relating to the Co-operative Farmers and Graziers Direct Meat Supply Ltd.

Motion made and question proposed—That this House takes note of the Ministerial Statement tomorrow (*Mr Hamer*)—and, after debate—

Motion, by leave, withdrawn.

Motion, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Hamer*)—and, after debate—

Motion made and question—That the debate be now adjourned (*Mr Burgin*)—put.

The House divided.

AYES, 47

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Ballarat North</i>)	Mr McInnes	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr McKellar	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton
Mr Brown	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Burgin	Mr Hann	Mrs Patrick	Mr Trewin
Mrs Chambers	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Coleman	Mr Jasper	Mr Reynolds	Mr Whiting
Mr Collins	Mr Jona	Mr Richardson	Mr Williams
Mr Crellin	Mr Kennett	Mr Ross-Edwards	Mr Wood
Mr Dixon	Mr Lacy	Mr Skeggs	<i>Tellers</i>
Mr Dunstan	Mr Lieberman	Mr Smith	Mr Cox
Mr Ebery	Mr McArthur	(<i>South Barwon</i>)	Mr McCance

NOES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Gavin	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	
Mr Edmunds	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Remington	Mr Trezise	Mr Hockley
Mr Fogarty	Mr Roper	Dr Vaughan	Mr King

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until tomorrow.

- 3 PETITION—SUNSHINE NORTH TECHNICAL SCHOOL STAFFING—Mr Fogarty presented a Petition from certain citizens and parents of students at Sunshine North technical school praying that action be taken to staff the school on the basis agreed to at the end of 1979, particularly in the mathematics, science and humanities areas.
Ordered to lie on the table.
- 4 POLICE REGULATION (RETIRED POLICE RESERVE) BILL—Mr Thompson obtained leave, with Mr Hamer, to bring in a Bill “to amend the ‘Police Regulation Act 1958’ with respect to the Entitlement of Police Reservists to Long Service Leave and Recreation Leave Allowances, and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 5 MEDICAL (POST-MORTEM) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to amend section 31 of the ‘Medical Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 EPWORTH HOSPITAL BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to establish a Body Corporate under the name of Epworth Hospital and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 7 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to amend the ‘Hospitals Superannuation Act 1965’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 HOSPITALS AND CHARITIES (APPOINTMENT OF ADMINISTRATORS) BILL—Mr Borthwick obtained leave, with Mr Lieberman, to bring in a Bill “to amend the ‘Hospitals and Charities Act 1958’ to provide a power to appoint an administrator to a community health service and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 9 HOME FINANCE (BORROWING POWERS) BILL—Mr Dixon obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Home Finance Act 1962’ to make provision with relation to the Borrowing of Moneys by the Home Finance Trust and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 PROFESSIONAL BOXING CONTROL (AMENDMENT) BILL—Mr Dixon obtained leave, with Mr Smith (*Warrnambool*), to bring in a Bill “to amend the ‘Professional

Boxing Control Act 1975'”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

11 MOTOR REGISTRATION BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “to transfer the staff and administration of the Motor Registration Branch to the Transport Regulation Board, to expand the membership of the Transport Regulation Board for certain purposes, to amend the ‘Commercial Goods Vehicles Act 1958’, the ‘Country Roads Act 1958’, the ‘Motor Car Act 1958’, the ‘Recreation Vehicles Act 1973’, the ‘Stamps Act 1958’, the ‘Transport Regulation Act 1958’, and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

12 VICTORIA POLICE FORCE—Motion made and question proposed—That this House deplores the failure of the Government to adequately staff the Victoria Police Force and to ensure that the Police administration retains the confidence of members of the Force (*Mr Simpson*)—and, after debate—

Amendment proposed—That after the word “staff” there shall be inserted the expression “, accommodate and provide facilities for” (*Mr Jasper*)—and, after debate—

Question—That the expression proposed to be inserted be so inserted—put.

The House divided.

AYES, 39

Mr Amos	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cain	Mr Hann	Mr Ross-Edwards	Mr Walsh
Mr Cathie	Mr Hockley	Mr Rowe	Mr Whiting
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Evans	Mr Kirkwood	Mr Spyker	
(<i>Gippsland East</i>)	Mr McInnes	Mr Stirling	
Mr Fogarty	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fordham	Mr Miller	Mr Trewin	Dr Coghill
Mr Gavin	Mr Remington	Mr Trezise	Mr Ernst

NOES, 39

Mr Austin	Mr Ebery	Mr McKellar	Mr Templeton
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Birrell	(<i>Ballarat North</i>)	Mr Maclellan	Mr Williams
Mr Borthwick	Mr Hamer	Mrs Patrick	Mr Wood
Mr Brown	Mr Hayes	Mr Ramsay	
Mr Burgin	Mr Jona	Mr Reynolds	
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dixon	Mr McCance	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mr Tanner

And the numbers being equal, Mr Speaker said “To enable the matter to be considered in its original form, I cast my vote with the ‘Noes’”.

And so it passed in the negative.

Original question—put.

The House divided.

AYES, 39

Mr Amos	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cain	Mr Hann	Mr Ross-Edwards	Mr Walsh
Mr Cathie	Mr Hockley	Mr Rowe	Mr Whiting
Mr Crabb	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr King	Mr Simpson	
Mr Evans	Mr Kirkwood	Mr Spyker	
(<i>Gippsland East</i>)	Mr McInnes	Mr Stirling	
Mr Fogarty	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Fordham	Mr Miller	Mr Trewin	Dr Coghill
Mr Gavin	Mr Remington	Mr Trezise	Mr Ernst

NOES, 39

Mr Austin	Mr Ebery	Mr McKellar	Mr Templeton
Mr Balfour	Mr Evans	Mr Mackinnon	Mr Thompson
Mr Birrell	(<i>Ballarat North</i>)	Mr Maclellan	Mr Williams
Mr Borthwick	Mr Hamer	Mrs Patrick	Mr Wood
Mr Brown	Mr Hayes	Mr Ramsay	
Mr Burgin	Mr Jona	Mr Reynolds	
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dixon	Mr McCance	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	Mr Tanner

And the numbers being equal, Mr Speaker said "As this is a motion I believe should be carried by a majority of the House, not merely by the vote of its Presiding Officer, I cast my vote with the 'Noes'".

And so it passed in the negative.

- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Dog Act 1970' and for other purposes*".
- 14 DOG (AMENDMENT) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 15 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Workers Compensation (General Amendment) Bill without amendment.
- 16 BAKER MEDICAL RESEARCH INSTITUTE BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 17 RACING (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 18 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—The Order of the Day for the consideration of the amendment of the Legislative Council was read.
And the said amendment was read a second time.
Motion made and question proposed—That the amendment be agreed to (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Amos*)—put, after debate, and agreed to.

Ordered—That the further consideration of the amendment made by the Legislative Council in this Bill be adjourned until Tuesday next.

19 POLICE REGULATION (RETIRED POLICE RESERVE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

Motion made and question—That the debate be now adjourned (*Mr Simpson*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 6 May next.

20 EPWORTH HOSPITAL BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered—That the debate be adjourned until Tuesday, 6 May next.

21 HOSPITALS AND CHARITIES (APPOINTMENT OF ADMINISTRATORS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Tuesday, 6 May next.

22 MOTOR REGISTRATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.

Ordered, after debate—That the debate be adjourned until Tuesday, 6 May next.

23 SUPPLY (1980–81, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Motion made and question—That the debate be now adjourned (*Mr Ebery*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

24 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Port Phillip Authority Act 1966’ to alter the membership of the Port Phillip Authority, to amend the ‘Town and Country Planning Act 1961’ and the ‘Ministry for Conservation Act 1972’ and for other purposes*”.

25 PORT PHILLIP AUTHORITY (AMENDMENT) BILL—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

26 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5 be postponed until later this day.

27 ESTATE AGENTS BILL—Further considered in Committee.

And having continued to sit till after Twelve of the clock—

THURSDAY, 24 APRIL 1980

Bill reported with amendments; as amended, considered, and amendments agreed to; read the third time.

On the motion of Mr Maclellan an amendment was made in the Bill.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

28 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

29 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at forty-six minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 72—Thursday, 24 April 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—RENTAL SECURITY DEPOSIT—Mr McCance presented a Petition from certain tenants praying that legislation be provided to prohibit the practice of charging of security deposits and to replace such practice with a State controlled insurance scheme for rented premises.
Ordered to lie on the Table.
- 3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 88)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Epworth Hospital Bill.
- 4 GRIEVANCES—Question—That grievances be noted—put, after debate, and agreed to.
- 5 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until later this day.
- 6 MEDICAL (POST-MORTEM) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 6 May next.
- 7 PROFESSIONAL BOXING CONTROL (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 8 DOG (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Thursday next.
- 9 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 10 PORT PHILLIP AUTHORITY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Dr Vaughan*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 11 SUPPLY (1980–81, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 May next.
- 13 STAMPS (AMENDMENT) BILL (No. 2)—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 May next.
- 14 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put, after debate, and agreed to.
- 15 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at fifty-two minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 73, 74 and 75

No. 73—Tuesday, 29 April 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—STEEL TRAPS—Mr Edmunds presented a Petition from certain citizens of Victoria praying that legislation be introduced to prohibit the use of the steel spring leg trap in the catching of animals and to provide for a suitable replacement.
Ordered to lie on the Table.
- 3 PETITION—CASINOS—Mr McArthur presented a Petition from certain citizens of Victoria praying that the proposal to introduce casinos into Victoria be withdrawn.
Ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Education Act 1958—Resumption of land at Wangaratta—Certificates of the Minister of Education (two papers).
 - Statutory Rules under the following Acts:
 - Architects Act 1958—No. 66.
 - Boilers and Pressure Vessels Act 1970—Nos. 96, 97.
 - Companies Act 1961—No. 125.
 - Consumer Affairs Act 1972—No. 111.
 - Co-operation Act 1958—No. 93.
 - Co-operative Housing Societies Act 1958—No. 104.
 - Country Fire Authority Act 1958—No. 108.
 - Dentists Act 1972—No. 118.
 - Discharged Servicemen's Preference Act 1943—No. 133.
 - Dried Fruits Act 1958—No. 107.
 - Environment Protection Act 1970—Nos. 109, 126.
 - Estate Agents Act 1958—No. 128.
 - Farm Produce Merchants and Commission Agents Act 1965—No. 88.
 - Health Act 1958—Nos. 119, 123.
 - Home Finance Act 1962—No. 94.
 - Housing Act 1958—No. 114.
 - Industrial Training Act 1975—Nos. 78, 79, 83, 113.
 - Labour and Industry Act 1958—No. 95.
 - Law Reform Act 1973—No. 132.
 - Local Government Act 1958—No. 77.
 - Lotteries Gaming and Betting Act 1966—No. 73.
 - Metropolitan Fire Brigades Superannuation Act 1976—No. 105.
 - Milk and Dairy Supervision Act 1958—Nos. 81, 106.
 - Milk Pasteurization Act 1958—No. 89.
 - Ministry for the Arts Act 1972—No. 134.
 - Motor Car Act 1958—No. 87.
 - Motor Car Traders Act 1973—No. 91.

National Parks Act 1975—No. 110.
 Poisons Act 1962—No. 121.
 Police Regulation Act 1958—No. 117.
 Post-Secondary Education Act 1978—No. 92.
 Public Service Act 1974—PSD Nos. 29 to 35.
 Racing Act 1958—Nos. 84, 85, 100, 101, 102, 103.
 Reference Areas Act 1978—No. 127.
 Scaffolding Act 1971—Nos. 80, 112.
 Second-hand Dealers Act 1958—No. 82.
 Stock Medicines Act 1958—No. 90.
 Valuation of Land Act 1960—No. 86.
 Victorian Film Corporation Act 1976—No. 135.
 Youth, Sport and Recreation Act 1972—No. 99.

- 5 DISCHARGE OF ORDER OF THE DAY—Motion made, by leave, and question—That the following Order of the Day, Government Business:

Ministerial Statement—Alcoa Smelter at Portland—To be considered.
 —be read and discharged (*Mr Maclellan*)—put and agreed to.

- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 89)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Motor Registration Bill.

- 7 ABATTOIR CAPACITY—Motion made and question—That this House is of the opinion that the powers of the *Abattoir and Meat Inspection Act 1973* should be exercised in such a manner as to prevent any increase in the killing capacity of abattoirs until such time as the overall needs of the meat industry have been investigated and reported upon (*Mr Fogarty*)—after debate; put.

The Houses divided.

AYES, 32

Mr Amos	Mr Gavin	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simmonds	
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Spyker	<i>Tellers:</i>
Mr Ernst	Mr Mathews	Mr Stirling	
Mr Fogarty	Mr Miller	Mrs Toner	Dr Coghill
Mr Fordham	Mr Remington	Mr Trezise	Dr Vaughan

NOES, 46

Mr Austin	Mr Hamer	Mr Maclellan	Mr Whiting
Mr Balfour	Mr Hann	Mrs Patrick	Mr Williams
Mr Birrell	Mr Hayes	Mr Reynolds	Mr Wood
Mr Borthwick	Mr Jasper	Mr Richardson	
Mr Brown	Mr Jona	Mr Ross-Edwards	
Mr Burgin	Mr Kennett	Mr Skeggs	
Mr Coleman	Mr Lacy	Mr Smith	
Mr Collins	Mr Lieberman	(<i>South Barwon</i>)	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	
Mr Ebery	Mr McClure	Mr Tanner	
Mr Evans	Mr McGrath	Mr Templeton	<i>Tellers:</i>
(<i>Ballarat North</i>)	Mr McInnes	Mr Thompson	
Mr Evans	Mr McKellar	Mr Trewin	Mrs Chambers
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Weideman	Mr Cox

And so it passed in the negative.

- 8 MINISTERIAL STATEMENT—PENTRIDGE JAIL EXPLOSION AND JAIL SECURITY—Mr Jona made a Ministerial Statement relating to the Pentridge Jail explosion and the Jail Security.
 Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statment (*Mr Jona*)—and, after debate—
 Motion made and question—That the debate be now adjourned (*Mr Tanner*)—put, after debate, and agreed to.
 Ordered—That the debate be adjourned until tomorrow.
- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make further provision with respect to certain enactments of the Parliament of England and of the Parliament of Great Britain and of the Parliament of the United Kingdom of Great Britain and Ireland in force at the time of the passing of the Act 9 George IV. c. LXXXIII., to incorporate into the Statute Law of Victoria certain of such enactments, to amend the ‘Imperial Acts Application Act 1922’ and for other purposes*”.
- 10 IMPERIAL ACTS APPLICATION BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 11 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to re-enact certain Imperial Laws applying in Victoria as part of the Statute Law of Victoria, to repeal Part III. of the ‘Imperial Acts Application Act 1922’, to amend various Acts and for other purposes*”.
- 12 IMPERIAL LAW RE-ENACTMENT BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to request the Parliament of the Commonwealth to enact an Act to remove certain Restrictions on the Exercise of Legislative Power by the Parliament of Victoria*”.
- 14 CONSTITUTIONAL POWERS (REQUEST) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 15 HOME FINANCE (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday next.
- 16 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—The Order of the Day for the further consideration of the amendment of the Legislative Council was read.
 Debate resumed on question—That the amendment be agreed to.
 Amendment agreed to.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment.

- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Sale of Land Act 1962’ to make provision in relation to the holding of Deposit Moneys in Transactions for the Sale of Land and for other purposes*”.
- 18 SALE OF LAND (DEPOSITS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend sections 5, 11, 26 and 49 of the ‘Friendly Societies Act 1958’*”.
- 20 FRIENDLY SOCIETIES (BENEFITS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 21 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend Part VIII of the ‘Magistrates’ Courts Act 1970’ and Section 11 of the ‘Magistrates’ Courts (Civil Jurisdiction) Act 1979’*”.
- 22 MAGISTRATES’ COURTS (JURISDICTION) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 23 WODONGA AREA LAND ACQUISITION (VALIDATION) BILL—Order read for resuming debate on question—That this Bill be now read a third time—*and on the amendment*—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a third time until officers of the Department of State Development, Decentralization and Tourism, the Treasury and the Albury-Wodonga (Victoria) Corporation are made available to the Opposition to comment upon the land purchases referred to in the Bill”; debate resumed.

Amendment, by leave, withdrawn.

Debate resumed on question—That this Bill be now read a third time.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a third time until a Queen’s Counsel, with powers appropriate to the powers given under Part VIA. of the *Companies Act 1961*, has been appointed to examine the Wallace transaction referred to in item 10 of the Schedule to the Bill” (*Mr Crabb*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Wood*)—put and agreed to.

Debate resumed on question—That this Bill be now read a third time—*and on the amendment*—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a third time until a Queen’s Counsel, with powers appropriate to the powers given under Part VIA. of the *Companies Act 1961*, has been appointed to examine the Wallace transaction referred to in item 10 of the Schedule to the Bill”.

And the House having continued to sit till after Twelve of the clock—

WEDNESDAY, 30 APRIL 1980

Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 45

Mr Austin	Mr Evans	Mr McKellar	Mr Weideman
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Whiting
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Williams
Mr Borthwick	Mr Hann	Mrs Patrick	Mr Wood
Mr Brown	Mr Hayes	Mr Ramsay	
Mr Burgin	Mr Jasper	Mr Reynolds	
Mr Coleman	Mr Jona	Mr Richardson	
Mr Collins	Mr Kennett	Mr Ross-Edwards	
Mr Crellin	Mr Lacy	Mr Skeggs	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Ebery	Mr McClure	Mr Tanner	
Mr Evans	Mr McGrath	Mr Templeton	Mrs Chambers
(<i>Ballarat North</i>)	Mr McInnes	Mr Thompson	Mr Cox

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	<i>Tellers:</i>
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	Mr Miller
Mr Fogarty	Mr Remington	Mr Trezise	Mr Walsh

And so it was resolved in the affirmative.

Motion made and question—That this Bill be now read a third time (*Mr Hamer*)
—put.

The House divided.

AYES, 45

Mr Austin	Mr Evans	Mr McKellar	Mr Weideman
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Whiting
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Williams
Mr Borthwick	Mr Hann	Mrs Patrick	Mr Wood
Mr Brown	Mr Hayes	Mr Ramsay	
Mr Burgin	Mr Jasper	Mr Reynolds	
Mr Coleman	Mr Jona	Mr Richardson	
Mr Collins	Mr Kennett	Mr Ross-Edwards	
Mr Crellin	Mr Lacy	Mr Skeggs	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Ebery	Mr McClure	Mr Tanner	
Mr Evans	Mr McGrath	Mr Templeton	Mrs Chambers
(<i>Ballarat North</i>)	Mr McInnes	Mr Thompson	Mr Cox

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	<i>Tellers:</i>
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	Mr Miller
Mr Fogarty	Mr Remington	Mr Trezise	Mr Walsh

And so it was resolved in the affirmative—Bill read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 24 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Local Authorities Superannuation Act 1958’ and for other purposes*”.
- 25 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—On the motion of Mr Balfour, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 26 CHIROPODISTS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amended title, which title is as follows:
“A Bill to amend sections 9 and 13 of the ‘Chiropodists Act 1968’”.
 Bill, as amended, considered, and amendment agreed to; read the third time, after debate.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 27 YOUTH, SPORT AND RECREATION (GUARANTEES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 28 WANGERRIP (LAND EXCHANGE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 29 RAILWAYS (BRIDGES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 30 CROWN LAND (MINERAL SPRINGS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 31 GROUNDWATER (MINERAL WATER) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 32 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

33 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at fourteen minutes past Four o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 74—Wednesday, 30 April 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—EAST BENTLEIGH HEALTH CENTRE BUILDING—Mr Spyker presented a Petition from certain citizens praying that action be taken through the Health Commission to permit construction of the planned building for the East Bentleigh Community Health Centre to proceed without delay.
Ordered to lie on the Table.
- 3 STATUTE LAW REVISION COMMITTEE—Mr Smith (*South Barwon*), Chairman, brought up a Report from the Statute Law Revision Committee upon the proposals contained in the Statute Law Revision Bill; together with an Appendix and Minutes of Evidence.
Ordered to lie on the Table and the Report and Appendix to be printed.
- 4 ST NICHOLAS' HOSPITAL INQUIRY—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Committee of Inquiry to investigate Claims about Children at St Nicholas' Hospital, March 1980 (*Mr Borthwick*)—put and agreed to.
- 5 PAPER—Mr Borthwick presented:
St Nicholas' Hospital Inquiry Report—Return to the foregoing Order.
Ordered to lie on the Table and to be printed.
- 6 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Public Service Board—Report for the year 1978–79—Ordered to be printed.
Town and Country Planning Act 1961—
Echuca—City of Echuca Planning Scheme, Amendment No. 41 (1979).
Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment No. 115 (1979).
Rosedale—Shire of Rosedale Planning Scheme, Amendment Nos. 13 and 14 (1979) (two papers).
- 7 MINISTERIAL STATEMENT—ST NICHOLAS' HOSPITAL INQUIRY—Mr Borthwick made a Ministerial Statement relating to the St Nicholas' Hospital Inquiry.
Ordered, after debate—That the Statement be taken into consideration tomorrow.

- 8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 90)—ASSENT TO BILLS—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
Central Gippsland (Brown Coal Land Compensation) Bill.
Motor Car (Payments by Pensioners) Bill.
Navigable Waters (Oil Pollution) (Amendment) Bill.
Workers Compensation (General Amendment) Bill.
- 9 IMPERIAL ACTS APPLICATION BILL, IMPERIAL LAW RE-ENACTMENT BILL AND CONSTITUTIONAL POWERS (REQUEST) BILL—Motion made, by leave, and question—That this House authorizes and requires Mr Speaker to permit the second readings and subsequent stages of the Imperial Acts Application Bill, the Imperial Law Re-enactment Bill, and the Constitutional Powers (Request) Bill to be moved and debated concurrently (*Mr Maclellan*)—put and agreed to.
- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 91)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Home Finance (Borrowing Powers) Bill.
- 11 LIQUIFIED PETROLEUM GAS SUBSIDY BILL—Mr Balfour obtained leave, with Mr Thompson, to bring in a Bill “to subsidize the cost of liquified petroleum gas when used for certain purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—Mr Thompson obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘State Employees Retirement Benefits Act 1979’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 13 DISCHARGE OF ORDER OF THE DAY—Motion made and question—That the following Order of the Day, Government Business, be read and discharged:
Planning Appeals Board Bill—Second reading—Resumption of debate.
—and that the Bill be withdrawn (*Mr Lieberman*)—put and agreed to.
- 14 PLANNING APPEALS BOARD BILL (No. 2)—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill “to make Provision for the Establishment and Constitution of a Planning Appeals Board, to confer Jurisdiction thereon, to amend the ‘Drainage Areas Act 1958’, the ‘Health Act 1958’, the ‘Local Government Act 1958’, the ‘Town and Country Planning Act 1961’, the ‘Port Phillip Authority Act 1966’, the ‘Strata Titles Act 1967’, the ‘Environment Protection Act 1970’, the ‘Cluster Titles Act 1974’, the ‘Drainage of Land Act 1975’ and the ‘Central Gippsland (Brown Coal Land Compensation) Act 1980’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 15 WATER (VALUATION EQUALIZATION) BILL—Mr Smith (*Warrnambool*) obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Water Act 1958’ with respect to the Rating of Properties and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 16 ALCOA DEVELOPMENT AT PORTLAND—Motion made and question—That the Ministerial Statement in respect of the proposed Alcoa development at Portland fails to disclose in complete and accurate detail, all aspects of the effects of the proposed development (*Mr Wilkes*)—after debate, put.

The House divided.

AYES, 31

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Sidiropoulos	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Simmonds	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Simpson	Mr Wilton
Mr Culpin	Mr Jolly	Mr Spyker	<i>Tellers:</i>
Mr Edmunds	Mr King	Mr Stirling	Mr Mathews
Mr Ernst	Mr Kirkwood	Mrs Toner	Mr Rowe

NOES, 45

Mr Austin	Mr Evans	Mr McInnes	Mr Templeton
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	Mr Thompson
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Whiting
Mr Brown	Mr Hayes	Mrs Patrick	Mr Williams
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Wood
Mrs Chambers	Mr Jona	Mr Reynolds	
Mr Coleman	Mr Kennett	Mr Richardson	
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Crellin	Mr Lieberman	Mr Skeggs	<i>Tellers:</i>
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	Mr Cox
Mr Ebery	Mr McGrath	Mr Tanner	Mr McArthur

And so it passed in the negative.

- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to authorize the Granting of Leases of certain Land at East Melbourne in the City of Melbourne permanently reserved as a Site for a Public Park, and for other purposes*”.
- 18 MELBOURNE (YARRA PARK) LAND BILL—On the motion of Mr Borthwick, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to further amend the ‘Forests Act 1958’*”.
- 20 FORESTS (FURTHER AMENDMENT) BILL—On the motion of Mr Smith (*Warrnambool*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 21 IMPERIAL ACTS APPLICATION BILL, IMPERIAL LAW RE-ENACTMENT BILL AND CONSTITUTIONAL POWERS (REQUEST) BILL—Motion made and question proposed—That these Bills be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 22 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.
- 23 FRIENDLY SOCIETIES (BENEFITS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 24 MAGISTRATES’ COURTS (JURISDICTION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.

- 25 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 26 PLANNING APPEALS BOARD BILL (No. 2)—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 21 May next.
- 27 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 28 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith, after debate.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 29 PENSIONERS' RATES REMISSION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Thompson*)—put and agreed to.
Bill read a second time, and leave having been granted for the third reading to be proposed forthwith—
Motion made and question—That this Bill be now read a third time (*Mr Thompson*)—put.
The House divided.

AYES, 45

Mr Austin	Mr Evans	Mr McKellar	Mr Thompson
Mr Balfour	(<i>Ballarat North</i>)	Mr Mackinnon	Mr Trewin
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hayes	Mrs Patrick	Mr Whiting
Mr Brown	Mr Jasper	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jona	Mr Reynolds	Mr Wood
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Ross-Edwards	
Mr Collins	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	
Mr Dunstan	Mr McClure	Mr Tanner	
Mr Ebery	Mr McInnes	Mr Templeton	
			<i>Tellers:</i>
			Mr Cox
			Mr McGrath

NOES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr King	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	<i>Tellers:</i>
Mr Edmunds	Mr Miller	Mrs Toner	
Mr Ernst	Mr Remington	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Roper	Dr Vaughan	Mr Jolly

And so it was resolved in the affirmative—Bill read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

30 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Health (Special Accommodation Houses) Bill.

Cancer (Amendment) Bill.

Victorian Film Corporation (Amendment) Bill.

Railways (Bridges) Bill.

Wangerrip (Land Exchange) Bill.

31 MOTOR CAR TRADERS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

And the House having continued to sit till after Twelve of the clock—

THURSDAY, 1 MAY 1980

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until provision is made requiring the Motor Registration Branch to register all hire-purchase and like agreements relating to motor vehicles and to record such details on motor registration certificates” (*Mr Rowe*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 46

Mr Austin	Mr Evans	Mr Mackinnon	Mr Williams
Mr Balfour	(<i>Gippsland East</i>)	Mr Maclellan	Mr Wood
Mr Birrell	Mr Hamer	Mrs Patrick	
Mr Borthwick	Mr Hann	Mr Ramsay	
Mr Brown	Mr Hayes	Mr Reynolds	
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>South Barwon</i>)	
Mr Dixon	Mr McArthur	Mr Tanner	
Mr Dunstan	Mr McCance	Mr Templeton	<i>Tellers:</i>
Mr Ebery	Mr McClure	Mr Thompson	
Mr Evans	Mr McInnes	Mr Weideman	Mr Cox
(<i>Ballarat North</i>)	Mr McKellar	Mr Whiting	Mr McGrath

NOES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr King	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	
Mr Edmunds	Mr Miller	Mrs Toner	
Mr Ernst	Mr Remington	Mr Trezise	
Mr Fogarty	Mr Roper	Dr Vaughan	
			<i>Tellers:</i>
			Mr Gavin
			Mr Jolly

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

32 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Supply (1980–81, No. 1) Bill without amendment.

33 RACING (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

34 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

35 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at two minutes past Three o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 75—Thursday, 1 May 1980

1 Mr Speaker took the Chair and read the Prayer.

2 CO-OPERATIVE FARMERS AND GRAZIERS DIRECT MEAT SUPPLY LTD REPORT—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Inspector appointed to investigate the Affairs of the Co-operative Farmers and Graziers Direct Meat Supply Ltd (*Mr Dixon*)—put and agreed to.

- 3 PAPER—Mr Dixon presented:
Co-operative Farmers and Graziers Direct Meat Supply Ltd Report—Return to the foregoing Order.
Ordered to lie on the Table and to be printed.
- 4 MINISTERIAL STATEMENT—CO-OPERATIVE FARMERS AND GRAZIERS DIRECT MEAT SUPPLY LTD—Mr Dixon made a Ministerial Statement relating to the Co-operative Farmers and Graziers Direct Meat Supply Ltd.
Ordered, after debate—To be taken into consideration tomorrow.
- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 92)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the State Employees Retirement Benefits (Amendment) Bill.
- 6 VICTORIAN ECONOMY—Motion made and question—That this House expresses its deep concern at the decline in the Victorian economy and condemns the Victorian Government for failing to support and implement policies which will lift the Victorian economy out of the present serious recession (*Mr Jolly*)—after debate, put.
The House divided.

AYES, 38

Mr Amos	Mr Fordham	Mr McInnes	Mr Spyker
Mr Cain	Mr Gavin	Mr Mathews	Mr Stirling
Mr Cathie	Mr Ginifer	Mr Miller	Mrs Toner
Dr Coghill	Mr Hann	Mr Remington	Mr Trezise
Mr Crabb	Mr Hockley	Mr Roper	Dr Vaughan
Mr Culpin	Mr Jasper	Mr Ross-Edwards	Mr Wilkes
Mr Edmunds	Mr Jolly	Mr Rowe	Mr Wilton
Mr Evans	Mr King	Mr Sidiropoulos	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr Kirkwood	Mr Simmonds	Mr Ernst
Mr Fogarty	Mr McGrath	Mr Simpson	Mr Walsh

NOES, 38

Mr Austin	Mr Dunstan	Mr McClure	Mr Smith
Mr Balfour	Mr Ebery	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Evans	Mr Mackinnon	Mr Templeton
Mr Borthwick	(<i>Ballarat North</i>)	Mr Maclellan	Mr Thompson
Mr Brown	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jona	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Kennett	Mr Reynolds	
Mr Coleman	Mr Lacy	Mr Richardson	<i>Tellers</i>
Mr Collins	Mr Lieberman	Mr Skeggs	Mr Cox
Mr Crellin	Mr McArthur	Mr Smith	Mr Tanner
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	

And the numbers being equal, Mr Speaker said, "As this motion should be carried by a majority of the House and not merely by the casting vote of its Presiding Officer I cast my vote with the 'Noes'".

And so it passed in the negative.

- 7 LIQUIFIED PETROLEUM GAS SUBSIDY BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
- Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.

- 8 WATER (VALUATION EQUALIZATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Mr Amos*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 9 SALE OF LAND (DEPOSITS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 10 MELBOURNE (YARRA PARK) LAND BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Balfour*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 11 FORESTS (FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Smith, Warrnambool*).
Motion made and question—That the debate be now adjourned (*Dr Vaughan*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.
- 13 GEELONG PERFORMING ARTS CENTRE TRUST BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 TRANSPORT (ROAD FUNDS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 BUILDING SOCIETIES (AMENDMENT) BILL—Order read for resuming adjourned debate on question—That this Bill be now read a second time; debate resumed. Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 16 VICTORIAN SOLAR ENERGY COUNCIL BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for a single Energy Research and Development Council responsible for the encouragement of research and development of alternative energy forms and uses.” (*Mr Amos*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 41

Mr Austin	Mr Evans	Mr McInnes	Mr Templeton
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Thompson
Mr Birrell	Mr Hann	Mr Maclellan	Mr Weideman
Mr Borthwick	Mr Hayes	Mrs Patrick	Mr Williams
Mr Brown	Mr Jasper	Mr Ramsay	Mr Wood
Mr Burgin	Mr Jona	Mr Reynolds	
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Ross-Edwards	
Mr Collins	Mr Lieberman	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	Mr Cox
Mr Ebery	Mr McGrath	Mr Tanner	Mr McArthur

NOES, 31

Mr Amos	Mr Fogarty	Mr Mathews	Mrs Toner
Mr Cain	Mr Fordham	Mr Miller	Mr Trezise
Mr Cathie	Mr Gavin	Mr Remington	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Roper	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr King	Mr Simpson	Mr Rowe
Mr Ernst	Mr Kirkwood	Mr Stirling	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 17 TOWN AND COUNTRY PLANNING (AMALGAMATION) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

And the House having continued to sit till after Twelve of the clock—

FRIDAY, 2 MAY 1980

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for—

- (1) the establishment of a Ministry for Planning and Regional Development to take over the responsibility for planning, State development and decentralization;
- (2) the Ministry to formulate strategy plans for the whole of Victoria; and
- (3) the establishment of a Land Commission with power to acquire, develop and market land.” (*Mr Cain*)—and, after debate—

Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 41

Mr Austin	Mr Evans	Mr McGrath	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton
Mr Birrell	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Borthwick	Mr Hayes	Mr Maclellan	Mr Weideman
Mrs Chambers	Mr Jasper	Mrs Patrick	Mr Williams
Mr Coleman	Mr Jona	Mr Ramsay	Mr Wood
Mr Collins	Mr Kennett	Mr Reynolds	
Mr Dixon	Mr Lacy	Mr Richardson	
Mr Dunstan	Mr Lieberman	Mr Ross-Edwards	<i>Tellers</i>
Mr Ebery	Mr McArthur	Mr Skeggs	
Mr Evans	Mr McCance	Mr Smith	Mr Brown
(<i>Ballarat North</i>)	Mr McClure	(<i>South Barwon</i>)	Mr Cox

NOES, 31

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr King
Mr Ernst	Mr Mathews	Mr Stirling	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read the third time.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 18 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Crown Land (Mineral Springs) Bill.

Groundwater (Mineral Water) Bill.

Melbourne Underground Rail Loop (Land Development) Bill.

Chiropodists (Amendment) Bill.

Youth, Sport and Recreation (Guarantees) Bill.

- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Returning the Archaeological and Aboriginal Relics Preservation (Amendment) Bill and, on consideration of the Bill in Committee, suggesting amendments and acquainting the Assembly that they have made amendments in the Bill.

Ordered—That the said amendments be printed and taken into consideration tomorrow.

- 20 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

- 21 ADJOURNMENT—Resolved—That the House do now adjourn.

And then the House, at thirty-six minutes past One o'clock in the morning, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 76, 77 and 78

No. 76—Tuesday, 6 May 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—LENNISTER FARM—Mrs Toner presented a Petition from certain electors praying that action be taken to retain the land known as Lennister Farm for use as open public space.
Ordered to lie on the Table.
- 3 PETITION—ANIMAL CONFINEMENT—Mr Templeton presented a Petition from certain citizens of Victoria praying that legislation be introduced to eliminate the practice of closely confining animals in artificial environments and feeding animals entirely or partly on artificial foods.
Ordered to lie on the Table.
- 4 PETITION—CASINOS—Mr Coleman presented a Petition from certain citizens of Victoria praying that the proposal to introduce casinos into Victoria be withdrawn.
Ordered to lie on the Table.
- 5 PAPER—Mr Dixon presented:
Co-operative Farmers and Graziers Direct Meat Supply Ltd Report (Vol. 1)
—Return to Order of 1 May instant.
Ordered to lie on the Table and to be printed in lieu of Vol. 1 ordered to be printed 1 May instant.
- 6 CONSERVATION OF ENERGY RESOURCES—Mr McClure brought up the Fifth Progress Report from the Conservation of Energy Resources Committee—Traffic Management; together with Appendices, Submissions and Minutes of Evidence.
Ordered to lie on the Table and the Report and Appendices to be printed.
- 7 PAPERS—The following papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Building Societies—Report of the Registrar for the year 1977-78—Ordered to be printed.
 - Education Act 1958—Resumption of land at Frankston—Certificate of the Minister of Education.
 - Grain Elevators Board—Report and Statement of accounts for the year ended 31 October 1978.
 - National Gallery of Victoria—Reports of the Council of Trustees for the year 1977-78 and 1978-79 (two papers).

Parole Board (Adult)—Reports for the year 1977–78 and 1978–79 (two papers)—Severally ordered to be printed.

Victorian Film Corporation—Report for the year 1978–79.

- 8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 93)—ASSENT TO BILLS—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Extractive Industries (Amendment) Bill.

Health (Special Accommodation Houses) Bill.

Cancer (Amendment) Bill.

Victorian Film Corporation (Amendment) Bill.

Railways (Bridges) Bill.

Wangerrip (Land Exchange) Bill.

Supply (1980–81, No. 1) Bill.

Crown Land (Mineral Springs) Bill.

Groundwater (Mineral Water) Bill.

Melbourne Underground Rail Loop (Land Development) Bill.

Chiropodists (Amendment) Bill.

Youth, Sport and Recreation (Guarantees) Bill.

- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 94)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Planning Appeals Board Bill (No. 2).

- 10 INDUSTRIAL SAFETY—Motion made and question—That this House expresses its concern at the failure of the Government to take all necessary steps to provide for improved safety and protection measures for Victorian workers in order to reduce the current disgraceful incidence of industrial accidents and occupational health risks and to reduce the present disruption and cost to Victorian industry and calls upon the Government to take immediate action to minimize such health and accident risks (*Mr Simmonds*)—after debate, put.

The House divided.

AYES 32

Mr Amos	Mr Gavin	Mr Roper	Dr Vaughan
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	<i>Tellers</i>
Mr Culpin	Mr Kirkwood	Mr Spyker	Mr Ernst
Mr Edmunds	Mr Mathews	Mr Stirling	Mr Walsh
Mr Fogarty	Mr Miller	Mrs Toner	
Mr Fordham	Mr Remington	Mr Trezise	

NOES 47

Mr Austin	Mr Evans	Mr Mackinnon	Mr Whiting
Mr Balfour	(<i>Gippsland East</i>)	Mr Maclellan	Mr Williams
Mr Birrel	Mr Hamer	Mrs Patrick	Mr Wood
Mr Borthwick	Mr Hann	Mr Ramsay	
Mr Brown	Mr Hayes	Mr Reynolds	
Mr Burgin	Mr Jasper	Mr Richardson	
Mrs Chambers	Mr Jona	Mr Ross-Edwards	
Mr Coleman	Mr Kennett	Mr Skeggs	
Mr Collins	Mr Lacy	Mr Smith	
Mr Crellin	Mr Lieberman	(<i>Warrnambool</i>)	
Mr Dixon	Mr McArthur	Mr Tanner	
Mr Dunstan	Mr McClure	Mr Templeton	<i>Tellers</i>
Mr Ebery	Mr McGrath	Mr Thompson	
Mr Evans	Mr McInnes	Mr Trewin	Mr Cox
(<i>Ballarat North</i>)	Mr McKellar	Mr Weideman	Mr McCance

And so it passed in the negative.

- 11 MINISTERIAL STATEMENT—ST NICHOLAS' HOSPITAL ENQUIRY—Motion made and question—That this House takes note of the Ministerial Statement (*Mr Roper*)—put, after debate, and agreed to.
- 12 PROFESSIONAL BOXING CONTROL (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 STAMPS (AMENDMENT) BILL (No.2)—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Thompson*)—put and agreed to.
Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 LIQUIFIED PETROLEUM GAS SUBSIDY BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 POLICE REGULATION (RETIRED POLICE RESERVE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
And the House having continued to sit till after Twelve of the clock—
WEDNESDAY, 7 MAY 1980
Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Pensioners' Rates Remission Bill.
Motor Car Traders (Amendment) Bill.
Racing (Amendment) Bill.
Country Fire Authority (Amendment) Bill.
- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to revise Statute Law*".
- 18 STATUTE LAW REVISION BILL—On the motion of Mr Thompson, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time to-morrow.
- 19 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 20 HOSPITALS AND CHARITIES (APPOINTMENT OF ADMINISTRATORS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 POSTPONEMENT OF ORDER OF THE DAY—Ordered, after debate—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 22 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 MOTOR REGISTRATION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time, after debate.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 HOME FINANCE (BORROWING POWERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 EPWORTH HOSPITAL BILL—Order read for resuming debate on question—That this Bill be now read a second time.
Mr Speaker ruled Bill a Private Bill.
Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Borthwick*)—put and agreed to.
Debate resumed on question—That this Bill be now read a second time.
Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 26 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 27 WATER (VALUATION EQUALIZATION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 28 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Victorian Solar Energy Council Bill without amendment.
- 29 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Wood*)—put and agreed to.
- 30 ADJOURNMENT—Resolved—That the House do now adjourn.
- And then the House, at five minutes past Two o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 77—Wednesday, 7 May 1980

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PETITION—ANIMAL PROTECTION—Mr Dunstan presented a Petition from certain citizens praying that action be taken to prevent trafficking and export of live animals for slaughter and to institute an inquiry into animal welfare with the view of providing adequate animal protection legislation.
Ordered to lie on the Table.
- 3 SUBORDINATE LEGISLATION COMMITTEE—Mr Birrell, Chairman, brought up a Report from the Subordinate Legislation Committee upon the Liquefied Gases (Transportation and Gas Transfer) Regulations 1979, Statutory Rule No. 416/1979 and the Liquefied Petroleum Gas (Amendment) Regulations 1979, Statutory Rule No. 434/1979.
Ordered to lie on the Table.
- 4 PAPER—Mr Lacy presented:
Teacher Education—Interim Report of Committee of Victorian Inquiry—Return to Order of 18 March last.
Ordered to lie on the Table and to be printed, in lieu of Interim Report ordered to be printed 18 March last.
- 5 PAPERS—Mr Thompson presented, by command of His Excellency the Governor—
Report of the Committee appointed to examine and advise in relation to the recommendations made in Chapter 8 of Volume 1 of the Report of the Board of Inquiry into Allegations against Members of the Victoria Police Force, Part II—Investigations of Complaints Against Police.
Ordered to lie on the Table and to be printed.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Consumer Affairs—Report of the Director for the year 1978–79—Ordered to be printed.
Superannuation Board—Report for the year 1978–79—Ordered to be printed.

Town and Country Planning Act 1961—

Alexandra—Shire of Alexandra Planning Scheme, Amendment Nos. 9, 10, 11 (1979) (three papers).

Ballaarat—City of Ballaarat Planning Scheme, Amendment No. 50.

Cranbourne Planning Scheme 1960, Amendment No. 27 (1978).

Echuca—City of Echuca Planning Scheme, Amendment No. 45.

Kilmore—Shire of Kilmore Planning Scheme, Amendment Nos. 41 and 42 (1980) (two papers).

Lillydale—Shire of Lillydale Planning Scheme, Amendment No. 79 (1977).

Sherbrooke—Shire of Sherbrooke Planning Scheme 1965, Amendment No. 125 (1979).

- 6 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Wodonga Area Land Acquisition (Validation) Bill without amendment.
- 7 POLICE REGULATION (CHARGES AND APPEALS) BILL—Mr Thompson obtained leave with Mr Hamer, to bring in a Bill “to amend the ‘Police Regulation Act 1958’ ”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 8 LIQUEFIED GASES (TRANSPORTATION AND GAS TRANSFER) REGULATIONS 1979 AND LIQUIFIED PETROLEUM GAS (AMENDMENT) REGULATIONS 1979—Motion made and question—That the Liquefied Gases (Transportation and Gas Transfer) Regulations 1979, Statutory Rule No. 416/1979 and the Liquefied Petroleum Gas (Amendment) Regulations 1979, Statutory Rule No. 434/1979 be disallowed (*Mr Birrell*)—put, after debate, and agreed to.
- 9 STATUTE LAW REVISION BILL—Motion made and question proposed—That this Bill be now read a second time’ (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 10 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—The Order of the Day for the consideration of the amendments suggested by the Legislative Council, and the amendments made by the Legislative Council, in this Bill was read.
On the motion of Mr Borthwick and, after debate—Suggested amendments made. The amendments made by the Legislative Council were read a second time and, after debate, agreed to by the House.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.
- 11 MINISTERIAL STATEMENT—INQUIRY INTO CO-OPERATIVE FARMERS AND GRAZIERS DIRECT MEAT SUPPLY LTD—Motion made and question—That this House takes note of the Ministerial Statement (*Mr Fogarty*)—put, after debate, and agreed to.
- 12 LOCAL GOVERNMENT (VALIDATION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Estate Agents Bill with amendments.
Ordered—That the said amendments be printed and taken into consideration later this day.
- 14 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 15 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Professional Boxing Control (Amendment) Bill.
Police Regulation (Retired Police Reserve) Bill.
State Employees Retirement Benefits (Amendment) Bill.
Home Finance (Borrowing Powers) Bill.
Hospitals and Charities (Appointment of Administrators) Bill.
Hospitals Superannuation (Amendment) Bill.
Epworth Hospital Bill.
- 16 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Archaeological and Aboriginal Relics Preservation (Amendment) Bill (including the amendments made by the Assembly which were suggested by the Council) without further amendment.
- 17 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 18 DOG (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 19 PROTECTION OF ANIMALS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until a Joint Select Committee has reported on all aspects of animal welfare, particularly those aspects recommended by the Statute Law

Revision Committee and the Royal Society for the Prevention of Cruelty to Animals and those previously foreshadowed by the Government" (*Mr Mathews*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Debate resumed on question and amendment.

And the House having continued to sit till after Twelve of the Clock—

THURSDAY, 8 MAY 1980

Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 43

Mr Austin	Mr Evans	Mr Maclellan	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mrs Patrick	Mr Trewin
Mr Birrell	Mr Hamer	Mr Ramsay	Mr Weideman
Mr Borthwick	Mr Jasper	Mr Reynolds	Mr Whiting
Mr Burgin	Mr Kennett	Mr Richardson	Mr Williams
Mrs Chambers	Mr Lacy	Mr Ross-Edwards	Mr Wood
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	
Mr Crellin	Mr McCance	(<i>South Barwon</i>)	
Mr Dixon	Mr McClure	Mr Smith	
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Tanner	Mr Brown
(<i>Ballarat North</i>)	Mr Mackinnon	Mr Templeton	Mr Cox

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Rowe

And so it was resolved in the affirmative.

Bill read a second time and committed.

Ordered—That the Bill be considered in Committee later this day.

Motion made, by leave, and question—That it be an instruction to the Committee that they have power to consider new clauses to—(a) authorize a justice of the peace to issue a warrant to a full-time officer of the Royal Society for the Prevention of Cruelty to Animals or a registered veterinary surgeon to enter and search premises where there is reason to believe that an offence against the *Protection of Animals Act* 1966 is being committed upon an animal; (b) authorize certain persons to enter, inspect and examine without warrant, premises wherein animals are kept for commercial purposes or wherein it is suspected that an animal is being kept for the purpose of a surgical operation or an experiment involving the infliction of pain; (c) empower the Governor in Council to make regulations with respect to the conduct of commercial enterprises involving animals; (d) allow a court, in addition to imposing any fine or penalty, to disqualify a person convicted for the first time of an offence

of cruelty to an animal from keeping certain animals; (e) establish an Animal Experimentation Control Board with power to recommend to the Minister regulations relating to experimentation on animals and to register or de-register persons who may perform such experiments; (f) make it an offence to obstruct, hinder, molest or assault a person acting under an authority vested in him by or under the *Protection of Animals Act 1966*; (g) allow a court in certain circumstances to require a member of the police force to prosecute an information laid by someone else; and (h) provide that monies recovered as penalties for offences against the *Protection of Animals Act 1966* shall be paid to the Animal Experimentation Control Board or (if the amount exceeds the requirements of the Board) animal welfare organizations nominated by the Minister (*Mr Mathews*)—put and agreed to.

Bill considered in Committee.

Committee reported progress; to sit again tomorrow.

20 POSTPONEMENT OF ORDERS OF THE DAY—Motion made and question—That the consideration of the remaining Orders of the Day be postponed (*Mr Maclellan*)—put and agreed to.

21 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at five minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 78—Thursday, 8 May 1980

1 Mr Speaker took the Chair and read the Prayer.

2 PETITION—HORSE STEALING—Dr Coghill presented a Petition from certain citizens praying that legislation be reintroduced to provide for the prosecution of persons for the unauthorized use of horses.

Motion made, by leave, and question—That the Standing Orders be suspended so as to allow the Petition to be read (*Dr Coghill*)—put and agreed to.

The Petition was read by the Clerk.

Ordered to lie on the Table.

3 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Mr Mackinnon, Chairman, brought up a Report from the Public Accounts and Expenditure Review Committee upon the Auditor-General's Reports for 1976–77.

Ordered to lie on the Table and to be printed.

4 COMMUNITY WELFARE SERVICES DOCUMENTS COMMITTEE—Mr Coleman, Chairman, brought up a Report from the Community Welfare Services Documents Committee upon the loss, discovery and use of Community Welfare Services Documents; together with Minutes of Evidence.

Ordered to lie on the Table and the Report to be printed.

- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Education Act 1958—Resumption of land at Gisborne—Certificate of the Minister of Education.
 - Melbourne University—Statement of accounts for the year 1978.
 - Mines Department—Report for the year 1977.
 - Motor Car Traders Committee—Report for the year 1979.
 - Victorian Arts Centre Building Committee—Report for the year 1978–79.
 - Victorian Dairy Industry Authority—Report for the year 1978–79.
 - Workers Compensation Board Fund—Statement of accounts and Balance Sheets in respect of the years 1976–77 and 1977–78 (two papers).
- 6 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
- Motor Registration Bill
 - Upper Yarra Valley and Dandenong Ranges Authority (Amendment) Bill
 - Water (Valuation Equalization) Bill
 - Geelong Performing Arts Centre Trust Bill
- 7 POLICE REGULATION (CHARGES AND APPEALS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 8 ESTATE AGENTS BILL—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill was read.
- And the said amendments were read a second time.
- On the motion of Mr Maclellan, and after debate—Amendments Nos. 1 to 6 inclusive agreed to.
- On the motion of Mr Maclellan, and after debate—Amendment No. 7 agreed to and a further amendment made in the Bill.
- On the motion of Mr Maclellan—Amendment No. 8 agreed to.
- Ordered—That the Bill be returned to the Legislative Council acquainting them accordingly.
- 9 STATUTE LAW REVISION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 10 PROTECTION OF ANIMALS (AMENDMENT) BILL—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill with amendments with which they desire the concurrence of the Legislative Council.
- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 13 inclusive, be postponed until later this day.

- 12 LEGAL PROFESSION PRACTICE (LEO CUSSEN INSTITUTE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee. Committee reported progress; to sit again later this day.
- 13 IMPERIAL ACTS APPLICATION BILL, IMPERIAL LAW RE-ENACTMENT BILL AND CONSTITUTIONAL POWERS (REQUEST) BILL—Order read for resuming adjourned debate on question—That these Bills be now read a second time; debate resumed.
- Question—That the Imperial Acts Application Bill and the Imperial Law Re-enactment Bill be now read a second time—put.
- The House divided.

AYES, 43

Mr Austin	Mr Evans	Mr Maclellan	Mr Williams
Mr Balfour	(Gippsland East)	Mrs Patrick	Mr Wood
Mr Birrell	Mr Hamer	Mr Ramsay	
Mr Borthwick	Mr Hayes	Mr Reynolds	
Mr Brown	Mr Jasper	Mr Richardson	
Mr Burgin	Mr Kennett	Mr Ross-Edwards	
Mrs Chambers	Mr Lacy	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(Warrnambool)	
Mr Crellin	Mr McCance	Mr Templeton	
Mr Dixon	Mr McClure	Mr Thompson	
Mr Ebery	Mr McInnes	Mr Trewin	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Weideman	Mr Cox
(Ballarat North)	Mr Mackinnon	Mr Whiting	Mr Tanner

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Hockley
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Spyker

And so it was resolved in the affirmative—Bills read a second time.

Constitutional Powers (Request) Bill read a second time.

Bills, by leave, read the third time forthwith.

Ordered—That the Bills be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bills without amendment.

- 14 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
- Soil Conservation Authority—Report for the year 1978–79—Ordered to be printed.
- 15 FRIENDLY SOCIETIES (BENEFITS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 16 **MAGISTRATES' COURTS (JURISDICTION) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 17 **BAKER MEDICAL RESEARCH INSTITUTE BILL**—Order read for resuming debate on question—That this Bill be now read a second time.
 Mr Acting Speaker announced that Mr Speaker had ruled Bill a Private Bill.
 Motion made, by leave, and question—That all the Private Bill Standing Orders be dispensed with and that this Bill be treated as a Public Bill (*Mr Borthwick*)—put and agreed to.
 Debate resumed on question—That this Bill be now read a second time.
 Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 18 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—
 Agreeing to the amendment now made by the Assembly in the Estate Agents Bill.
 Agreeing to the amendments made by the Assembly in the Protection of Animals (Amendment) Bill.
 Agreeing to the following Bills without amendment:
 Stamps (Amendment) Bill (No. 2).
 Liquified Petroleum Gas Subsidy Bill.
- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Town and Country Planning (Amalgamation) Bill with an amendment.
 And the said amendment was read a second time and agreed to by the House.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment.
- 20 **REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 21 **FORESTS (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 22 **FORESTS (FURTHER AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 23 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:

Transport (Road Funds) Bill.

Building Societies (Amendment) Bill.

- 24 LEGAL PROFESSION PRACTICE (LEO CUSSEN INSTITUTE) BILL—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments with which they desire the concurrence of the Legislative Council.

- 25 SALE OF LAND (DEPOSITS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments with which they desire the concurrence of the Legislative Council.

- 26 POSTPONEMENT OF ORDERS OF THE DAY—Ordered, after debate—That the consideration of Orders of the Day, Government Business, Nos. 16 and 17, be postponed until later this day.

- 27 POST-SECONDARY EDUCATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Business having been interrupted at 10.30 p.m.—

Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.

Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments with which they desire the concurrence of the Legislative Council.

- 28 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the amendments made by the Assembly in the Legal Profession Practice (Leo Cussen Institute) Bill.

- 29 STRATEGIES AND STRUCTURES FOR EDUCATION IN VICTORIA—Motion made, by leave, and question—That there be presented to this House a copy of the Green Paper on Strategies and Structures for Education in Victoria (*Mr Lacy*)—put, after debate, and agreed to.

- 30 PAPER—Mr Lacy presented;

Strategies and Structures for Education in Victoria—Green Paper—Return to the foregoing Order.

Ordered to lie on the Table.

- 31 INSTRUMENTS (POWERS OF ATTORNEY) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

And the House having continued to sit till after Twelve of the clock—

FRIDAY, 9 MAY 1980

Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 32 MELBOURNE (YARRA PARK) LAND BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 33 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified to each Member of the House by telegram or letter (*Mr Maclellan*)—put and agreed to.

- 34 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the remaining Orders of the Day be postponed.

- 35 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

And then the House, at fifty-seven minutes past Twelve o'clock in the morning, adjourned until a day and hour to be fixed by Mr Speaker and notified to each Member of the House by telegram or letter, as determined by resolution of the House at this sitting.

J. H. CAMPBELL
Clerk of the Executive Assembly

S. J. PLOWMAN
Speaker

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SESSION 1979-80

MESSAGES RECEIVED AFTER THE ADJOURNMENT
OF THE HOUSE ON 9 MAY 1980

MESSAGES FROM THE LEGISLATIVE COUNCIL

Dated 8 May 1980 -

Agreeing to the amendments made by the Assembly in the
Sale of Land (Deposits) Bill

Dated 9 May 1980 -

Agreeing to the amendments made by the Assembly in the
Post-Secondary Education (Amendment) Bill

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR

Dated 13 May 1980 -

Informing the Assembly that he had, that day, given the
Royal Assent to the following Bills presented to him
by the Clerk of the Parliaments :-

Country Fire Authority (Amendment) Bill
Dog (Amendment) Bill
Home Finance (Borrowing Powers) Bill
Hospitals and Charities (Appointment of Administrators)
Bill
Hospitals Superannuation (Amendment) Bill
Local Authorities Superannuation (Amendment) Bill
Local Government (Validation) Bill
Motor Car Traders (Amendment) Bill
Pensioners' Rates Remission Bill
Police Regulation (Retired Police Reserve) Bill
Professional Boxing Control (Amendment) Bill
Racing (Amendment) Bill
State Employees Retirement Benefits (Amendment) Bill
Upper Yarra Valley and Dandenong Ranges Authority
(Amendment) Bill
Victorian Solar Energy Council Bill
Water (Valuation Equalization) Bill

MESSAGES RECEIVED AFTER THE ADJOURNMENT OF THE HOUSE (Continued)

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Continued)

Dated 20 May 1980 -

Informing the Assembly that he had, that day, given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:-

Archaeological and Aboriginal Relics Preservation (Amendment) Bill.
 Baker Medical Research Institute Bill
 Building Societies (Amendment) Bill
 Constitutional Powers (Request) Bill
 Epworth Hospital Bill
 Forests (Amendment) Bill
 Forests (Further Amendment) Bill
 Friendly Societies (Benefits) Bill
 Geelong Performing Arts Centre Trust Bill
 Imperial Law Re-enactment Bill
 Instruments (Powers of Attorney) Bill
 Liquified Petroleum Gas Subsidy Bill
 Legal Profession Practice (Leo Cussen Institute) Bill
 Local Government (General Amendment) Bill
 Magistrates' Courts (Jurisdiction) Bill
 Melbourne (Yarra Park) Bill
 Motor Registration Bill
 Post-Secondary Education (Amendment) Bill
 Protection of Animals (Amendment) Bill
 Revocation and Excision of Crown Reservations Bill
 Sale of Land (Deposits) Bill (No. 2)
 Stamps (Amendment) Bill (No. 2)
 Town and Country Planning (Amalgamation) Bill
 Transport (Road Funds) Bill
 Wodonga Area Land Acquisition (Validation) Bill

Dated 27 May 1980 -

Informing the Assembly that he had, that day, given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:-

Estate Agents Bill
 Imperial Acts Application Bill
 Statute Law Revision Bill

{2891}

PUBLISHED BY AUTHORITY



Victoria Government Gazette

No. 71—Tuesday, 26 August 1980

PROROGUING PARLIAMENT AND FIXING THE TIME
FOR HOLDING SECOND SESSION OF THE
FORTY-EIGHTH PARLIAMENT OF VICTORIA

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

Whereas the Parliament of Victoria stands adjourned until such day and hour as may be fixed by the President of the Legislative Council and the Speaker of the Legislative Assembly respectively: Now I the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation prorogue the said Parliament of Victoria until Tuesday, 9 September 1980, and I do hereby fix Tuesday, 9 September 1980 aforesaid, at the hour of half-past two o'clock in the afternoon, as the time for the commencement and holding of the next Session of the said Parliament of Victoria, for the despatch of business, in the Parliament Houses, situate in Spring Street, in the City of Melbourne: And the Honorable the Members of Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and Seal of the State of Victoria aforesaid, at Melbourne, the twenty-sixth day of August in the year of our Lord One thousand nine hundred and eighty and in the twenty-ninth year of the reign of Her Majesty Queen Elizabeth the Second, Queen of Australia.

(L.S.)

HENRY WINNEKE

By His Excellency's Command

R. J. HAMER
Premier

GOD SAVE THE QUEEN!

S E L E C T C O M M I T T E E S
SESSION 1979-80

1 - COMMUNITY WELFARE SERVICES
DOCUMENTS
(Appointed 12 December 1979)

Mr Cathie	Mr. Miller
Mr Coleman	Mr Richardson
Mr Cox	Mr Whiting

2 - COMPANY TAKE-OVERS (JOINT)
(Appointed 29 May 1979)

Mr Collins	Mr Miller
Mr Crabb	Mr McInnes
Mr Kennett	

3 - CONSERVATION OF ENERGY
RESOURCES (JOINT)
(Appointed 29 May 1979)

Mr Amos	Mr Tanner
Mr Hann	Mr Trezise
Mr McClure	

4 - HOUSE (JOINT)
(Appointed 29 May 1979)

Mr. Speaker	Mr Evans
(ex officio)	(<i>Gippsland East</i>)
Mr. Crellin	Mr Hockley
Mr Edmunds	Mr McClure

5 - LIBRARY (JOINT)

(Appointed 29 May 1979)

Mr Speaker	Mr Mathews
Mr Evans	Mr McInnes
(<i>Ballarat North</i>)	Mr Williams ¹

6 - PRINTING

(Appointed 29 May 1979)

Mr. Speaker	Mr Smith
Dr Coghill	(<i>South Barwon</i>)
Mr Ebery	Mr Whiting
Mr Hann	Mr Williams
Mr Rowe	

7 - PRIVILEGES

(Appointed 29 May 1979)

Mr Cain	Mr Mackinnon
Hon R C Dunstan	Mrs Patrick
Mr Evans	Mr Roper
(<i>Gippsland East</i>)	Mr Templeton

8 - PUBLIC ACCOUNTS

(Appointed 29 May 1979)²

Mr Evans	Mr Richardson
(<i>Gippsland East</i>)	Mrs Toner
Mr Ginifer	Mr Weideman
Mr Mackinnon	Mr Williams
Mr Remington	

9 - PUBLIC ACCOUNTS AND EXPENDITURE
REVIEW (JOINT)²

(Appointed 19 March 1980)

Mr Evans	Mr Richardson
(<i>Gippsland East</i>)	Mr Rowe
Mr Ginifer	Mr Williams
Mr Mackinnon	
Mr Mathews	
Mr Remington	

10 - PUBLIC BODIES REVIEW
(JOINT)

(Appointed 19 March 1980)

Mrs Chambers	Mr McGrath
Mr Crabb	Mr Weideman
Mr Jolly	

11 - ROAD SAFETY COMMITTEE
(JOINT)

(Appointed 6 June 1979)

Mr Culpin	Mr McCance
Mr Ernst ³	Mr Reynolds
Mr Fogarty ⁴	
Mr McArthur	

12 - STANDING ORDERS COMMITTEE
(Appointed 29 May 1979)

Mr Speaker	Mr Jasper
Mr Birrell	Mr Templeton
Mr Evans	Mr Whiting
(<i>Ballarat North</i>)	Mr Wilkes
Mr Fordham	

13 - STATUTE LAW REVISION
(JOINT)

(Appointed 29 May 1979)

Mr Ebery	Mr Skeggs
Mr Edmunds	Mr Smith
Mr McInnes	(<i>South Barwon</i>)
Mrs Patrick ⁵	Mr Templeton ⁶
	Mr Wilton

14 - SUBORDINATE LEGISLATION
(JOINT)

(Appointed 29 May 1979)

Mr Birrell	Mr Kirkwood
Mr Brown	Mr Jasper
Mrs Chambers ⁷	Mrs Patrick ⁸
	Mr Roper

1 Appointed 19 June 1979

2 Public Accounts Committee replaced by Public Accounts and Expenditure Review Committee by virtue of the Parliamentary Committees (Public Accounts and Expenditure Review Committee) Act 1979, No. 9357.

3 Appointed 26 March 1980

4 Discharged 26 March 1980

5 Discharged 16 October 1979

6 Appointed 16 October 1979

7 Discharged 11 March 1980

8 Appointed 11 March 1980.

LEGISLATIVE ASSEMBLY OF VICTORIA

DIVISION IN COMMITTEE OF THE WHOLE

No. 1

Wednesday, 20 June 1979

COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—Clause 2.

In section 19 of the Principal Act—

- (a) in the expression commencing with the expression “31. (1)” for the words “shall be admitted to the care of the Department” there shall be substituted the words “may be admitted to the care of the Department”;
- (b) in the expression commencing with the expression “(2)”—
 - (i) for the expression “Director-General” there shall be substituted the word “Court”;
 - (ii) for the word “Department” (where second occurring) there shall be substituted the expression “Director-General”; and
 - (iii) after the word “child” (where thrice occurring) there shall be inserted the words “or young person”.

—(Mr Jona)

Amendment proposed—That the expression—“31. (1)” for the words “shall be admitted to the care of the Department” there shall be substituted the words “may be admitted to the care of the Department”—be omitted with the view of inserting in place thereof—

“31. (1)—

- (i) for the words “shall be admitted to the care of the Department” there shall be substituted the words “may be admitted to the care or protection of the Department”;
- (ii) in paragraph (a)—
 - for the words “has been” there shall be substituted the words “is being”;
 - after the words “ill-treated” (where second occurring) there shall be inserted the words “or is being exposed or neglected”;
- (iii) in paragraph (b) for the words “are unable or unwilling to” there shall be substituted the words “do not”; and
- (iv) in paragraph (c) after the word “incapacitated” there shall be inserted the words “or are otherwise jeopardizing the physical or emotional development of the child or young person”.

—(Mr Jona)

Further amendment proposed—That the expression “for the words “has been” there shall be substituted the words “is being”’ in sub-paragraph (ii) of the proposed amendment be omitted with the view of inserting in place thereof ‘after the words “has been” there shall be inserted the words “or is being”’.

—(Mrs Toner)

Question—That the expression proposed to be omitted stand part of the proposed amendment—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 39

Mr Austin	Mr Dixon	Mr McKellar	Mr Smith
Mr Balfour	Mr Dunstan	Mr Mackinnon	(<i>Warrnambool</i>)
Mr Birrell	Mr Ebery	Mr Maclellan	Mr Thompson
Mr Borthwick	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Brown	Mr Hayes	Mr Plowman	Mr Williams
Mr Burgin	Mr Jona	Mr Ramsay	Mr Wood
Mrs Chambers	Mr Kennett	Mr Reynolds	
Mr Coleman	Mr Lacy	Mr Richardson	<i>Tellers</i>
Mr Collins	Mr Lieberman	Mr Skeggs	Mr McClure
Mr Cox	Mr McArthur	Mr Smith	Mr Tanner
Mr Crellin	Mr McCance	(<i>South Barwon</i>)	

NOES, 39

Mr Amos	Mr Gavin	Mr Miller	Dr Vaughan
Mr Cain	Mr Ginifer	Mr Roper	Mr Walsh
Mr Cathie	Mr Hann	Mr Ross-Edwards	Mr Whiting
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr Jolly	Mr Simmonds	
Mr Ernst	Mr King	Mr Simpson	<i>Tellers</i>
Mr Evans	Mr Kirkwood	Mr Spyker	Dr Coghill
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr Remington
Mr Fogarty	Mr McInnes	Mrs Toner	
Mr Fordham	Mr Mathews	Mr Trezise	

And the numbers being equal—The Chairman said: "In order that the amendment of the Honorable Member for Greensborough may receive further consideration at a later stage, I will cast my vote with the 'Noes'."

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 2
—

Tuesday, 26 June 1979

No. 1—CONSTRUCTION SAFETY BILL—Clause 1.

(1) This Act may be cited as the *Construction Safety Act 1979*.

(2) The several provisions of this Act shall come into operation on a day or the respective days to be fixed by proclamation or successive proclamations of the Governor in Council published in the *Government Gazette*.

(3) This Act is divided into Parts and Divisions as follows:—

Part I.—Preliminary.

Part II.—Scaffolding.

Part III.—Machinery Used in Building and Construction Work.

Part IV.—General.

Division 1—Offences and Proceedings.

Division 2—Reporting of Accidents.

Division 3—Inspection.

Division 4—Regulations.

—(Mr Ramsay)

Question—That clause 1 stand part of the Bill—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

Mr Austin	Mr Evans	Mr McInnes	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Brown	Mr Hann	Mr Maclellan	Mr Trewin
Mr Burgin	Mr Hayes	Mrs Patrick	Mr Weideman
Mrs Chambers	Mr Jona	Mr Ramsay	Mr Whiting
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Williams
Mr Collins	Mr Lacy	Mr Richardson	Mr Wood
Mr Cox	Mr Lieberman	Mr Ross-Edwards	
Mr Crellin	Mr McArthur	Mr Skeggs	<i>Tellers</i>
Mr Dixon	Mr McCance	Mr Smith	Mr Jasper
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	Mr Tanner
Mr Ebery	Mr McGrath		

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	<i>Tellers</i>
Mr Culpin	Mr Kirkwood	Mr Spyker	Mr King
Mr Edmunds	Mr Mathews	Mr Stirling	Dr Vaughan
Mr Ernst	Mr Miller	Mrs Toner	
Mr Fogarty	Mr Remington	Mr Trezise	

And so it was resolved in the affirmative.

No. 2—Clause 3.

(1) In this Act unless inconsistent with the context or subject-matter—

“Board” means the Board of Examiners constituted under Part II.

“Building and construction work” means any work for or in relation to carrying out the construction reconstruction renovation alteration demolition or maintenance of or of repairs to any of the following:

- (a) Buildings;
- (b) Roads railways or other works for the passage of persons animals or vehicles;
- (c) Breakwaters docks jetties piers wharves or works for the improvement or alteration of any harbor river or watercourse for the purposes of navigation;
- (d) Works for the storage or supply of water or for the irrigation of land;
- (e) Works for the conveyance treatment or disposal of sewage or the effluent from any premises;
- (f) Bridges viaducts aqueducts or caissons;
- (g) Chimney stacks cooling towers drilling rigs gas holders or silos;
- (h) Pipelines;
- (i) Structures fixtures or works for the use of any buildings or works of a kind referred to in paragraphs (a) to (h) inclusive;
- (j) Navigational lights beacons or markers;
- (k) Works for the drainage of land;
- (l) Works for the storage of liquids (other than water) or of gases;
- (m) Works for the transmission of electric power;
- (n) Works for the transmission of wireless or telegraphic communications;
- (o) Pile-driving works; and
- (p) Works for the preparation of sites for any buildings or other works of a kind referred to in paragraphs (a) to (o) inclusive.

“Chief Inspector” means the Chief Inspector of Construction Safety appointed under this Act.

“Compressed air work” means building and construction work done by a person while breathing a gas or a mixture of gases at a greater pressure than atmospheric pressure.

“Committee” means the Construction Safety Advisory Committee constituted under this Act.

“Contractor” in relation to building and construction work means any principal contractor for that work or, where there is no principal contractor, the occupier of the premises or place at which the work is carried out.

“Council” means the council of a municipality.

“Gear” in relation to building and construction work and scaffolding means—

- (a) any ladder plank rope fastening hoist-block pulley hanger sling or brace; and
- (b) any other portable contrivance that is declared by the regulations to be gear for the purposes of this Act.

“Inspector” means—

- (a) in relation to building and construction work any inspector appointed or deemed to be appointed under this Act; and

(b) in relation to scaffolding—

- (i) the Supervisor of Scaffolding Inspection appointed under this Act and any Assistant Supervisor of Scaffolding Inspection appointed under this Act;
- (ii) any inspector appointed or deemed to be appointed under this Act;
- (iii) a municipal scaffolding inspector; and
- (iv) an officer authorized to exercise and perform the powers duties and functions of an inspector by a body directed by the Minister under this Act to enforce any of the provisions of this Act and the regulations in a particular area—

and includes the Chief Inspector.

“Municipal district” includes a part of a municipal district.

“Prescribed” means prescribed by this Act or the regulations.

“Proper officer” means—

- (a) in relation to a municipal district other than a municipal district referred to in Schedule 2—an officer or employé of the council of that municipal district, being an officer or employé engaged by the council to exercise and perform the powers duties and functions of a proper officer;
- (b) in relation to a municipal district referred to in Schedule 2—an officer appointed under this Part who is authorized by the Minister pursuant to Part II. to enforce any provisions of the Act and the regulations in that municipal district; and
- (c) in relation to any land that is not a municipal district or part of a municipal district and in respect of which the Minister has by notice under this Act directed a body to enforce any of the provisions of the Act and the regulations—an officer engaged by that body to exercise and perform the powers duties and functions of a proper officer.

“Regulations” means regulations under this Act.

“Scaffolding” means any structure or framework used or intended to be used to support workmen engaged in and equipment and material used in erecting demolishing altering repairing cleaning painting or carrying on any other kind of work in connexion with any building structure ship or boat and includes any swinging stage ladder access way guard rail toe board and any other safeguard or any part thereof used or intended to be used for or in connexion with any such structure or framework.

“Bracket scaffolding” means scaffolding the working platform of which is or platforms of which are carried on frames attached to or supported by a permanent or temporary structure.

“Cantilever scaffolding” means scaffolding the working platform of which is or platforms of which are carried on members or frames which project from their points of support.

“Suspended scaffolding” means scaffolding the working platform of which is or platforms of which are carried by members suspended from overhead supports.

(2) A reference in this Act to cantilever scaffolding does not include the supports of suspended scaffolding.

(3) A reference in this Act to scaffolding does not include a structure or framework—

- (a) used or intended to be used in a mine as defined in paragraph (a), (b), (c) or (d) of the interpretation of “Mine” in section 369 of the *Mines Act 1958*

or in a quarry within the meaning of the *Extractive Industries Act 1966*, otherwise than in connexion with a building in that mine or quarry;

- (b) used or intended to be used in connexion with the installation of a lift within the meaning of the *Lifts and Cranes Act 1967*; or
- (c) which is a work platform attached to or used in connexion with a lift or crane within the meaning of the *Lifts and Cranes Act 1967*.

(4) The Governor in Council may by order published in the *Government Gazette* exempt a person from compliance with the provisions of this Act in respect of the performance by him of the kind of building and construction work specified in the order and so long as that order continues in force the person is exempted from compliance with the provisions of this Act in respect of the performance of that work.

(5) An order under sub-section (4)—

- (a) may be expressed to apply to a particular person or to the persons included in a class of persons;
- (b) may specify the period during which the order shall remain in force; and
- (c) may be made subject to such conditions as are specified in the order including conditions restricting or limiting the performance of the kind of building and construction work specified in the order by that person or those persons.

(6) The Governor in Council may by order published in the *Government Gazette* revoke or vary an order made under sub-section (4).

(7) Where an order under sub-section (4) is made subject to conditions, a person to whom the order applies shall comply with those conditions.

(8) Where an act or enactment mentioned in Schedule 3 or a regulation made under such act or enactment makes express provision in respect of any matter or thing, and this Act or the regulations include an express provision in respect of that matter or thing, the express provision in this Act or the regulations shall not apply to or in respect of the matter or thing.

(9) A reference in Schedule 2 to a municipal district shall be read and construed as including a reference to that municipal district as constituted from time to time.

—(Mr Ramsay)

Question—That clause 3 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mrs Patrick	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jasper	Mr Reynolds	Mr Wood
Mrs Chambers	Mr Jona	Mr Richardson	
Mr Coleman	Mr Kennett	Mr Ross-Edwards	<i>Tellers</i>
Mr Collins	Mr Lacy	Mr Skeggs	Mr Brown
Mr Cox	Mr Lieberman	Mr Smith	Mr McGrath
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McInnes	Mr Tanner	
Mr Evans	Mr McKellar	Mr Thompson	
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin	

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simpson	

Mr Crabb	Mr King	Mr Spyker	<i>Tellers</i>
Mr Culpin	Mr Kirkwood	Mr Stirling	Mr Jolly
Mr Edmunds	Mr Mathews	Mrs Toner	Mr Rowe
Mr Ernst	Mr Miller	Mr Trezise	
Mr Fogarty	Mr Remington	Dr Vaughan	

And so it was resolved in the affirmative.

No. 3—Clause 6.

(1) The Minister may—

- (a) delegate all or any of his powers authorities or functions under this Act or the regulations (except this power of delegation); and
 (b) vary or revoke a delegation given by him.

(2) The Chief Inspector may—

- (a) delegate all or any of his powers authorities or functions under this Act or the regulations (except this power of delegation); and
 (b) vary or revoke a delegation given by him.

(3) A power authority or function delegated under sub-section (1) or sub-section (2) may be exercised or performed by the delegate—

- (a) in accordance with the instrument of delegation; and
 (b) if the exercise of the power or authority or the performance of the function is dependent upon the opinion, belief or state of mind of the person by whom the delegation was given in respect of a matter—upon the opinion belief or state of mind of the delegate in respect of that matter.

(4) A delegation under this section does not prevent the exercise of a power or authority or the performance of a function by the person by whom the delegation was given.

(5) A copy of each instrument by which a delegation under this section is made revoked or varied shall be published in the *Government Gazette*.

—(Mr Ramsay)

Question—That clause 6 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mrs Patrick	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jasper	Mr Reynolds	Mr Wood
Mrs Chambers	Mr Jona	Mr Richardson	
Mr Coleman	Mr Kennett	Mr Ross-Edwards	<i>Tellers</i>
Mr Collins	Mr Lacy	Mr Skeggs	Mr Brown
Mr Cox	Mr Lieberman	Mr Smith	Mr McGrath
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McInnes	Mr Tanner	
Mr Evans	Mr McKellar	Mr Thompson	
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin	

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	<i>Tellers</i>
Mr Culpin	Mr Kirkwood	Mr Stirling	Mr Jolly
Mr Edmunds	Mr Mathews	Mrs Toner	Mr Rowe
Mr Ernst	Mr Miller	Mr Trezise	
Mr Fogarty	Mr Remington	Dr Vaughan	

And so it was resolved in the affirmative.

No. 4—Clause 7.

(1) For the purposes of this Act there shall be a Committee to be called the Construction Safety Advisory Committee.

(2) The Committee shall consist of not more than ten members appointed by the Minister of whom—

- (a) one shall be a person appointed to be Chairman of the Committee;
- (b) two shall be persons who are in the Minister's opinion able to express the interests of employers substantially engaged in the industry related to the performance of building and construction work selected after consultation with such body or bodies of persons as the Minister thinks represent those interests; and
- (c) two shall be persons who are in the Minister's opinion able to express the interests of persons employed by employers to perform building and construction work selected by the Minister after consultation with such body or bodies of persons as the Minister thinks represent those interests.

[Sub-sections 3 to 19 not printed]

—(Mr Ramsay)

Amendment proposed—That paragraph (c) of sub-clause (2) be omitted with the view of inserting in place thereof—

“(c) two shall be persons nominated by the Victorian Trades Hall Council;”.

—(Mr Simmonds)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mrs Patrick	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jasper	Mr Reynolds	Mr Wood
Mrs Chambers	Mr Jona	Mr Richardson	
Mr Coleman	Mr Kennett	Mr Ross-Edwards	<i>Tellers</i>
Mr Collins	Mr Lacy	Mr Skeggs	Mr Brown
Mr Cox	Mr Lieberman	Mr Smith	Mr McGrath
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McInnes	Mr Tanner	
Mr Evans	Mr McKellar	Mr Thompson	
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin	

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	<i>Tellers</i>
Mr Culpin	Mr Kirkwood	Mr Stirling	Mr Jolly
Mr Edmunds	Mr Mathews	Mrs Toner	Mr Rowe
Mr Ernst	Mr Miller	Mr Trezise	
Mr Fogarty	Mr Remington	Dr Vaughan	

And so it was resolved in the affirmative.

No. 5—Clause 10.

The contractor for the erection demolition alteration repair or other work in connexion with a building structure ship or boat shall, where that work is of a kind which could not be done from the ground or from a structure of a kind known as solid construction, ensure that—

- (a) scaffolding; or
- (b) any apparatus or contrivance that complies with the provisions of the *Lifts and Cranes Act 1967* and the regulations made thereunder—

is provided for the use of any person engaged in that work, and shall also ensure that the scaffolding apparatus or contrivance is maintained in an efficient state and is used by any person engaged in the performance of that work.

—(Mr Ramsay)

Amendment proposed—That after the word “thereunder” there shall be inserted the words “for the specific scaffolding apparatus or contrivance on the particular site”.

—(Mr Simmonds)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Cain	Mr Hockley	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Edmunds	Mr Mathews	Mr Stirling	Dr Coghill
Mr Fogarty	Mr Miller	Mrs Toner	Mr Ernst
Mr Fordham	Mr Remington	Mr Trezise	
Mr Gavin	Mr Roper	Dr Vaughan	

NOES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mrs Patrick	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Burgin	Mr Jasper	Mr Reynolds	Mr Wood
Mrs Chambers	Mr Jona	Mr Richardson	
Mr Coleman	Mr Kennett	Mr Ross-Edwards	<i>Tellers</i>
Mr Collins	Mr Lacy	Mr Skeggs	Mr Brown
Mr Cox	Mr Lieberman	Mr Smith	Mr McGrath
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Smith	
Mr Dunstan	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McInnes	Mr Tanner	
Mr Evans	Mr McKellar	Mr Thompson	
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin	

And so it passed in the negative.

Wednesday, 27 June 1979

No. 6—BUSINESS FRANCHISE (PETROLEUM PRODUCTS) BILL—Clause 7.

(1) The fees to be paid for licences issued under this Act shall be as follows:

- (a) For a petroleum wholesalers' licence a fee of \$50 together with an amount of 4.5 per centum of the value of motor spirit and 7.1 per centum of the value of diesel fuel sold by the applicant in the course of intrastate trade in

the relevant period (other than petroleum products purchased from the holder of a petroleum wholesalers' licence or a group petroleum wholesalers' licence);

- (b) For a group petroleum wholesalers' licence a fee of \$50 together with an amount of 4·5 per centum of the value of motor spirit and 7·1 per centum of the value of diesel fuel sold by the members of the petroleum wholesalers' group of which the applicant is a member in the course of intrastate trade in the relevant period (other than petroleum products purchased from the holder of a petroleum wholesalers' licence or a group petroleum wholesalers' licence);
- (c) For a petroleum retailers' licence—
 - (i) issued in respect of a period on or before 30 June 1980 a fee of \$50; and
 - (ii) issued in respect of a period after 30 June 1980 a fee of \$50 together with an amount equal to 4·5 per centum of the value of motor spirit and 7·1 per centum of the value of diesel fuel sold by the applicant in the course of petroleum retailing in the relevant period (other than petroleum products purchased in the course of intrastate trade from the holder of a petroleum wholesalers' licence or a group petroleum wholesalers' licence).

(2) The value of petroleum products for the purposes of sub-section (1) shall be determined by the Commissioner as the gross amount (including any duties thereon) for which in his opinion they would ordinarily be expected to be purchased by persons engaged in petroleum retailing but without limiting the generality of the foregoing provisions of this sub-section the Commissioner may determine the value of a petroleum product for the purposes of sub-section (1) as being the value on the first day of the relevant period as calculated on the basis of the average of the Melbourne metropolitan list price to retailers of that petroleum product published by the major petroleum wholesalers carrying on intrastate business in Victoria.

(3) Notwithstanding anything contained in this section, where the amount that would be determined by the Commissioner as the value of a petroleum product for the purposes of sub-section (1) does not exceed the value of that product as last determined by the Commissioner by such percentage as is from time to time fixed by the Minister, the Commissioner shall determine the value of that product as being the amount that was determined as the value of that product for the purposes of sub-section (1) in the last preceding month.

(4) Where an application is made for a petroleum retailers' licence and the applicant did not carry on the business of a petroleum retailer at all of the premises specified in the application for the whole of the relevant period, the fee payable by the applicant in respect of the licence shall be such amount as is assessed by the Commissioner as being just and reasonable in the circumstances of the case having regard to the petroleum products that would have been handled by the applicant had he been carrying on the business in respect of which the application for the licence was made at all of those premises for the whole of the relevant period, the relevant principles of determining fees under sub-section (1) and the period that the licence, if granted, will be in force.

(5) Where an application is made for a petroleum wholesalers' licence and the applicant did not carry on petroleum wholesaling for the whole of the relevant period, the fee payable by the applicant in respect of the licence shall be such amount as is assessed by the Commissioner as being just and reasonable in the circumstances of the case having regard to the petroleum products that would have been handled by the applicant had he been carrying on the business in respect of which the application for

the licence was made for the whole of the relevant period, the relevant principles of determining fees under sub-section (1) and the period that the licence, if granted, will be in force.

(6) Where an application is made for a group petroleum wholesalers' licence and the business of petroleum wholesaling was not carried on for the whole of the relevant period by all of the members of the group in respect of which the application is made, the fee payable in respect of that licence shall be such amount as is assessed by the Commissioner as being just and reasonable in the circumstances of the case having regard to the petroleum products that would have been handled by the members of the group in respect of which the application is made had they all been carrying on business as petroleum wholesalers for the whole of the relevant period, the relevant principles of determining fees under sub-section (1) and the period that the licence, if granted, will be in force.

(7) The value of any petroleum products sold for delivery and consumption outside the State shall be disregarded in determining the fees payable under this section.

(8) The Commissioner shall not issue a licence to the applicant until the fee required to be paid by this Act before the licence is issued has been paid.

(9) A licence shall authorize the licensee to carry on the business of petroleum wholesaling or petroleum retailing, as the case may be, on such premises as he has given notice in writing to the Commissioner as premises upon which he is carrying on any such business.

(10) The licensee may from time to time give notice to the Commissioner that he is no longer carrying on petroleum wholesaling or petroleum retailing on any premises specified in the notice and on receipt of that notice by the Commissioner the licence shall cease to authorize the carrying on of that business on those premises.

—(Mr Maclellan)

Amendment proposed—That the expression "4.5" in paragraph (a) of sub-clause (1) be omitted with the view of inserting in place thereof the expression "2".

—(Mr Ross-Edwards)

Question—That the expression proposed to be omitted stand part of the clause—
put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 35

Mr Austin	Mr Dixon	Mr Maclellan	Mr Smith
Mr Balfour	Mr Dunstan	Mrs Patrick	(<i>Warrnambool</i>)
Mr Birrell	Mr Ebery	Mr Plowman	Mr Tanner
Mr Brown	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Kennett	Mr Reynolds	Mr Williams
Mrs Chambers	Mr Lacy	Mr Richardson	Mr Wood
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Cox	Mr McClure	(<i>South Barwon</i>)	Mr McCance
Mr Crellin	Mr Mackinnon		Mr McKellar

NOES, 35

Mr Amos	Mr Fogarty	Mr Remington	Mr Trewin
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Ross-Edwards	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Wilton
Mr Crabb	Mr Hockley	Mr Sidiropoulos	
Mr Culpin	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Hann
Mr Ernst	Mr McGrath	Mr Spyker	Mr King
Mr Evans	Mr Mathews	Mr Stirling	
(<i>Gippsland East</i>)	Mr Miller	Mrs Toner	

And the numbers being equal—The Chairman stated that 'In accordance with well established precedent, I declare myself with the "Ayes"'.
And so it was resolved in the affirmative.

No. 7—Clause 7.

Further amendment proposed—That the expression “7.1” in paragraph (a) of sub-clause (1) be omitted with the view of inserting in place thereof the expression “3.5”.

—(Mr Ross-Edwards)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 35

Mr Austin	Mr Dixon	Mr Maclellan	Mr Smith
Mr Balfour	Mr Dunstan	Mrs Patrick	(<i>Warrnambool</i>)
Mr Birrell	Mr Ebery	Mr Plowman	Mr Tanner
Mr Brown	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Kennett	Mr Reynolds	Mr Williams
Mrs Chambers	Mr Lacy	Mr Richardson	Mr Wood
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Cox	Mr McClure	(<i>Gippsland East</i>)	Mr McCance
Mr Crellin	Mr Mackinnon		Mr McKellar

NOES, 35

Mr Amos	Mr Fogarty	Mr Remington	Mr Trewin
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Ross-Edwards	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Rowe	Mr Wilton
Mr Crabb	Mr Hockley	Mr Sidiropoulos	
Mr Culpin	Mr Jolly	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Hann
Mr Ernst	Mr McGrath	Mr Spyker	Mr King
Mr Evans	Mr Mathews	Mr Stirling	
(<i>Gippsland East</i>)	Mr Miller	Mrs Toner	

And the numbers being equal—The Chairman stated that ‘In accordance with precedent, I cast my vote with the “Ayes”’.

And so it was resolved in the affirmative.

No. 8—Clause 11.

(1) There shall be established and kept in the Treasury in the Public Account as part of the Trust Fund a trust account to be called “The Roads and Special Projects Fund”, in this section called “the Fund”.

(2) There shall be paid out of the Consolidated Fund (which is hereby to the necessary extent appropriated accordingly) into the Fund as soon as practicable after the end of each calendar month an amount equal to the amount collected in licence fees under this Act during the last preceding month less the cost of the administration of this Act during that month.

(3) Subject to sub-section (4) the amount standing to the credit of the Fund shall from time to time be paid to the Country Roads Board Fund and to the Transport Fund in such proportions as is determined by the Minister of Transport.

(4) The amount to be paid to the Country Roads Board Fund in each financial year shall be not less than one-quarter of the amount credited in licence fees under this Act during the financial year or \$10 000 000, whichever is the greater, and not less than the minimum amount so paid to the Country Roads Board Fund shall be credited to the Road Maintenance Account in the Country Roads Board Fund.

—(Mr Maclellan)

Amendment proposed—That the expression “Subject to sub-section (4)” in sub-clause (3) be omitted.

—(Mr Ross-Edwards)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 35

Mr Austin	Mr Dixon	Mr Maclellan	Mr Smith
Mr Balfour	Mr Dunstan	Mrs Patrick	(<i>Warrnambool</i>)
Mr Birrell	Mr Ebery	Mr Plowman	Mr Tanner
Mr Brown	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Kennett	Mr Reynolds	Mr Williams
Mrs Chambers	Mr Lacy	Mr Richardson	Mr Wood
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Cox	Mr McClure	(<i>South Barwon</i>)	Mr McCance
Mr Crellin	Mr Mackinnon		Mr McKellar

NOES, 35

Mr Amos	Mr Fogarty	Mr Miller	Mrs Toner
Mr Cain	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Ross-Edwards	Mr Wilton
Mr Crabb	Mr Hockley	Mr Rowe	
Mr Culpin	Mr Jolly	Mr Sidiropoulos	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simmonds	Mr Hann
Mr Ernst	Mr McGrath	Mr Simpson	Mr King
Mr Evans	Mr McInnes	Mr Spyker	
(<i>Gippsland East</i>)	Mr Mathews	Mr Stirling	

And the numbers being equal—The Chairman stated that ‘In accordance with well established precedent, I cast my vote with the “Ayes”’.

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA

DIVISION IN COMMITTEE OF THE WHOLE

 No. 3

Wednesday, 4 July 1979

MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—CLAUSE 2.

In section 41 of the Principal Act for the words and expressions commencing with the words "Subject to the provisions hereinafter" and ending at the end of the first paragraph there shall be substituted the following words and expressions:

"The Board shall appoint a secretary who shall be the principal officer of the Board.

With the approval of the Minister the secretary to the Board may in the case of the illness suspension or absence of the Chairman of the Board have and exercise the powers and perform the functions and duties of such Chairman save and except that the secretary to the Board shall not be entitled to sit as a member of the Board or to vote upon any question at any meeting of the Board or to receive additional remuneration for having and exercising such powers and performing such functions and duties.

In addition to the secretary to the Board the Board may appoint a treasurer and appoint or employ such engineers surveyors collectors and other officers servants and persons to assist in the execution of this Act as the Board thinks necessary or proper, and such persons shall hold office during pleasure only."

—(Mr Smith, Warrnambool)

Question—That clause 2 stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, Ballarat North)

AYES, 41

Mr Austin	Mr Hamer	Mr Maclellan	Mr Whiting
Mr Balfour	Mr Hann	Mrs Patrick	Mr Williams
Mr Birrell	Mr Hayes	Mr Reynolds	Mr Wood
Mr Borthwick	Mr Jasper	Mr Richardson	
Mr Brown	Mr Jona	Mr Skeggs	
Mr Burgin	Mr Kennett	Mr Smith	
Mr Coleman	Mr Lieberman	(South Barwon)	
Mr Collins	Mr McArthur	Mr Smith	<i>Tellers</i>
Mr Cox	Mr McCance	(Warrnambool)	Mrs Chambers
Mr Dixon	Mr McClure	Mr Templeton	Mr Tanner
Mr Dunstan	Mr McInnes	Mr Thompson	
Mr Evans	Mr McKellar	Mr Trewin	
(Gippsland East)	Mr Mackinnon	Mr Weideman	

NOES, 32

Mr Amos	Mr Gavin	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Stirling	Mr Culpin
Mr Fogarty	Mr Miller	Mrs Toner	Dr Vaughan
Mr Fordham	Mr Remington	Mr Trezise	

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 4
 —

Thursday, 11 October 1979

No. 1—WATER AUTHORITIES (CONSTITUTION AND POWERS) BILL—Clause 5.

(1) Section 285 of the Principal Act is amended as follows:

- (a) For the expression "285. When" there shall be substituted the expression "285. (1) When";
- (b) After the word "structure" (where first occurring) there shall be inserted the words "or has obtained an advance from the depreciation account in respect of the purchase or construction of approved works";
- (c) After the words "sinking fund" there shall be inserted the words "or to be paid on account of any advance from the depreciation account";
- (d) After the word "structure" (where secondly, thirdly, fourthly and fifthly occurring) there shall be inserted the words "or approved works";
- (e) In paragraph (b) after the word "bank" (where secondly occurring) there shall be inserted the expression "or, with the prior consent of the Minister, applied by way of advance towards the payment of the cost of the purchase or construction of any approved works"; and
- (f) At the end of the section there shall be inserted the following expression:
 "(2) Before or during the purchase or construction of any works under this Act, the Minister may declare the works to be approved works for the purposes of this section.

(3) An advance made out of the depreciation account pursuant to paragraph (b) of sub-section (1) shall be made subject to such conditions (including conditions as to the rate and payment of interest in respect of the principal moneys advanced and the repayment to the depreciation account of the principal moneys advanced) as the Minister from time to time determines."

(2) In section 305 (1) of the Principal Act after the word "debentures" there shall be inserted the words "or advanced from the depreciation account".

—(*Mr Smith, Warrnambool*)

Question—That clause 5 stand part of the Bill—put.

Committee divided.

(Chairman—*Mr Evans, Ballarat North*)

AYES, 47

Mr Austin
 Mr Balfour
 Mr Birrell
 Mr Borthwick
 Mr Burgin
 Mrs Chambers
 Mr Coleman
 Mr Collins
 Mr Crellin
 Mr Dixon
 Mr Dunstan
 Mr Ebery
 Mr Evans
 (*Gippsland East*)

Mr Hamer
 Mr Hann
 Mr Hayes
 Mr Jasper
 Mr Jona
 Mr Kennett
 Mr Lacy
 Mr Lieberman
 Mr McArthur
 Mr McCance
 Mr McClure
 Mr McGrath
 Mr McInnes
 Mr McKellar

Mr Mackinnon
 Mr Maclellan
 Mrs Patrick
 Mr Ramsay
 Mr Reynolds
 Mr Richardson
 Mr Ross-Edwards
 Mr Skeggs
 Mr Smith
 (*South Barwon*)
 Mr Smith
 (*Warrnambool*)
 Mr Tanner
 Mr Templeton

Mr Thompson
 Mr Trewin
 Mr Weideman
 Mr Whiting
 Mr Williams
 Mr Wood

Tellers
 Mr Brown
 Mr Cox

NOES, 31

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Rowe	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Edmunds	Mr Mathews	Mr Stirling	Mr Hockley
Mr Ernst	Mr Miller	Mrs Toner	Mr Spyker

And so it was resolved in the affirmative.

NO. 2—SEWERAGE AUTHORITIES (CONSTITUTION AND POWERS) BILL—Clause 4.

(1) Section 81 (1) of the Principal Act is amended as follows:

- (a) After the word "structure" (where first occurring) there shall be inserted the words "or has obtained an advance from the depreciation account in respect of the purchase or construction of approved works";
- (b) After the words "Loan Fund" (where secondly occurring) there shall be inserted the words "or on account of any advance from the depreciation account"; and
- (c) After the word "structure" (where secondly and thirdly occurring) there shall be inserted the words "or approved works".

(2) In section 81 (2) of the Principal Act—

- (a) in paragraph (b) after the word "bank" (where secondly occurring) there shall be inserted the words "or, with the prior consent of the Minister, applied by way of advance towards the payment of the cost of the purchase or construction of any approved works"; and
- (b) after the word "structure" (where twice occurring) there shall be inserted the words "or approved works".

(3) After section 81 (2) of the Principal Act there shall be inserted the following sub-sections:

"(2A) Before or during the purchase or construction of any works under this Act, the Minister may declare the works to be approved works for the purposes of this section.

(2B) An advance made out of the depreciation account pursuant to paragraph (b) of sub-section (2) shall be made subject to such conditions (including conditions as to the rate and payment of interest in respect of the principal moneys advanced and the repayment to the depreciation account of the principal moneys advanced) as the Minister from time to time determines."

(4) In section 82 (1) of the Principal Act after the word "debentures" there shall be inserted the words "or from the depreciation account".

—(Mr Smith, Warrnambool)

Question—That clause 4 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, Ballarat North)

AYES, 47

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Thompson
Mr Balfour	Mr Hann	Mr Maclellan	Mr Trewin
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Borthwick	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Burgin	Mr Jona	Mr Reynolds	Mr Williams
Mrs Chambers	Mr Kennett	Mr Richardson	Mr Wood
Mr Coleman	Mr Lacy	Mr Ross-Edwards	
Mr Collins	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(South Barwon)	
Mr Dunstan	Mr McClure	Mr Smith	
Mr Ebery	Mr McGrath	(Warrnambool)	<i>Tellers</i>
Mr Evans	Mr McInnes	Mr Tanner	Mr Brown
(Gippsland East)	Mr McKellar	Mr Templeton	Mr Cox

NOES, 30

Mr Amos	Mr Fogarty	Mr Remington	Mr Trezise
Mr Cain	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Rowe	Mr Wilkes
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simmonds	
Mr Culpin	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Edmunds	Mr Mathews	Mr Stirling	Mr Hockley
Mr Ernst	Mr Miller	Mrs Toner	Mr Spyker

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 5
 —

Wednesday, 31 October 1979

No. 1—WORKERS COMPENSATION (MISCELLANEOUS PROVISIONS) BILL—Clause 3.

(1) Section 3 (1) of the Principal Act is amended as follows:

(a) In the interpretation of “disease” after the word “acceleration” there shall be inserted the word “exacerbation”; and

(b) For the interpretation of “injury” there shall be substituted the following interpretation:

“‘Injury’ means any physical or mental injury, and without limiting the generality of the foregoing includes—

(a) a disease contracted by a worker in the course of his employment whether at or away from his place of employment and to which the employment contributed substantially; and

(b) the recurrence, aggravation, acceleration, exacerbation or deterioration of any pre-existing injury or disease where the employment contributed substantially to that recurrence, aggravation, acceleration, exacerbation or deterioration—

and for the purposes of this interpretation the employment of a worker shall be taken to include any travelling referred to in section 8 (2).’.

(2) The interpretation of “injury” in section 3 (1) of the Principal Act shall—

(a) where the injury occurs on or after the commencement of this section—apply as amended by this section; and

(b) except as provided by paragraph (a)—continue to apply notwithstanding the commencement of this section as in force immediately before the said commencement.

—(Mr Ramsay)

Question—That clause 3 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Balfour	Mr Hann	Mr Maclellan	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Jasper	Mr Reynolds	Mr Wood
Mr Brown	Mr Jona	Mr Richardson	
Mr Burgin	Mr Kennett	Mr Ross-Edwards	
Mrs Chambers	Mr Lacy	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(<i>South Barwon</i>)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McGrath	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McInnes	Mr Thompson	Mr Cox
(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin	Mr Tanner

NOES, 31

Mr Amos	Mr Fordham	Mr Miller	Mr Stirling
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr King	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Ernst
Mr Fogarty	Mr Mathews	Mr Spyker	Mr Walsh

And so it was resolved in the affirmative.

No. 2—Clauses 7 to 11.

7. (1) In section 26 (11) of the Principal Act for the expression “\$500” there shall be substituted the expression “\$750”.

(2) The provisions of section 26 of the Principal Act shall—

- (a) where the death of a worker occurs on or after the commencement of this section—apply as amended by this section; and
- (b) except as provided by paragraph (a)—continue to apply notwithstanding the commencement of this section as in force immediately before the said commencement.

—(Mr Ramsay)

Amendment proposed—That after the expression “7” there shall be inserted the following sub-clauses:

- () In section 26 (2) (d) (i) of the Principal Act for the words “optician registered masseur” there shall be substituted the words “optometrist registered physiotherapist registered chiropractor and osteopath”.
- () In section 26 (2) (d) (v) of the Principal Act for the words “optician masseur” there shall be substituted the words “optometrist physiotherapist chiropractor and osteopath”.

—(Mr Ramsay)

[Clauses 8 to 11 inclusive not printed]

In accordance with Standing Order No. 105 and on the expiry of time adopted by resolution of the House for the Committee stage of the Bill—

Question—That the amendment proposed to clause 7 be agreed to and that clause 7 as amended and clauses 8 to 11 inclusive stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, Ballarat North)

AYES, 45

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Balfour	Mr Hann	Mr Maclellan	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Jasper	Mr Reynolds	Mr Wood
Mr Brown	Mr Jona	Mr Richardson	
Mr Burgin	Mr Kennett	Mr Ross-Edwards	
Mrs Chambers	Mr Lacy	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(South Barwon)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(Warrnambool)	
Mr Ebery	Mr McGrath	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McInnes	Mr Thompson	Mr Cox
(Gippsland East)	Mr McKellar	Mr Trewin	Mr Tanner

NOES, 31

Mr Amos	Mr Fordham	Mr Miller	Mr Stirling
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr King	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Ernst
Mr Fogarty	Mr Mathews	Mr Spyker	Mr Walsh

And so it was resolved in the affirmative.

No. 3—WORKERS COMPENSATION (MISCELLANEOUS PROVISIONS) BILL.

Question—That the Chairman of Committee do report to the House that the Committee has agreed to the Bill with an amendment—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Weideman
Mr Balfour	Mr Hann	Mr Maclellan	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Jasper	Mr Reynolds	Mr Wood
Mr Brown	Mr Jona	Mr Richardson	
Mr Burgin	Mr Kennett	Mr Ross-Edwards	
Mrs Chambers	Mr Lacy	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(<i>South Barwon</i>)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McGrath	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McInnes	Mr Thompson	Mr Cox
(<i>Gippsland East</i>)	Mr McKellar	Mr Trewin	Mr Tanner

NOES, 31

Mr Amos	Mr Fordham	Mr Miller	Mr Stirling
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Culpin	Mr King	Mr Simmonds	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Simpson	Mr Ernst
Mr Fogarty	Mr Mathews	Mr Spyker	Mr Walsh

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISION IN COMMITTEE OF THE WHOLE

—
No. 6
—

Wednesday, 14 November 1979

MOTOR CAR (SURCHARGE) BILL—Clause 2.

In section 41A (1) and (2) of the Principal Act, for the expression "\$4.00" there shall be substituted the expression "\$8.00".

—(Mr Thompson)

Question—That clause 2 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

Mr Austin	Mr Evans	Mr McClure	Mr Smith
Mr Balfour	(<i>Gippsland East</i>)	Mr McInnes	(<i>Warrnambool</i>)
Mr Borthwick	Mr Hamer	Mr McKellar	Mr Tanner
Mr Brown	Mr Hann	Mr Mackinnon	Mr Templeton
Mr Burgin	Mr Hayes	Mr Maclellan	Mr Trewin
Mrs Chambers	Mr Jasper	Mrs Patrick	Mr Weideman
Mr Coleman	Mr Jona	Mr Ramsay	Mr Whiting
Mr Collins	Mr Kennett	Mr Reynolds	Mr Williams
Mr Crellin	Mr Lacy	Mr Richardson	Mr Wood
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	<i>Tellers</i>
Mr Dunstan	Mr McArthur	Mr Smith	Mr Birrell
Mr Ebery	Mr McCance	(<i>South Barwon</i>)	Mr McGrath

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Remington	Dr Vaughan	Mr Rowe

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 7
 —

Thursday, 29 November 1979

No. 1—URBAN LAND AUTHORITY BILL—Clause 4.

(1) The objects of this Act are—

- (a) to facilitate the disposal of lands which the Governor in Council on the recommendation of the Minister by order declares ought in the public interest to be disposed of; and
- (b) to provide development allotments as directed by the Minister.

(2) For the purposes of this Act, the Authority may—

- (a) subdivide and re-subdivide land;
- (b) with the approval of the Minister sell land;
- (c) with the approval of the Minister grant leases of land subject to prescribed terms and conditions (if any) and any other terms and conditions the Authority thinks fit;
- (d) grant and reserve easements;
- (e) with the approval of the Minister exchange any land of the Authority for any other land and to give and receive consideration in respect of such exchange;
- (f) set out and construct streets roads lanes footpaths and passageways;
- (g) construct sewers, pumping stations, pipelines, reservoirs, storage tanks, sewage treatment plants, drains and any works for the purposes of water supply, sewerage or drainage;
- (h) make provision with respect to pipes wires tunnels conduits poles posts and fixtures on over or under any land with respect to the supply of electricity gas or other services;
- (i) erect alter repair and renovate buildings which are required in connexion with the development or sale of any land;
- (j) carry out any works and operations deemed necessary for the purpose of rendering land suitable for professional, commercial, industrial residential or community purposes;
- (k) grant or create in favour of any person any easement over land purchased or acquired by the Authority for such payment and on such terms and conditions as the Authority thinks fit;
- (l) enter into arrangements and agreements with any municipality or other statutory body in relation to the provision of works and services;
- (m) set apart any land for gardens parks open spaces or places of recreation;
- (n) to the extent that it is necessary or expedient in relation to the development and disposal of land for the purposes of this Act, maintain and manage land, works, structures and other property;

- (o) with the consent of the Minister act as agent for the Crown in the State of Victoria or for any public statutory body in relation to the development and disposal of land.

—(Mr Dixon)

Amendment proposed—That sub-clause (1) be omitted with the view of inserting in place thereof—

“(1) The objects of the Authority shall be—

- (a) to acquire land for present or future urban expansion or development, or for the establishment of new urban areas;
- (b) to manage and develop or re-develop for residential or commercial use the land so acquired;
- (c) from time to time, as prevailing circumstances require, to make available such of its land as the Authority considers necessary or expedient for the orderly establishment, expansion or development of urban areas, or for other public purposes;
- (d) to provide land to those members of the community who do not have large financial resources;
- (e) to promote integration and economy in the development of land for urban purposes; and
- (f) to provide, or arrange for the provision of, services and amenities for the use or benefit of the present or future community in new urban areas.”

—(Mr Cain)

Question—That the sub-clause proposed to be omitted stand part of the clause—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 43

Mr Balfour	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Trewin
Mr Borthwick	Mr Jasper	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jona	Mr Reynolds	Mr Whiting
Mrs Chambers	Mr Kennett	Mr Richardson	Mr Williams
Mr Coleman	Mr Lacy	Mr Ross-Edwards	
Mr Collins	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	
Mr Dunstan	Mr McClure	Mr Smith	
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Tanner	Mr Brown
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton	Mr Cox

NOES, 31

Mr Amos	Mr Fordham	Mr Remington	Mrs Toner
Mr Cain	Mr Gavin	Mr Roper	Mr Trezise
Mr Cathie	Mr Ginfier	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Walsh
Mr Culpin	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Spyker	Dr Coghill
Mr Fogarty	Mr Miller	Mr Stirling	Mr Hockley

And so it was resolved in the affirmative.

No. 2—Clause 5.

(1) The Authority shall consist of six members who shall be appointed by the Governor in Council, of whom one shall be appointed as Chairman.

(2) Not less than three of the persons appointed as members shall be persons who are not employed in the public service of Victoria or by any public statutory body.

(3) Subject to this Act each member shall hold office for a term, not exceeding five years, specified in the instrument of his appointment and shall be eligible for re-appointment.

(4) A member shall be entitled to such remuneration as is prescribed.

—(Mr Dixon)

Amendment proposed—That after the word “body” in sub-clause (2) there shall be inserted the words “and who are not directly or indirectly associated with any business involved in the sale, disposal or development of land”.

—(Mr Cain)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	
Mr Ernst	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Fogarty	Mr Remington	Mr Trezise	Dr Coghill
Mr Fordham	Mr Roper	Dr Vaughan	Mr Hockley

NOES, 43

Mr Balfour	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Trewin
Mr Borthwick	Mr Jasper	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jona	Mr Reynolds	Mr Whiting
Mrs Chambers	Mr Kennett	Mr Richardson	Mr Williams
Mr Coleman	Mr Lacy	Mr Ross-Edwards	
Mr Collins	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	
Mr Dunstan	Mr McClure	Mr Smith	
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Tanner	Mr Brown
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton	Mr Cox

And so it passed in the negative.

Friday, 30 November 1979

No. 3—RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Clause 5.

(1) The Board shall consist of a chairman and two other members appointed by the Governor in Council.

(2) A member of the Board shall hold office for such term not exceeding five years and, subject to this Act, on such terms and conditions as the Governor in Council determines but a person appointed as a member of the Board is eligible for re-appointment.

(3) A member of the Board shall be paid—

- (a) such remuneration as is determined by the Governor in Council; and
 (b) such travelling and other allowances as are prescribed.

(4) A member of the Board who is appointed as a full-time member shall not engage in paid employment outside the duties of his office.

(5) A member of the Board is not in respect of his office as such subject to the provisions of the *Public Service Act 1974*.

—(Mr Maclellan)

Amendment proposed—That after the words “Governor in Council” in sub-clause (1), there shall be inserted the words “of whom one shall be a person who frequently travels by train and one other shall be a person who is an employee of the Victorian Railways Board and is nominated by the Victorian Trades Hall Council”.

—(Mr Crabb)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr King	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	
Mr Edmunds	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Ernst	Mr Remington	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Roper	Dr Vaughan	Mr Jolly

NOES, 40

Mr Balfour	Mr Hann	Mr Maclellan	Mr Tanner
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Templeton
Mr Borthwick	Mr Jasper	Mr Ramsay	Mr Trewin
Mr Burgin	Mr Kennett	Mr Reynolds	Mr Weideman
Mrs Chambers	Mr Lacy	Mr Richardson	Mr Whiting
Mr Coleman	Mr Lieberman	Mr Ross-Edwards	Mr Williams
Mr Collins	Mr McArthur	Mr Skeggs	Mr Wood
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dunstan	Mr McKellar	Mr Smith	Mr Brown
Mr Ebery	Mr Mackinnon	(<i>Warrnambool</i>)	Mr Cox

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 8
 —

Tuesday, 4 December 1979

No. 1—STAMPS (AMENDMENT) BILL—New clause AA.

(1) In section 137A of the Principal Act in the definition of "Application for registration" for the expression "(whether in Victoria or elsewhere)" where twice occurring there shall be substituted the words "in Victoria".

(2) In the Third Schedule to the Principal Act under the heading "XXI. APPLICATIONS FOR REGISTRATION OF AND NOTICES OF ACQUISITION IN RESPECT OF MOTOR CARS AND COMMERCIAL TRAILERS—" for the expression commencing with the words "On every application" and ending with the figures "5.00" (where second occurring) there shall be substituted the following expression:

"(1) On every application for registration of a motor car or commercial trailer which has not been previously registered in Victoria or elsewhere—

for every \$200 of the market value of the motor car or commercial trailer in respect of which the application is made and also for any fractional part of \$200 of such market value . . . \$6.00.

(2) Subject to paragraph (3) on every other application for registration of a motor car or commercial trailer—

for every \$200 of the market value of the motor car or commercial trailer in respect of which the application is made and also for any fractional part of \$200 of such market value . . . \$8.00.

(3) Where an application for registration of a motor car or commercial trailer is made by a person in whose name the motor car or commercial trailer was last registered and that last registration was effected outside Victoria and that person has paid *ad valorem* stamp duty on a registration of that motor car or commercial trailer under a corresponding enactment to this Act the stamp duty payable on the application for registration shall be—

(a) \$10.00; or

(b) the amount that would otherwise be payable under paragraph (2) reduced by an amount which is equal to the amount calculated in accordance with the following formula:

$$\frac{A}{B} \times C \text{ where—}$$

A is the amount of stamp duty paid under the corresponding enactment;

B is the value of the motor car or commercial trailer at the time *ad valorem* stamp duty became payable outside Victoria; and

C is the value of the motor car or commercial trailer for the purposes of assessing the duty payable under this Act—
whichever is the greater.

- (4) On every notice of acquisition of a motor car or commercial trailer—
for every \$200 of the market value of the motor car or commercial trailer at the date that the person giving the notice of acquisition acquired possession of the motor car and also for any fractional part of \$200 of such market value . . . \$8.00”.

—(Mr Thompson)

Question—That new clause AA be read a second time—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

Mr Austin	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Balfour	Mr Hann	Mrs Patrick	Mr Trewin
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Brown	Mr Jona	Mr Reynolds	Mr Whiting
Mr Burgin	Mr Kennett	Mr Richardson	Mr Williams
Mrs Chambers	Mr Lieberman	Mr Ross-Edwards	Mr Wood
Mr Coleman	Mr McArthur	Mr Skeggs	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>South Barwon</i>)	
Mr Dunstan	Mr McGrath	Mr Smith	
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Tanner	Mr Collins
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton	Mr Cox

NOES, 33

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Remington	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Roper	Mr Wilkes
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilton
Mr Crabb	Mr Jasper	Mr Sidiropoulos	
Mr Culpin	Mr Jolly	Mr Simmonds	
Mr Edmunds	Mr King	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Kirkwood	Mr Stirling	Mr Spyker
Mr Fogarty	Mr Mathews	Mrs Toner	Mr Walsh

And so it was resolved in the affirmative.

No. 2—New clause AA.

Question—That new clause AA be added to the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

Mr Austin	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Balfour	Mr Hann	Mrs Patrick	Mr Trewin
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Brown	Mr Jona	Mr Reynolds	Mr Whiting
Mr Burgin	Mr Kennett	Mr Richardson	Mr Williams
Mrs Chambers	Mr Lieberman	Mr Ross-Edwards	Mr Wood
Mr Coleman	Mr McArthur	Mr Skeggs	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>South Barwon</i>)	
Mr Dunstan	Mr McGrath	Mr Smith	
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	<i>Tellers:</i>
Mr Evans	Mr McKellar	Mr Tanner	Mr Collins
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton	Mr Cox

NOES, 33

Mr Amos	Mr Fordham	Mr Miller	Mr Trezise
Mr Cain	Mr Gavin	Mr Remington	Dr Vaughan
Mr Cathie	Mr Ginifer	Mr Roper	Mr Wilkes
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilton
Mr Crabb	Mr Jasper	Mr Sidiropoulos	
Mr Culpin	Mr Jolly	Mr Simmonds	
Mr Edmunds	Mr King	Mr Simpson	<i>Tellers:</i>
Mr Ernst	Mr Kirkwood	Mr Stirling	Mr Spyker
Mr Fogarty	Mr Mathews	Mrs Toner	Mr Walsh

And so it was resolved in the affirmative.

Thursday, 6 December 1979

No. 3—RAILWAY CONSTRUCTION AND PROPERTY BOARD BILL—Clause 20.

(1) The Board may recommend to the Minister that an investigation be made to ascertain whether particular land vested in the Victorian Railways Board or in the Board could be put to better use.

(2) The Board shall, before making a recommendation under sub-section (1) relating to land vested in the Victorian Railways Board, consult with the Victorian Railways Board.

(3) Where the Minister—

- (a) receives a recommendation under sub-section (1) relating to particular land; or
- (b) has not received such a recommendation but is of the opinion that the use of particular land vested in the Victorian Railways Board or in the Board should be investigated—

and is satisfied that a change in use of the land could be made without prejudicing the proper carrying out of the functions of the Victorian Railways Board, the Minister may, by writing under his hand, direct the Board to investigate the use or uses to which the land is or may be put and to make recommendations to the Minister for or with respect to the use or development of the land.

(4) Where the Board receives a direction under sub-section (3) in relation to land, the Board in its recommendations to the Minister under this section—

- (a) may recommend different uses for any part or parts of the land; and
- (b) may recommend the use or development of the whole or part of the land together with other land.

(5) Where the Board has made recommendations to the Minister under sub-section (4), the Minister may submit the recommendations to the Governor in Council for approval.

(6) Where recommendations are submitted to the Governor in Council, the Governor in Council—

- (a) may approve the recommendations;
- (b) may approve the recommendations with variations; or
- (c) may refuse to approve the recommendations.

(7) Where the Governor in Council has approved (whether with or without variations) recommendations of the Board under this section for the use or development of any land—

- (a) notice of the approval shall be published in the *Government Gazette*; and
- (b) where the approval relates to the use or development, otherwise than for the carrying out of the functions of the Victorian Railways Board under

the *Railways Act 1958*, of land vested in the Victorian Railways Board, the Governor in Council may make an order vesting that land in the Board.

(8) An order made under sub-section (7) shall be published in the *Government Gazette*.

(9) Upon publication of an order made under sub-section (7) in the *Government Gazette*, the land to which the order relates vests in the Board for the purposes of this part.

—(Mr Maclellan)

Amendment proposed—That after the word “Board” (where second occurring) in sub-clause (4), there shall be inserted the words “shall give notice in writing to the Councils of all municipalities in whose municipal district any part of the land is situate and members of the Legislative Assembly and the Legislative Council in whose electoral district or province any part of the land is situate that an investigation is being made; and a copy of such notice shall be published once in a daily newspaper circulating throughout Victoria and once in a local newspaper published and circulated in the area in which the land is situate and the Board, after considering any submissions made in writing by any council or any other person,”.

—(Mr Crabb)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 31

Mr Cain	Mr Fordham	Mr Remington	Mrs Toner
Mr Cathie	Mr Ginifer	Mr Roper	Mr Trezise
Dr Coghill	Mr Hockley	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilkes
Mr Culpin	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Spyker	Mr Gavin
Mr Fogarty	Mr Miller	Mr Stirling	Mr Walsh

NOES, 45

Mr Austin	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Balfour	Mr Hann	Mr Ramsay	Mr Whiting
Mr Birrell	Mr Hayes	Mr Reynolds	Mr Williams
Mr Brown	Mr Jasper	Mr Richardson	Mr Wood
Mr Burgin	Mr Jona	Mr Ross-Edwards	
Mrs Chambers	Mr Kennett	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(<i>South Barwon</i>)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	
Mr Dunstan	Mr McInnes	Mr Tanner	
Mr Ebery	Mr McKellar	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr Mackinnon	Mr Thompson	Mr Cox
(<i>Gippsland East</i>)	Mr Maclellan	Mr Trewin	Mr McGrath

And so it passed in the negative.

No. 4—Clause 23.

(1) The Board shall manage and control all dwelling-houses vested in the Victorian Railways Board or in the Board that are, or are intended to be, used or that may be used as residences for persons employed in the railway service.

(2) The Victorian Railways Board shall give to the Board all documents and records in its possession or under its control that relate to the management or control of dwelling-houses referred to in sub-section (1).

—(Mr Maclellan)

Question—That clause 23 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 31

Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Dr Vaughan
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Hockley	Mr Simmonds	Mr Wilkes
Mr Culpin	Mr King	Mr Simpson	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Stirling	Mr Jolly
Mr Fogarty	Mr Miller	Mrs Toner	Mr Rowe

NOES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mrs Patrick	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Brown	Mr Jasper	Mr Reynolds	Mr Wood
Mr Burgin	Mr Jona	Mr Richardson	
Mrs Chambers	Mr Kennett	Mr Ross-Edwards	
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	
Mr Crellin	Mr McCance	<i>(South Barwon)</i>	
Mr Dixon	Mr McClure	Mr Smith	
Mr Dunstan	Mr McGrath	<i>(Warrnambool)</i>	
Mr Ebery	Mr McInnes	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Thompson	Mr Cox
<i>(Gippsland East)</i>	Mr Mackinnon	Mr Trewin	Mr Tanner

And so it passed in the negative.

No. 5—New clause A.

(1) On the Board making any recommendation to the Minister in relation to the performance of functions referred to in section 4 (1) (b) it shall give notice in writing to the Councils of all Municipalities in whose municipal districts such function shall be performed and members of the Legislative Assembly and the Legislative Council in whose electoral district or province such function shall be performed that the recommendation has been made to the Minister; and a copy of such notice shall be published once in a daily newspaper circulating throughout Victoria and once in a local newspaper published and circulated in the area in which such function shall be performed.

(2) The Minister after considering any submissions pertaining to the recommendations which have been made in writing by any Council or any other person within two months after notices have been given and published may—

- (a) approve the recommendation;
- (b) approve the recommendation with variations; or
- (c) refuse to approve the recommendations.

—(Mr Crabb)

Question—That new clause A be read a second time—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 30

Mr Cain	Mr Fordham	Mr Remington	Mr Trezise
Mr Cathie	Mr Gavin	Mr Roper	Dr Vaughan
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Spyker	<i>Tellers</i>
Mr Ernst	Mr Mathews	Mr Stirling	Mr Jolly
Mr Fogarty	Mr Miller	Mrs Toner	Mr Rowe

NOES, 45

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mrs Patrick	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Brown	Mr Jasper	Mr Reynolds	Mr Wood
Mr Burgin	Mr Jona	Mr Richardson	
Mrs Chambers	Mr Kennett	Mr Ross-Edwards	
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	
Mr Crellin	Mr McCance	(<i>South Barwon</i>)	
Mr Dixon	Mr McClure	Mr Smith	
Mr Dunstan	Mr McGrath	(<i>Warrnambool</i>)	
Mr Ebery	Mr McInnes	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Thompson	Mr Cox
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin	Mr Tanner

And so it passed in the negative.

No. 6—INDUSTRIAL RELATIONS BILL—Clause 12.

(1) The Commission in Court session may hear and determine—

- (a) any appeal against a conviction by a Magistrates' Court for an offence against this Act, the *Labour and Industry Act 1958* or the *Industrial Training Act 1975*;
- (b) any application by an industrial association for a direction requiring the chairman of a Board to convene a meeting of the Board;
- (c) any appeal against a decision of the secretary under section 53 of the *Labour and Industry Act 1958*—
 - (i) to refuse to register; or
 - (ii) to cancel the registration—
 - of any factory or shop or market site; or
- (d) any other matter which it is by this or any other Act authorized or required to hear and determine.

(2) A Commissioner sitting alone may hear and determine—

- (a) at the direction of the President, any industrial dispute or any matter referred to the Commission under section 11 (1), paragraph (e);
- (b) any other matter which he is by this or any other Act authorized or required to hear and determine.

(3) Any order or determination made by a Commissioner sitting alone shall be subject to appeal to the President.

—(*Mr Ramsay*)

Amendment proposed—That after the word "President" in sub-clause (3) there shall be inserted the expression " , a Commissioner and the Chairman of the appropriate Wages Board".

—(*Mr Simmonds*)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 29

Mr Cain	Mr Ginifer	Mr Roper	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Dr Coghill	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Ernst	Mr Mathews	Mr Stirling	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mrs Toner	Mr Gavin
Mr Fordham	Mr Remington	Mr Trezise	Mr Rowe

NOES, 42

Mr Austin	Mr Evans	Mr McKellar	Mr Tanner
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton
Mr Birrell	Mr Hann	Mr Maclellan	Mr Trewin
Mr Brown	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dunstan	Mr McClure	Mr Smith	Mr Cox
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	Mr McGrath

And so it passed in the negative.

No. 7—Clause 44, as amended.

(1) Where it appears to an employer or to the proper officer of an association of employers or of employés that an industrial dispute has arisen in which he or his association has an interest he shall inform the registrar of the dispute.

(2) The registrar shall forthwith inform the president and the chairman of the Board affected and the chairman shall convene a meeting of the Board which shall attempt by conciliation to settle the matter of the dispute.

(3) If the Board is unable to settle the matter of the dispute by conciliation the chairman shall proceed to determine the matter by arbitration.

(4) A Board interested in the matter of an industrial dispute or the chairman of that Board or any party to the industrial dispute may at any time during the course of the dispute apply to the Commission for an order referring the matter of the dispute to the Commission for hearing and determination.

(5) Where the existence of an industrial dispute comes to the knowledge of the president or a Board otherwise than by notification from the registrar under sub-section (2) the president may direct the chairman of that Board to proceed as if the registrar had informed him of the dispute under sub-section (2) and the chairman shall proceed accordingly.

(6) The Minister may, either upon submission made to him by any person or body or of his own motion, refer the matter of any industrial dispute to the Commission**.

—(*Mr Ramsay*)

Question—That clause 44 as amended stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 43

Mr Austin	Mr Hann	Mr Maclellan	Mr Trewin
Mr Balfour	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Birrell	Mr Jasper	Mr Ramsay	Mr Whiting
Mr Brown	Mr Jona	Mr Reynolds	Mr Williams
Mr Burgin	Mr Kennett	Mr Richardson	Mr Wood
Mrs Chambers	Mr Lieberman	Mr Ross-Edwards	
Mr Coleman	Mr McArthur	Mr Skeggs	
Mr Collins	Mr McCance	Mr Smith	
Mr Crellin	Mr McClure	(<i>South Barwon</i>)	
Mr Dixon	Mr McGrath	Mr Smith	
Mr Dunstan	Mr McInnes	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Tanner	Mr Cox
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Templeton	Mr Ebery

* Denotes words omitted..

NOES, 29

Mr Cain	Mr Hockley	Mr Rowe	Dr Vaughan
Mr Cathie	Mr Jolly	Mr Sidiropoulos	Mr Walsh
Dr Coghill	Mr King	Mr Simmonds	Mr Wilton
Mr Crabb	Mr Kirkwood	Mr Simpson	
Mr Culpin	Mr Mathews	Mr Spyker	
Mr Fogarty	Mr Miller	Mr Stirling	<i>Tellers</i>
Mr Fordham	Mr Remington	Mrs Toner	Mr Ernst
Mr Ginifer	Mr Roper	Mr Trezise	Mr Gavin

And so it was resolved in the affirmative.

No. 8—TOWN AND COUNTRY PLANNING (GENERAL AMENDMENT) BILL—Clause 6.

(1) After section 11 of the Principal Act there shall be inserted the following section:

“11A. (1) A responsible authority (not being the Board) may by resolution delegate to a committee of the authority or an officer of the authority such of its functions and powers as a responsible authority as it from time to time determines (including functions and powers which it exercises as a delegate) other than—

(a) this power of delegation; and

(b) functions and powers under section 8H (4), section 11, section 17 (1), section 24, section 26 (1), section 28 (2) and (3), section 30 (1), section 32 (3) (4) and (6), section 40, section 40A, section 41 and section 49 (2).

(2) Notwithstanding the terms of the instrument of delegation where a responsible authority delegates its powers to grant permits under an interim development order or a planning scheme, the delegate—

(a) shall not refuse to grant a permit but where he considers that a permit should be refused shall refer the application to the responsible authority for determination;

(b) shall, where he considers that the permit should be subject to any conditions, notify the applicant of those conditions and inform him that he may on or before a date specified in the notice (being a date not less than ten days after the notice is delivered or sent to the applicant) request that the application be referred to the responsible authority for determination.

(3) The exercise of the delegated authority may be subject to such limitations and conditions as are specified in the resolution.

(4) A delegation under this section is revocable at the will of the responsible authority and does not prevent the exercise of the function or power by the responsible authority.

(5) Where any function or power of a responsible authority is exercised by a delegate under this section a report with respect thereto shall be presented to the next meeting of the responsible authority or, where this is not practicable, the next succeeding meeting of the responsible authority.

(6) The provisions of this section shall not prevent a responsible authority designating persons other than officers to hear persons or give persons an opportunity of being heard in accordance with section 48.

(7) Where the exercise or performance of any power discretion or function delegated by a responsible authority to an officer or committee requires that the responsible authority have or reach an opinion belief or decision in relation to any matter then such opinion belief or decision may be that of the officer or committee and the power discretion or function may be exercised or performed upon that opinion belief or decision.

(8) Where a responsible authority has a power of delegation under any other Act the power of delegation conferred by this section is additional to that power and does not in any way derogate from that power.”

(2) After section 18AA of the Principal Act there shall be inserted the following section:

“18AB. Where an application for a permit has been considered by a delegate of the responsible authority and the applicant has in accordance with a notice under section 11A (2) requested that it be referred to the responsible authority for determination, the application for the permit shall for the purposes of lodging an appeal be deemed to have been received on the date on which such request was received.”

—(Mr Lieberman)

Amendment proposed—That after the expression “11A. (1)” there shall be inserted the expression “Subject to sub-section (9),”.

—(Mr Cain)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 37

Mr Cain	Mr Ginifer	Mr Miller	Mr Trewin
Mr Cathie	Mr Hann	Mr Roper	Mr Trezise
Mr Crabb	Mr Hockley	Mr Ross-Edwards	Dr Vaughan
Mr Culpin	Mr Jasper	Mr Rowe	Mr Walsh
Mr Ernst	Mr Jolly	Mr Sidiropoulos	Mr Whiting
Mr Evans	Mr King	Mr Simmonds	Mr Wilton
(<i>Gippsland East</i>)	Mr Kirkwood	Mr Simpson	
Mr Fogarty	Mr McGrath	Mr Spyker	<i>Tellers</i>
Mr Fordham	Mr McInnes	Mr Stirling	Dr Coghill
Mr Gavin	Mr Mathews	Mrs Toner	Mr Remington

NOES, 37

Mr Austin	Mr Ebery	Mrs Patrick	Mr Templeton
Mr Balfour	Mr Hayes	Mr Plowman	Mr Weideman
Mr Birrell	Mr Jona	Mr Ramsay	Mr Williams
Mr Brown	Mr Lacy	Mr Reynolds	Mr Wood
Mr Burgin	Mr Lieberman	Mr Richardson	
Mrs Chambers	Mr McArthur	Mr Skeggs	
Mr Coleman	Mr McCance	Mr Smith	
Mr Collins	Mr McClure	(<i>South Barwon</i>)	
Mr Crellin	Mr McKellar	Mr Smith	<i>Tellers</i>
Mr Dixon	Mr Mackinnon	(<i>Warrnambool</i>)	Mr Cox
Mr Dunstan	Mr Maclellan	Mr Tanner	Mr Kennett

And the numbers being equal—The Chairman said: “In accordance with precedent and as there will be another opportunity for testing this proposal, I cast my vote with the ‘Noes’”.

And so it passed in the negative.

No. 9—Clause 14.

(1) Section 28 of the Principal Act shall be amended as follows:

(a) In sub-section (1) for paragraphs (c) and (d) there shall be substituted the following paragraphs:

“(c) the responsible authority forthwith after the said copies have been so deposited shall cause to be published in the *Government Gazette* and twice in some newspaper generally circulating in the neighbourhood a notice—

(i) stating that a copy of the scheme is deposited for inspection as aforesaid;

- (ii) calling upon all persons affected by the scheme to set forth in writing addressed to the person specified in the notice by the date specified in the notice (being a date not less than three months from the publication of the notice in the *Government Gazette*) any submissions which they may wish to make with respect to the scheme and stating whether they wish to be heard in respect of such submissions; and
- (d) the responsible authority shall cause notice to be sent or delivered to any person appearing from the rate records of the responsible authority to be the owner or occupier of land in any area in which under the scheme land or buildings are to be used for specified purposes or in which the development or use of land or buildings or the doing or carrying out of any matter or thing on or in relation to any land is prohibited restricted or regulated unless the land is subject to the same controls under a scheme in force at the time the scheme is so deposited and such notice shall contain the same information as a notice under paragraph (c) but shall in addition state that the use or development of the land or buildings concerned or the doing or carrying out of any matter or thing will be affected by the scheme.”;
- (b) After sub-section (1) there shall be inserted the following sub-sections:
- “(1A) At any time during the period referred to in the notice any person may lodge with the responsible authority submissions in writing concerning the planning scheme or any part thereof.
- (1B) The responsible authority shall consider all submissions lodged in accordance with sub-section (1A) and if the Minister so directs any other submissions in writing.
- (1C) The responsible authority shall determine in respect of each such submission after consideration by it of that submission to do one of the following:
- (a) modify or alter the scheme to include all variations requested in the submission;
- (b) refer the submission to a panel appointed under sub-section (1D).
- (1D) The Minister shall in respect of each proposed planning scheme appoint a panel of a chairman and two other persons to consider all submissions referred to a panel by the responsible authority pursuant to this section.
- (1E) One member of the panel shall be a member of the responsible authority concerned but no other member nor any officer of the responsible authority shall be appointed to be a member of the panel.
- (1F) Notwithstanding sub-section (1E) where any of the provisions of the proposed planning scheme apply in a municipality of any regional grouping set out in Schedule Thirteen to the *Melbourne and Metropolitan Board of Works Act 1958* a Commissioner of the Area Commission representing that grouping may be appointed to the panel in lieu of a member of the Board of Works.
- (1G) The Minister may at any time terminate the appointment of a member of the panel.
- (1H) Two members of the panel shall constitute a quorum.
- (1I) Subject to the presence of a quorum, the panel may act notwithstanding any vacancy in its membership.
- (1J) In the event of an equality of votes at any meeting of the panel the chairman shall have an additional or casting vote.
- ”

(1K) Where there is any vacancy in the membership of a panel the Minister may appoint another member.

(1L) Where the chairman is unable to attend any meeting of the panel the members of the panel present at the meeting may appoint a member to act as chairman at that meeting.

(1M) Each member of the panel shall be entitled to receive such fees and allowances (if any) as are fixed by the Minister in respect of that member from time to time and the responsible authority shall be entitled to be reimbursed for such fees and allowances from the Consolidated Fund which is hereby to the necessary extent appropriated accordingly.

(1N) The panel shall give a reasonable opportunity of being heard by it to any person who has stated in a submission which is referred to the panel by the responsible authority that he wishes to be heard with respect thereto.

(1O) All hearings of the panel shall be held in public unless any person making a submission objects to making that submission in public and the panel is satisfied that the submission is of a confidential nature.

(1P) Subject to this Act the panel shall regulate its own proceedings.

(1Q) The responsible authority may appear and be heard before the panel by any member or officer of the authority authorized in that behalf by the authority or the authority may make a written submission to the panel.

(1R) After conducting hearings in accordance with this section and considering submissions the panel shall report to the responsible authority on any modifications of or alterations to the planning scheme which it believes should be made.

(1S) The responsible authority shall provide the panel with such secretarial and other assistance as the panel requires to carry out its functions.

(1T) Notwithstanding anything in sub-section (1) where a planning scheme is made for an area in respect of which a statement of planning policy has been approved the responsible authority shall submit the scheme to the Board for certification in writing that the scheme in the opinion of the Board is consistent with the statement of planning policy and shall obtain such certification before carrying out the procedures referred to in sub-section (1).

(1U) Where a planning scheme is submitted to the Board under sub-section (1T) the Board shall within three months—

(a) certify the scheme under that sub-section; or

(b) specify the provisions of the scheme which it considers are inconsistent with a statement of planning policy.

(1V) If the Board fails to comply with the provisions of sub-section (1U) within three months of submission of the scheme to the Board for certification the scheme shall be deemed to have been certified by the Board and the responsible authority may thereupon carry out the procedures under sub-section (1).

(1W) Where the responsible authority (not being a rating authority within the meaning of the *Valuation of Land Act 1960*) is required under this section or section 30 (3) to send or deliver notices to persons appearing from its rate records to be the owner or occupier of any land the municipal council in whose municipal district the land is situated shall provide the

responsible authority with a certified copy of relevant parts of the rate-book and any information obtained from such certified copy shall be deemed to have been obtained from the rate records of the authority.”;

- (c) In sub-section (3) for the word “it” there shall be substituted the expression “and all submissions in relation to that part referred by the authority under section (1c) (b) have been considered by a panel and any necessary hearings have taken place the responsible authority”; and
- (d) After sub-section (3) there shall be inserted the following sub-sections:

“(4) The Minister may exempt a responsible authority from the requirement to notify all or any owners or occupiers of land in accordance with sub-section (1) (d) if, after considering the nature of the controls imposed by the scheme and the number of owners affected, he is of the opinion either that the value of the land of those owners will not be substantially affected by the scheme or that the number of owners involved made it impractical to notify them.

(5) The failure of a responsible authority to give notice to any owner or occupier under sub-section (1) (d) shall not prevent the adoption of the scheme by the responsible authority or its submission to the Minister nor shall it affect the validity of the scheme as approved.”.

[Sub-clauses (2) to (6) not printed]

—(Mr Lieberman)

Amendment proposed—That all words and expressions from and including “(1c)” in paragraph (b) of sub-clause (1) be omitted with the view of inserting in place thereof—

“(1c) The responsible authority shall give a reasonable opportunity of being heard by it to any person who has stated in a submission that he wishes to be heard with respect thereto unless the responsible authority determines in respect of any submission after consideration by it of that submission to modify or alter the scheme to include all variations requested in the submission.

(1D) Notwithstanding anything in sub-section (1) where a planning scheme is made for an area in respect of which a statement of planning policy has been approved the responsible authority shall submit the scheme to the Board for certification in writing that the scheme in the opinion of the Board is consistent with the statement of planning policy and shall obtain such certification before carrying out the procedures referred to in sub-section (1).

(1E) Where a planning scheme is submitted to the Board under sub-section (1D) the Board shall within three months—

- (a) certify the scheme under that sub-section; or
- (b) specify the provisions of the scheme which it considers are inconsistent with a statement of planning policy.

(1F) If the Board fails to comply with the provisions of sub-section (1E) within three months of submission of the scheme to the Board for certification the scheme shall be deemed to have been certified by the Board and the responsible authority may thereupon carry out the procedures under sub-section (1).

(1G) Where the responsible authority (not being a rating authority within the meaning of the *Valuation of Land Act 1960*) is required under this section or section 30 (3) to send or deliver notices to persons appearing from its rate records to be the owner or occupier of any land the municipal council in whose municipal district the land is situated shall provide the responsible authority with a certified copy of relevant parts of the ratebook and any information obtained from such certified copy shall be deemed to have been obtained from the rate records of the authority.”

—(Mr Cain)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 37

Mr Austin	Mr Ebery	Mr Maclellan	Mr Templeton
Mr Balfour	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Birrell	Mr Jona	Mr Plowman	Mr Williams
Mr Brown	Mr Kennett	Mr Ramsay	Mr Wood
Mr Burgin	Mr Lacy	Mr Reynolds	
Mrs Chambers	Mr Lieberman	Mr Skeggs	
Mr Coleman	Mr McArthur	Mr Smith	
Mr Collins	Mr McCance	(<i>South Barwon</i>)	
Mr Crellin	Mr McClure	Mr Smith	<i>Tellers</i>
Mr Dixon	Mr McKellar	(<i>Warrnambool</i>)	Mr Cox
Mr Dunstan	Mr Mackinnon	Mr Tanner	Mr Richardson

NOES, 37

Mr Cain	Mr Ginifer	Mr Miller	Mr Trewin
Mr Cathie	Mr Hann	Mr Roper	Mr Trezise
Mr Crabb	Mr Hockley	Mr Ross-Edwards	Dr Vaughan
Mr Culpin	Mr Jasper	Mr Rowe	Mr Walsh
Mr Ernst	Mr Jolly	Mr Sidiropoulos	Mr Whiting
Mr Evans	Mr King	Mr Simmonds	Mr Wilton
(<i>Gippsland East</i>)	Mr Kirkwood	Mr Simpson	
Mr Fogarty	Mr McGrath	Mr Spyker	<i>Tellers</i>
Mr Fordham	Mr McInnes	Mr Stirling	Dr Coghill
Mr Gavin	Mr Mathews	Mrs Toner	Mr Remington

And the numbers being equal—The Chairman said: “I will cast my vote against the amendment, that is with the ‘Ayes’, as there will be a further opportunity for the matter to be tested”.

And so it was resolved in the affirmative.

No. 10—Clause 21.

(1) After section 59 of the Principal Act there shall be inserted the following:

“Local Development Schemes.

59AA. (1) The council of any municipality within the metropolitan area may, subject to this Act, prepare and submit for approval a local development scheme or schemes in respect of any area or areas within its municipal district.

(2) A local development scheme—

- (a) may make provision for all or any of the matters referred to in the Third Schedule but not for any other matter; and
- (b) may include a statement or statements of the objectives which are intended to be achieved; and
- (c) may specify in relation to anything permitted restricted or regulated under the scheme that any specified matter or thing be done to the satisfaction of the council; and
- (d) shall be prepared in accordance with the regulations.

(3) The municipal council shall—

- (a) consult with the Board of Works during the preparation of the local development scheme;
- (b) have due regard to any approved statement of planning policy which affects its municipal district; and
- (c) prior to complying with section 59AB (1) (a) submit the scheme to the Board of Works for certification in writing that it is consistent with the Melbourne Metropolitan Planning Scheme including the objectives thereof

or any interim development order of the Board of Works in force in the area to which the local development scheme relates.

[Remainder of the clause not printed]

—(Mr Lieberman)

Amendment proposed—That after paragraph (d) of sub-section (2) of proposed new section 59AA, there shall be inserted—

“; and

(e) shall incorporate all the provisions of any other scheme or any interim development order in force in the area to which the local development scheme relates.”

—(Mr Cain)

Question—That the expression proposed to be inserted be so inserted—put.
Committee divided.

(Chairman—Mr Evans, Ballarat North)

AYES, 29

Mr Cain	Mr Hockley	Mr Rowe	Dr Vaughan
Mr Cathie	Mr Jolly	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	
Mr Ernst	Mr Mathews	Mr Spyker	
Mr Fogarty	Mr Miller	Mr Stirling	<i>Tellers</i>
Mr Fordham	Mr Remington	Mrs Toner	Dr Coghill
Mr Gavin	Mr Roper	Mr Trezise	Mr Culpin

NOES, 44

Mr Austin	Mr Hann	Mr Maclellan	Mr Whiting
Mr Balfour	Mr Hayes	Mrs Patrick	Mr Williams
Mr Birrell	Mr Jasper	Mr Ramsay	Mr Wood
Mr Brown	Mr Jona	Mr Reynolds	
Mr Burgin	Mr Kennett	Mr Richardson	
Mrs Chambers	Mr Lacy	Mr Ross-Edwards	
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	
Mr Crellin	Mr McCance	(South Barwon)	
Mr Dixon	Mr McClure	Mr Smith	
Mr Dunstan	Mr McGrath	(Warrnambool)	
Mr Ebery	Mr McInnes	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Templeton	Mr Cox
(Gippsland East)	Mr Mackinnon	Mr Trewin	Mr Weideman

And so it passed in the negative.

No. 11—RAILWAYS (BOARD) BILL—Clause 3.

At the end of section 52 (3) of the Principal Act there shall be inserted the words “and one shall be appointed as deputy chairman of the Board”.

—(Mr Maclellan)

Question—That clause 3 stand part of the Bill—put.
Committee divided.

(Chairman—Mr Evans, Ballarat North)

AYES, 42

Mr Austin	Mr Ebery	Mr McInnes	Mr Tanner
Mr Balfour	Mr Evans	Mr McKellar	Mr Templeton
Mr Birrell	(Gippsland East)	Mr Mackinnon	Mr Trewin
Mr Brown	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jona	Mr Richardson	Mr Williams
Mr Coleman	Mr Kennett	Mr Ross-Edwards	Mr Wood
Mr Collins	Mr Lacy	Mr Skeggs	
Mr Cox	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McCance	(South Barwon)	<i>Tellers</i>
Mr Dixon	Mr McClure	Mr Smith	Mr McArthur
Mr Dunstan	Mr McGrath	(Warrnambool)	Mr Reynolds

NOES, 29

Mr Cain	Mr Gavin	Mr Rowe	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Spyker	
Mr Ernst	Mr Mathews	Mr Stirling	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mrs Toner	Dr Coghill
Mr Fordham	Mr Roper	Mr Trezise	Mr Remington

And so it was resolved in the affirmative.

No. 12—New clause A.

At the end of section 52 (1) of the Principal Act there shall be inserted the words "of whom two shall be employees of the Railways Board nominated by the Victorian Trades Hall Council and two shall be regular train travellers."

—(Mr Crabb)

Question—That new clause A be read a second time—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 29

Mr Cain	Mr Gavin	Mr Rowe	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Spyker	
Mr Ernst	Mr Mathews	Mr Stirling	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mrs Toner	Dr Coghill
Mr Fordham	Mr Roper	Mr Trezise	Mr Remington

NOES, 42

Mr Austin	Mr Evans	Mr Mackinnon	Mr Weideman
Mr Balfour	(<i>Gippsland East</i>)	Mr Maclellan	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Brown	Mr Jasper	Mr Richardson	Mr Wood
Mr Burgin	Mr Jona	Mr Ross-Edwards	
Mrs Chambers	Mr Kennett	Mr Skeggs	
Mr Coleman	Mr Lacy	Mr Smith	
Mr Collins	Mr Lieberman	(<i>South Barwon</i>)	
Mr Cox	Mr McCance	Mr Smith	
Mr Crellin	Mr McClure	(<i>Warrnambool</i>)	
Mr Dixon	Mr McGrath	Mr Tanner	<i>Tellers</i>
Mr Dunstan	Mr McInnes	Mr Templeton	Mr McArthur
Mr Ebery	Mr McKellar	Mr Trewin	Mr Reynolds

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA

DIVISIONS IN COMMITTEE OF THE WHOLE

 No. 9

Tuesday, 11 December 1979

NO. 1—ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—Clause 2.

(1) Section 5 (1) is amended as follows:

- (a) For the words "eight members" there shall be substituted the words "nine members";
- (b) For paragraphs (a) and (b) there shall be substituted the following paragraphs:
- “(a) one shall be the Chief Veterinary Officer of the Department of Agriculture, who shall be chairman;
- (b) one shall be the Chief of the Division of Veterinary Public Health of the Department of Agriculture, who shall be deputy chairman;”;
- (c) For paragraphs (g) and (h) there shall be substituted the following paragraphs:
- “(g) two shall be representatives of the Victorian Farmers and Graziers Association; and
- (h) one shall be the representative of the Country Abattoirs and Wholesalers Association of Victoria.”.

(2) In sections 5 (2) and 5 (3) the words "or union" (wherever appearing) are repealed.

—(Mr Smith, Warrnambool)

Amendment proposed—That after paragraph (b) of sub-clause (1) there shall be inserted the following paragraph:

- “(c) For paragraph (d) there shall be substituted the following paragraph:
- “(d) one shall be a person nominated by the Victorian Trades Hall Council as a representative of employees engaged in the meat industry;”.

—(Mr Fogarty)

Question—That the paragraph proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, Ballarat North)

AYES, 29

Mr Cain	Mr Hockley	Mr Rowe	Dr Vaughan
Mr Cathie	Mr Jolly	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr King	Mr Simmonds	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Simpson	
Mr Ernst	Mr Mathews	Mr Spyker	
Mr Fogarty	Mr Miller	Mr Stirling	<i>Tellers</i>
Mr Fordham	Mr Remington	Mrs Toner	Dr Coghill
Mr Ginifer	Mr Roper	Mr Trezise	Mr Walsh

NOES, 44

Mr Austin	Mr Hamer	Mr McKellar	Mr Templeton
Mr Balfour	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Birrell	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Burgin	Mr Jasper	Mrs Patrick	Mr Whiting
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Crellin	Mr Lieberman	Mr Skeggs	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	
Mr Ebery	Mr McClure	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McGrath	(<i>Warrnambool</i>)	Mr Brown
(<i>Gippsland East</i>)	Mr McInnes	Mr Tanner	Mr Cox

And so it passed in the negative.

No. 2—TOWN AND COUNTRY PLANNING (GENERAL AMENDMENT) BILL—Clause 22.

(1) The Principal Act is hereby amended as follows:—

(a) In section 1 after the expression “Part IIIB.—Historic Building ss. 59C–59D.” there shall be inserted the expression—

“Part IIIC.—Land Reserved for the Protection of the Coastline s. 59E.

Part IIID.—Mineral Fuel Resource Areas s. 59F.”;

(b) In section 3 (1) after the interpretation of “Metropolitan area” there shall be inserted the following interpretation:—

““Mineral fuel” means any mineral within the meaning of the *Mines Act* 1958 which is combustible or which is capable of being used to generate heat, electricity or any other form of energy.”;

(c) After section 59E of the Principal Act there shall be inserted the following Part:—

“PART IIID.—MINERAL FUEL RESOURCE AREAS.

59F. (1) Where the Governor in Council after considering reports from the Minister, the Treasurer, the Minister administering the *Mines Act* 1958 and the State Co-ordination Council, is satisfied that any area in Victoria has resources which can significantly contribute to the present or future needs of Victoria for mineral fuels and that a planning scheme or amending planning scheme is required for the area or part thereof he may by Order published in the *Government Gazette*—

(a) define the area and designate the mineral fuel or fuels concerned;

(b) in the case of an area where the mineral fuel or fuels are not currently being extracted, state when it is considered that the extraction of such mineral fuel or fuels is likely to commence;

(c) declare the area to be a mineral fuel resource area;

(d) give such directions as he thinks fit with respect to the preparation and making of a planning scheme or planning schemes for the purpose of facilitating the development and use of the mineral fuel or fuels concerned; and

(e) where as a result of any such direction it will be necessary for the planning scheme or schemes to include a provision in respect of the operation of which compensation may be payable under this Act, state that such compensation will be payable—

(i) by the Crown; or

(ii) by a specified public authority.

(2) Where the Governor in Council declares an area to be a mineral fuel resource area under sub-section (1) the council of any municipality within whose municipal district the mineral fuel resource area or any part thereof is situated and any other responsible authority for an area within which the mineral fuel resource area or any part thereof is situated shall forthwith commence to prepare a planning scheme or planning schemes with respect to the mineral fuel resource area to conform with and implement any directions given by the Order or where there is a planning scheme which covers any such mineral fuel resource area or any part thereof the responsible authority concerned shall if necessary—

- (a) prepare a planning scheme amending or varying that scheme to conform with and implement any directions given by the Order; or
- (b) revoke that planning scheme and prepare a new planning scheme to conform with and implement any directions given by the Order.

(3) At any time after an Order is made under sub-section (1) the Minister may, after consultation with the Minister administering the *Mines Act* 1958, require the council of any municipality, within whose municipal district the mineral fuel resource area or any part thereof is situated, and any other responsible authority for an area within which the mineral fuel resource area or any part thereof is situated to make an interim development order with respect to the mineral fuel resource area in accordance with the directions given in the Order declaring the area to be a mineral fuel resource area.

(4) The Minister after consultation with the Minister administering the *Mines Act* 1958 may specify a time for the preparation and submission of an interim development order, a planning scheme or an amendment to a planning scheme under this section and the council or the responsible authority shall prepare and submit the interim development order, the planning scheme or amendment within the time specified.

(5) The provisions of this Act with respect to interim development orders and planning schemes (other than the provisions of section 17 (1AC)) shall apply with such modifications and adaptations as are necessary to interim development orders and planning schemes made pursuant to this section except insofar as any matter is expressly provided for in this section.

(6) The Governor in Council may, after considering reports from the Minister, the Treasurer, the Minister administering the *Mines Act* 1958 and the State Co-ordination Council, by Order amend or vary any Order made pursuant to sub-section (1) and such Order shall have effect as if it were an Order declaring an area to be a mineral fuel resource area under sub-section (1).

(7) The Governor in Council may, after considering reports from the Minister, the Treasurer, the Minister administering the *Mines Act* 1958 and the State Co-ordination Council revoke any Order made under sub-section (1).

(8) Where any compensation is payable under this Act in respect of the operation of—

- (a) any provision of a planning scheme made pursuant to this section and that provision was specified in the Order as a provision in respect of the operation of which any compensation payable will be payable by the Crown or a specified public authority; or

(b) any similar provision in an interim development order made pursuant to this section—

that compensation shall be claimed from and paid by the Crown or the public authority (as the case may be).”.

(2) In section 4 (1) of the *State Co-ordination Council Act 1975* after paragraph (i) there shall be inserted the following paragraph:

“(j) to carry out any duties or functions conferred upon it by any other Act.”.
—(Mr Lieberman)

Question—That clause 22 stand part of the Bill—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 37

Mr Austin	Mr Ebery	Mr Mackinnon	Mr Templeton
Mr Balfour	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Weideman
Mr Brown	Mr Jona	Mr Plowman	Mr Williams
Mr Burgin	Mr Kennett	Mr Ramsay	
Mrs Chambers	Mr Lacy	Mr Richardson	
Mr Coleman	Mr Lieberman	Mr Skeggs	
Mr Collins	Mr McArthur	Mr Smith	
Mr Crellin	Mr McCance	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dixon	Mr McClure	Mr Smith	Mr Cox
Mr Dunstan	Mr McKellar	(<i>Warrnambool</i>)	Mr Tanner

NOES, 37

Mr Cain	Mr Hann	Mr Roper	Mr Trezise
Mr Cathie	Mr Hockley	Mr Ross-Edwards	Dr Vaughan
Mr Crabb	Mr Jasper	Mr Rowe	Mr Walsh
Mr Edmunds	Mr Jolly	Mr Sidiropoulos	Mr Whiting
Mr Ernst	Mr King	Mr Simmonds	Mr Wilkes
Mr Evans	Mr Kirkwood	Mr Simpson	Mr Wilton
(<i>Gippsland East</i>)	Mr McGrath	Mr Spyker	
Mr Fogarty	Mr McInnes	Mr Stirling	<i>Tellers</i>
Mr Fordham	Mr Mathews	Mrs Toner	Dr Coghill
Mr Ginifer	Mr Miller	Mr Trewin	Mr Remington

And the numbers being equal—The Chairman said: “According to precedent, I cast my votes with the ‘Ayes’.”

And so it was resolved in the affirmative.

No. 3—BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL—Clause 12.
Section 19 of the Principal Act shall be amended as follows:

- In paragraph (b) of sub-section (1) for the expression “14 days in any year on account of illness or injury” there shall be substituted the expression “48 weeks in any year on account of illness or injury if the worker does not engage in any employment for hire or reward and where the Board requests a certificate, if the absence is certified to be necessary by a legally qualified medical practitioner.”;
- In paragraph (ea) of sub-section (1) after the words “registered working sub-contractor” there shall be inserted the expression “other than as the holder of a certificate of non-applicability granted under section 13”;
- In paragraph (i) for the expression “14 days” there shall be substituted the expression “48 weeks”;
- For sub-section (3) there shall be substituted the following sub-section:
“(3) In calculating the period of continuous service in the industry of the worker, any interruption or absence of a kind mentioned in paragraphs (a) to (d) inclusive of sub-section (1) and any period of

continuous service as a registered working sub-contractor where contributions in respect of that service have been made to, and remain in the Fund, shall be counted as part of the period of his service in the industry, but any period of continuous service as a registered working sub-contractor where no contributions in respect of that service are in the Fund, and any interruption or absence of a kind mentioned in paragraph (e) and paragraphs (f) to (j) inclusive of sub-section (1) shall not be counted as part of the period of his service in the industry.”

—(Mr Ramsay)

Amendment proposed—That the following paragraph be inserted after paragraph (c):

‘ () In paragraph (f) for the word “nine” there shall be substituted the word “twenty-four”;

—(Mr Simmonds)

Question—That the paragraph proposed to be inserted be so inserted—put.
Committee divided.

(Chairman, Mr Evans, *Ballarat North*)

AYES, 29

Mr Cain	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Mr Cathie	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Crabb	Mr King	Mr Simpson	Mr Wilton
Mr Edmunds	Mr Kirkwood	Mr Spyker	
Mr Ernst	Mr Mathews	Mr Stirling	
Mr Fogarty	Mr Miller	Mrs Toner	<i>Tellers</i>
Mr Fordham	Mr Roper	Mr Trezise	Dr Coghill
Mr Ginifer	Mr Rowe	Dr Vaughan	Mr Remington

NOES, 44

Mr Austin	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Balfour	Mr Hann	Mrs Patrick	Mr Whiting
Mr Birrell	Mr Hayes	Mr Ramsay	Mr Williams
Mr Brown	Mr Jasper	Mr Richardson	
Mr Burgin	Mr Jona	Mr Ross-Edwards	
Mrs Chambers	Mr Lacy	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(<i>South Barwon</i>)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	
Mr Dunstan	Mr McGrath	Mr Tanner	
Mr Ebery	Mr McInnes	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Thompson	Mr Cox
(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin	Mr Kennett

And so it passed in the negative.

Wednesday, 12 December 1979

No. 4—PARLIAMENTARY COMMITTEES (PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE) BILL—Clause 2.

(1) For Part I. of the Principal Act there shall be substituted the following Part:

“PART I.—PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE

4. (1) There shall be a Joint Committee of the Council and the Assembly to be called the Public Accounts and Expenditure Review Committee.

(2) The Committee shall consist of twelve members.

(3) As soon as conveniently practicable after the commencement of every Session of Parliament the members of the Committee shall be appointed according

to the practice of Parliament with reference to the appointment of members to serve on Joint Select Committees of the Council and the Assembly.

(4) Eight of such members shall be members of and be appointed by the Assembly and four shall be members of and be appointed by the Council.

(5) Five members of the Committee shall form a quorum but no quorum of the Committee shall consist exclusively of members of the Assembly.

(6) The Committee may elect one of the members thereof to be chairman and the Chairman shall have a vote and in case of an equality of votes a casting vote.

5. The functions of the Committee shall be—

- (a) to examine the accounts of the receipts and expenditure of the State and to bring to the notice of the Parliament any items in those accounts, or any circumstances connected with them which it may consider appropriate;
- (b) to enquire into and report to the Parliament on any question in connexion with public expenditure which is referred to it by the Council or the Assembly;
- (c) to consider and report to the Parliament how, if at all, the administration of Government programmes and policies may be carried out more efficiently, effectively and economically; and
- (d) to report to the Parliament any alteration which may appear desirable to be introduced in the form or method of keeping and presenting the Public Accounts, or in the mode of receipt, control, issue or payment of the public money.

[Remainder of clause not printed.]

Amendment proposed—That the word “and” at the end of paragraph (c) of proposed new section 5 be omitted.

—(Mr Wilkes)

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

(Acting Chairman—Mr Skeggs)

AYES, 44

Mr Austin	Mr Hamer	Mr McKellar	Mr Templeton
Mr Balfour	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Birrell	Mr Hayes	Mr Maclellan	Mr Trewin
Mr Brown	Mr Jasper	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jona	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Kennett	Mr Reynolds	Mr Wood
Mr Coleman	Mr Lacy	Mr Richardson	
Mr Crellin	Mr Lieberman	Mr Ross-Edwards	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(South Barwon)	
Mr Ebery	Mr McClure	Mr Smith	Tellers
Mr Evans	Mr McGrath	(Warrnambool)	Mr Collins
(Gippsland East)	Mr McInnes	Mr Tanner	Mr Cox

NOES, 30

Mr Cain	Mr Ginifer	Mr Rowe	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Edmunds	Mr King	Mr Simpson	Mr Wilton
Mr Ernst	Mr Kirkwood	Mr Spyker	
Mr Fogarty	Mr Mathews	Mr Stirling	Tellers
Mr Fordham	Mr Miller	Mrs Toner	Dr Coghill
Mr Gavin	Mr Roper	Mr Trezise	Mr Remington

And so it was resolved in the affirmative.

No. 5—Clause 2.

Further amendment proposed—That the following paragraphs be added to proposed new section 5:

“(e) to consider and report upon the annual estimates of Revenue and Expenditure and any supplementary estimates transmitted to the Legislative Assembly; and

(f) to investigate and report to the Parliament on any matter relating to the public finances of Victoria which it sees fit to examine.”

—(Mr Wilkes)

Question—That the paragraphs proposed to be added be so added—put.

Committee divided.

(Acting Chairman—Mr Skeggs)

AYES, 30

Mr Cain	Mr Ginifer	Mr Rowe	Dr Vaughan
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Walsh
Mr Crabb	Mr Jolly	Mr Simmonds	Mr Wilkes
Mr Edmunds	Mr King	Mr Simpson	Mr Wilton
Mr Ernst	Mr Kirkwood	Mr Spyker	
Mr Fogarty	Mr Mathews	Mr Stirling	<i>Tellers</i>
Mr Fordham	Mr Miller	Mrs Toner	Dr Coghill
Mr Gavin	Mr Roper	Mr Trezise	Mr Remington

NOES, 44

Mr Austin	Mr Hamer	Mr McKellar	Mr Templeton
Mr Balfour	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Birrell	Mr Hayes	Mr Maclellan	Mr Trewin
Mr Brown	Mr Jasper	Mrs Patrick	Mr Weideman
Mr Burgin	Mr Jona	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Kennett	Mr Reynolds	Mr Wood
Mr Coleman	Mr Lacy	Mr Richardson	
Mr Crellin	Mr Lieberman	Mr Ross-Edwards	
Mr Dixon	Mr McArthur	Mr Smith	
Mr Dunstan	Mr McCance	(<i>South Barwon</i>)	
Mr Ebery	Mr McClure	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McGrath	(<i>Warrnambool</i>)	Mr Collins
(<i>Gippsland East</i>)	Mr McLinnes	Mr Tanner	Mr Cox

And so it passed in the negative.

Thursday, 13 December 1979

No. 6—VICTORIAN FISHING INDUSTRY COUNCIL BILL—Clause 6.

(1) The Council shall consist of eleven members appointed by the Governor in Council on the nomination of the Minister.

(2) Of the members nominated by the Minister—

- (a) one shall represent the Fisheries and Wildlife Division of the Ministry for Conservation;
- (b) five, of whom not less than three shall hold licences under Part III. of the *Fisheries Act 1968*, shall represent fishermen;
- (c) one shall represent the marketers of fish;
- (d) one shall represent the wholesalers of fish;
- (e) one shall represent fish retailers;
- (f) one shall represent fish processors;
- (g) one shall represent consumers.

(3) The person or persons nominated pursuant to sub-section (2) shall, except the person referred to in paragraph (a), be chosen by the Minister from a panel of names submitted to him at his invitation by the body or bodies which in his opinion best represent the interest concerned and such panel shall contain not less than three names and not more than five names for each position to be filled on the Council.

(4) Where a body invited to submit a panel of names to the Minister pursuant to sub-section (3) fails to submit such a panel within the period stated in the invitation the Minister may proceed to nominate a person or persons without further consultation with such body.

—(Mr Wood)

Amendment proposed—That the word “eleven” in sub-clause (1) be omitted with the view of inserting in place thereof the word “twelve”.

—(Mr Fogarty)

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 42

Mr Austin	Mr Hamer	Mr Ramsay	Mr Weideman
Mr Balfour	Mr Hann	Mr Reynolds	Mr Whiting
Mr Birrell	Mr Hayes	Mr Richardson	Mr Williams
Mr Brown	Mr Jasper	Mr Ross-Edwards	Mr Wood
Mr Burgin	Mr Jona	Mr Skeggs	
Mrs Chambers	Mr Lacy	Mr Smith	
Mr Coleman	Mr Lieberman	(<i>South Barwon</i>)	
Mr Collins	Mr McArthur	Mr Smith	
Mr Crellin	Mr McCance	(<i>Warrnambool</i>)	
Mr Dixon	Mr McClure	Mr Tanner	
Mr Ebery	Mr McKellar	Mr Templeton	<i>Tellers</i>
Mr Evans	Mr Mackinnon	Mr Thompson	Mr Cox
(<i>Gippsland East</i>)	Mr Maclellan	Mr Trewin	Mr Kennett

NOES, 30

Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	
Mr Ernst	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Spyker
Mr Fordham	Mr Miller	Mrs Toner	Mr Walsh

And so it was resolved in the affirmative.

No. 7—Clause 6.

Further amendment proposed—That paragraph (d) of sub-clause (2) be omitted with the view of inserting in place thereof the following paragraph:

“(d) one shall be nominated by the Victorian Trades Hall Council to represent the employees working in the industry;”.

—(Mr Fogarty)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 43

Mr Austin	Mr Hamer	Mrs Patrick	Mr Trewin
Mr Balfour	Mr Hann	Mr Ramsay	Mr Weideman
Mr Birrell	Mr Hayes	Mr Reynolds	Mr Whiting
Mr Brown	Mr Jasper	Mr Richardson	Mr Williams
Mr Burgin	Mr Jona	Mr Ross-Edwards	Mr Wood
Mrs Chambers	Mr Lacy	Mr Skeggs	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Collins	Mr McArthur	(<i>South Barwon</i>)	
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	
Mr Ebery	Mr McKellar	Mr Tanner	<i>Tellers</i>
Mr Evans	Mr Mackinnon	Mr Templeton	Mr Cox
(<i>Gippsland East</i>)	Mr Maclellan	Mr Thompson	Mr Kennett

NOES, 30

Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Dr Vaughan
Dr Coghill	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Crabb	Mr Jolly	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr King	Mr Simmonds	
Mr Ernst	Mr Kirkwood	Mr Simpson	<i>Tellers</i>
Mr Fogarty	Mr Mathews	Mr Stirling	Mr Spyker
Mr Fordham	Mr Miller	Mrs Toner	Mr Walsh

And so it was resolved in the affirmative.

NO. 8—PARLIAMENTARY COMMITTEES (PUBLIC BODIES REVIEW) BILL—Clause 2.

After section 48 of the Principal Act there shall be inserted the following Part:

"PART VIA—PUBLIC BODIES REVIEW COMMITTEE

[*Proposed section 48A not printed.*]

48b. (1) The Council and the Assembly may by resolution or the Governor in Council may by Order published in the *Government Gazette* at any time nominate a public body for review by the committee.

(2) Where the Council and the Assembly have nominated a public body for review the Council and the Assembly may at any time by resolution withdraw the nomination; and where the Governor in Council has nominated a public body for review he may at any time by Order published in the *Government Gazette* withdraw the nomination.

(3) A public body which is reviewed by the committee shall not be eligible to be again nominated for review until a period of five years commencing on the day on which the most recent review of the body commenced has elapsed.

(4) Subject to sub-section (3), every public body whether created before or after the commencement of this Part shall be eligible to be nominated for review unless the Act by or under which it is established expressly provides that it shall not be.

(5) In this Part, "public body" means any public body established by or appointed pursuant to an Act or established by or appointed pursuant to any rule, regulation, by-law, order, Order in Council, proclamation or other instrument of a legislative character.

48c. (1) The committee shall review each public body nominated for review and report to the Parliament on the question whether or not the body should cease to exist.

(2) The committee may review a public body separately or together with any other public body or bodies nominated for review.

(3) The committee may review a public body notwithstanding that another public body was nominated for review before the first-mentioned public body and has not been reviewed by the committee.

(4) The Chairman of the committee shall cause notice of the date on which it commences or proposes to commence to review a public body to be published in the *Government Gazette* and in a daily newspaper circulating generally throughout Victoria.

(5) When reviewing the activities of a public body the committee shall inquire into any matter it considers relevant to the question whether the body should cease to exist or not and, without limiting the generality of the foregoing, the following matters in particular:

- (a) Whether or not the objects of the body are worth pursuing in contemporary society;
- (b) Whether or not the body pursues its objects efficiently, effectively and economically;
- (c) Whether or not the structure of the body is suited to the activities it performs;
- (d) Whether or not the body duplicates the work of another person or body;
- (e) The financial and other liabilities and obligations of the body;
- (f) The extent to which the body seeks information as to the effect of its activities and acts on the information it receives;
- (g) The extent to which the body considers the public interest when performing its activities;
- (h) The extent to which the body encourages public participation in its activities;
- (i) The manner in which the body handles complaints about its activities; and
- (j) The extent to which the body is prepared to improve its structure, composition or procedures.

(6) The committee shall include in its report to the Parliament either a recommendation that the public body under review should cease to exist or a recommendation that the body should continue to exist and shall include also its reasons for recommending the cessation or continuance of existence (as the case may be).

(7) Where the committee, after reviewing a public body, recommends in its report that the body should continue to exist, the committee shall recommend in its report such changes as it considers necessary or desirable to the structure or membership of the body, the procedures adopted by the body or the functions, powers or duties exercised or performed by the body and may in addition state the objects which in its opinion the body ought to pursue when exercising or performing its powers, duties or functions.

(8) Where the committee recommends in its report that a public body should cease to exist, the committee shall include in its report recommendations as to the arrangements that should be made in consequence of the cessation of existence of the body and the going out of office of its members including, without limiting the generality of the foregoing, the arrangements that should be made in relation to—

- (a) the powers functions and duties exercised or performed by the body;
- (b) the property (if any) owned by the body or in which the body has an interest;
- (c) where the body is established by or appointed pursuant to an Act, the repeal or amendment of that Act;

- (d) the repeal or amendment of any other enactment referring to the body;
- (e) where the body was established by or appointed pursuant to a rule, regulation, by-law, proclamation, order, Order in Council or other instrument of a legislative character, the revocation, amendment or variation thereof;
- (f) the revocation, amendment or variation of any other rule, regulation, by-law, proclamation, order, Order in Council or other instrument of a legislative character referring to the body;
- (g) the officers and employes of the body;
- (h) any contract, agreement or arrangement to which the body is a party;
- (i) any legal or other proceeding or claim to which the body is a party or in which the body has an interest; and
- (j) the financial and other liabilities and obligations of the body.

(9) The committee may if it thinks fit include in a report a draft Bill to give effect to—

- (a) where the committee recommends that the public body the subject of the report should continue to exist—such of the recommendations of the committee as to changes it considers desirable to the structure or membership of the body, the procedures adopted by the body or the functions, powers or duties exercised or performed by the body as cannot be given effect to otherwise than by an Act; or
- (b) where the committee recommends that the body should cease to exist—such of the recommendations of the committee as to the arrangements that should be made in consequence of the cessation of existence of the body and the going out of office of its members as cannot be given effect to otherwise than by an Act.

(10) For the purposes of preparing a draft Bill for incorporation in a report the committee may with the consent of the Attorney-General make use of the services of any of the officers or employes of the public service in the Law Department.

(11) The Chairman of the committee shall lay each report of the committee or cause each report of the committee to be laid before both Houses of the Parliament within 30 days of its being adopted by the committee if the Parliament is then sitting or, if the Parliament is not then sitting, within 30 days of the next meeting of the Parliament.

[Remainder of clause not printed.]

—(Mr Maclellan)

Amendment proposed—That sub-sections (1) and (2) of proposed new section 48B be omitted with the view of inserting in place the following sub-sections:

- “(1) (a) The Council and the Assembly by resolution;
- (b) the Governor in Council by Order published in the *Government Gazette*; or
- (c) the Committee—

may at any time nominate a public body for review by the Committee.

(2) Where the Council and the Assembly have nominated a public body for review the Council and the Assembly may at any time by resolution withdraw the nomination; where the Governor in Council has nominated a public body for review the Governor in Council may at any time by Order published in the *Government Gazette* withdraw the nomination; and where the Committee has nominated a public body for review the Committee may at any time withdraw the nomination.”

—(Mr Mathews)

Question—That the sub-sections proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 37

Mr Austin	Mr Hamer	Mrs Patrick	Mr Templeton
Mr Balfour	Mr Jona	Mr Plowman	Mr Thompson
Mr Birrell	Mr Kennett	Mr Ramsay	Mr Weideman
Mr Brown	Mr Lacy	Mr Reynolds	Mr Wood
Mr Burgin	Mr Lieberman	Mr Richardson	
Mrs Chambers	Mr McArthur	Mr Skeggs	
Mr Coleman	Mr McCance	Mr Smith	
Mr Collins	Mr McClure	(<i>South Barwon</i>)	
Mr Crellin	Mr McKellar	Mr Smith	<i>Tellers</i>
Mr Dixon	Mr Mackinnon	(<i>Warrnambool</i>)	Mr Cox
Mr Ebery	Mr Maclellan	Mr Tanner	Mr Williams

NOES, 37

Mr Cain	Mr Gavin	Mr Miller	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Remington	Dr Vaughan
Dr Coghill	Mr Hann	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Ross-Edwards	Mr Whiting
Mr Edmunds	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Ernst	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Evans	Mr King	Mr Simpson	
(<i>Gippsland East</i>)	Mr Kirkwood	Mr Stirling	<i>Tellers</i>
Mr Fogarty	Mr McInnes	Mrs Toner	Mr Rowe
Mr Fordham	Mr Mathews	Mr Trewin	Mr Spyker

And the numbers being equal—The Chairman said: “According to precedent, I cast my vote with the ‘Ayes’.”

And so it was resolved in the affirmative.

No. 9—Clause 2.

Further amendment proposed—That the following sub-section be added to proposed new section 48c:

“() Notwithstanding anything to the contrary in this section—

(a) any member or members of the Committee who disagree with the recommendation of the Committee as to whether or not the public body should cease to exist, may refuse to sign the report of the Committee and instead submit a minority report to the Parliament; and

(b) the Chairman of the Committee shall lay each such minority report or cause each such minority report to be laid before both Houses of the Parliament at the same time as the report of the Committee is laid before the Parliament.”

—(*Mr Mathews*)

Question—That the expression proposed to be added be so added—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 37

Mr Cain	Mr Gavin	Mr Miller	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Remington	Dr Vaughan
Dr Coghill	Mr Hann	Mr Roper	Mr Walsh
Mr Crabb	Mr Hockley	Mr Ross-Edwards	Mr Whiting
Mr Edmunds	Mr Jasper	Mr Sidiropoulos	Mr Wilkes
Mr Ernst	Mr Jolly	Mr Simmonds	Mr Wilton
Mr Evans	Mr King	Mr Simpson	
(<i>Gippsland East</i>)	Mr Kirkwood	Mr Stirling	<i>Tellers</i>
Mr Fogarty	Mr McInnes	Mrs Toner	Mr Rowe
Mr Fordham	Mr Mathews	Mr Trewin	Mr Spyker

NOES, 37

Mr Austin	Mr Hamer	Mr Plowman	Mr Thompson
Mr Balfour	Mr Jona	Mr Ramsay	Mr Weideman
Mr Birrell	Mr Kennett	Mr Reynolds	Mr Williams
Mr Brown	Mr Lacy	Mr Richardson	Mr Wood
Mr Burgin	Mr Lieberman	Mr Skeggs	
Mrs Chambers	Mr McArthur	Mr Smith	
Mr Coleman	Mr McCance	(<i>South Barwon</i>)	
Mr Collins	Mr McKellar	Mr Smith	
Mr Crellin	Mr Mackinnon	(<i>Warrnambool</i>)	<i>Tellers</i>
Mr Dixon	Mr Maclellan	Mr Tanner	Mr Cox
Mr Ebery	Mrs Patrick	Mr Templeton	Mr McClure

And the numbers being equal—The Chairman said: "According to precedent, I cast my vote with the 'Noes'."

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISION IN COMMITTEE OF THE WHOLE

—
No. 10
 —

Wednesday, 26 March 1980

EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—Clause 8.

After section 17 of the Principal Act there shall be inserted the following heading and section:

“Extraction Permits

17A. (1) Where the Minister is advised by the Advisory Committee in relation to an area—

- (a) that there is a demand for stone in the area;
- (b) that supplies of stone are not readily available in the area from the holders of leases or licences under this Act; and
- (c) that there are deposits of stone in the locality which may conveniently be worked for the supply of stone to the area—

the Minister may issue to some suitable person an extraction permit.

(2) An extraction permit shall be in such form and shall be subject to such conditions as are prescribed and to such further conditions as the Minister thinks fit to impose including in particular, without in any way derogating from the generality of the foregoing provisions of this section, conditions with respect to the observance of requirements as to reclamation and the lodgment of bonds relating thereto and in the case of Crown land to the payment of royalty.

(3) An extraction permit shall not be granted—

- (a) in respect of Crown land—without the consent of the Minister of Lands;
- (b) in respect of any private leasehold land—without the consent of the Minister of Lands and of the owner; and
- (c) in respect of any private freehold land—unless the applicant is the owner of the land or has the right or, under an agreement in writing, will upon his obtaining a permit have the right to extract stone from the land during that period.

(4) An extraction permit shall allow the extraction of stone only in an area where a permit is not required under a planning scheme or where a permit has been obtained from a responsible authority within the meaning of the *Town and Country Planning Act 1961*.

(5) An extraction permit shall remain in force for a period of not more than twelve months and shall not be transferred or assigned.

(6) A person desiring to obtain an extraction permit shall make application therefor to the Secretary in the prescribed form and manner together with the prescribed fee.

(7) In the event of any contravention of or failure to comply with any condition of an extraction permit the Minister may cause notice in writing of revocation thereof to be given to the holder of the permit either personally or by post and the permit shall be revoked accordingly and be null and void.”

—(Mr Balfour)

Question—That clause 8 stand part of the Bill—put.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 42

Mr Austin	Mr Ebery	Mr McClure	Mr Templeton
Mr Balfour	Mr Evans	Mr McKellar	Mr Thompson
Mr Birrell	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Trewin
Mr Borthwick	Mr Hamer	Mr Maclellan	Mr Weideman
Mr Brown	Mr Hann	Mr Reynolds	Mr Whiting
Mr Burgin	Mr Hayes	Mr Richardson	Mr Williams
Mr Coleman	Mr Jasper	Mr Ross-Edwards	Mr Wood
Mr Collins	Mr Jona	Mr Skeggs	
Mr Cox	Mr Kennett	Mr Smith	
Mr Crellin	Mr Lacy	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Dixon	Mr McArthur	Mr Smith	Mrs Chambers
Mr Dunstan	Mr McCance	(<i>Warrnambool</i>)	Mr Tanner

NOES, 32

Mr Amos	Mr Fordham	Mr Remington	Mr Walsh
Mr Cain	Mr Gavin	Mr Roper	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mr Trezise	<i>Tellers:</i>
Mr Fogarty	Mr Miller	Dr Vaughan	Mr Rowe
			Mrs Toner

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 11

Tuesday, 1 April 1980

No. 1—RAILWAYS (AMENDMENT) BILL—Clause 4.

For section 31 of the Principal Act there shall be substituted the following section:

'31. (1) A person may make a journey in a carriage without a ticket valid for the journey if—

- (a) prior to commencing the journey he takes all reasonable steps to purchase such a ticket;
- (b) while making the journey he has no reasonable opportunity to purchase such a ticket; and
- (c) on completion of the journey he takes all reasonable steps to purchase such a ticket.

(2) Subject to sub-section (1) a person who makes a journey in a carriage without having in his possession a ticket that is valid for that journey is liable to a penalty of not more than \$100.

(3) A person who makes a journey in a carriage and, not being entitled to make the journey without a ticket, fails, upon request being made by an authorized person, to produce a ticket valid for the journey is liable to a penalty of not more than \$100.

(4) A person who by fraudulent or collusive means or false representation—

- (a) obtains a ticket; or

- (b) claims or takes the benefit of an exemption or concessional deduction to which he is not entitled from the payment of a toll, fare or charge—

is liable to a penalty of not more than \$250.

(5) In a prosecution of a person for an offence under sub-section (2) or (3), the onus of proving that the person had in his possession a ticket valid for a journey or, if the person claims that he was entitled to make the journey without a ticket valid for the journey, that he was so entitled shall be upon that person.

(6) The provisions of sub-sections (2) and (3) shall not apply in respect of anything done or omitted to be done in the course of his duties by a person employed by the Victorian Railways Board.

(7) In this section—

“Authorized person” means a person employed by the Victorian Railways Board who has duties in relation to the issue inspection or collection of tickets or platform tickets;

“Carriage” means any passenger vehicle operated by, on behalf of or under contract to the Victorian Railways Board; and

“Ticket” in relation to a journey means a ticket, pass, symbol or other evidence issued to a person by or on behalf of the Victorian Railways Board entitling that person to make that journey.'

—(Mr Maclellan)

Amendment proposed—That the expression—

“(a) prior to commencing the journey he takes all reasonable steps to purchase such a ticket;

(b) while making the journey he has no reasonable opportunity to purchase such a ticket; and

(c) ”—

be omitted with the view of inserting in place thereof the words “while making the journey or”.

—(Mr Crabb)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 40

Mr Austin	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Balfour	Mr Hayes	Mr Plowman	Mr Weideman
Mr Birrell	Mr Jona	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Kennett	Mr Reynolds	Mr Wood
Mr Burgin	Mr Lacy	Mr Richardson	
Mrs Chambers	Mr Lieberman	Mr Skeggs	
Mr Coleman	Mr McArthur	Mr Smith	
Mr Collins	Mr McCance	(<i>South Barwon</i>)	
Mr Crellin	Mr McClure	Mr Smith	
Mr Dixon	Mr McKellar	(<i>Warrnambool</i>)	<i>Tellers:</i>
Mr Dunstan	Mr Mackinnon	Mr Tanner	Mr Brown
Mr Ebery	Mr Maclellan	Mr Templeton	Mr Cox

NOES, 40

Mr Amos	Mr Fordham	Mr Miller	Mr Trewin
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginfifer	Mr Roper	Mr Walsh
Dr Coghill	Mr Hann	Mr Ross-Edwards	Mr Whiting
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr Jolly	Mr Simmonds	
Mr Ernst	Mr King	Mr Simpson	
Mr Evans	Mr Kirkwood	Mr Spyker	<i>Tellers:</i>
(<i>Gippsland East</i>)	Mr McInnes	Mr Stirling	Mr McGrath
Mr Fogarty	Mr Mathews	Mrs Toner	Dr Vaughan

And the numbers being equal—The Chairman said: ‘According to well established precedents, I cast my vote with the “Ayes”’.

And so it was resolved in the affirmative.

No. 2—Clause 4.

Further amendment proposed—That sub-section (5) of proposed new section 31 be omitted.

—(Mr Crabb)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 40

Mr Austin	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Balfour	Mr Hayes	Mr Plowman	Mr Weideman
Mr Birrell	Mr Jona	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Kennett	Mr Reynolds	Mr Wood
Mr Burgin	Mr Lacy	Mr Richardson	
Mrs Chambers	Mr Lieberman	Mr Skeggs	
Mr Coleman	Mr McArthur	Mr Smith	
Mr Collins	Mr McCance	(<i>South Barwon</i>)	
Mr Crellin	Mr McClure	Mr Smith	
Mr Dixon	Mr McKellar	(<i>Warrnambool</i>)	<i>Tellers:</i>
Mr Dunstan	Mr Mackinnon	Mr Tanner	Mr Brown
Mr Ebery	Mr Maclellan	Mr Templeton	Mr Cox

NOES, 40

Mr Amos	Mr Fordham	Mr Mathews	Mr Trewin
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Mr Walsh
Dr Coghill	Mr Hann	Mr Ross-Edwards	Mr Whiting
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr Jolly	Mr Simmonds	
Mr Ernst	Mr King	Mr Simpson	
Mr Evans	Mr Kirkwood	Mr Spyker	<i>Tellers:</i>
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr Miller
Mr Fogarty	Mr McInnes	Mrs Toner	Dr Vaughan

And the numbers being equal—The Chairman said: 'I cast my vote' with the "Ayes" '.

And so it was resolved in the affirmative.

No. 3—Clause 5.

The Principal Act shall be amended as follows:

(a) After section 31 there shall be inserted the following section:

'31A. (1) Where an authorized officer has reason to believe that a person has committed an offence referred to in the Third Schedule he may serve on that person a railway infringement notice under this section.

(2) For the purposes of this section "authorized officer" means an officer or employé of the Victorian Railways Board appointed in writing by the general manager either generally or in a particular case for the purposes of this section.

(3) A railways infringement notice may be served—

- (a) by personally serving it upon the alleged offender; or
- (b) by sending it by post addressed to him at his last known place of residence or business.

(4) Every railways infringement notice shall be in or to the effect of the prescribed form and shall have clearly shown thereon—

- (a) a statement of the day, time and place of the alleged offence;
- (b) a statement of the penalty fixed by this section for the offence;
- (c) a statement of the place or places at which the penalty may be paid;
- (d) the date of the notice and a statement that the penalty may be paid within a period of one month after that date;
- (e) a statement to the effect that if the penalty is paid at a place specified in the notice the matter will not be brought before a court unless, before the expiration of the period specified in the notice as the period within which payment may be made, notice is given that the railways infringement notice is withdrawn;
- (f) a summary of the provisions of this Act relating to the withdrawal of railways infringement notices; and
- (g) such other particulars and instructions as are required by this Act or prescribed by regulations made under this Act.

(5) A railways infringement notice may be withdrawn, whether the appropriate penalty has been paid or not, at any time within one month after the service of the railways infringement notice by—

- (a) serving personally upon the alleged offender; or
- (b) sending by post to the alleged offender at his last known place of residence or business—

a notice in the prescribed form signed by an authorized officer to the effect that the railways infringement notice is withdrawn.

(6) Where the amount of the penalty for the offence is paid before the railways infringement notice is withdrawn pursuant to sub-section (5), the amount so paid shall be refunded upon notice of the withdrawal being given.

(7) The penalty recoverable for an offence proceeded against under this section shall be \$25.

(8) Subject to sub-sections (5) and (10), if before the expiration of the period specified in the railways infringement notice as the period within which the penalty may be paid or, where the authorized officer giving the railways infringement notice so allows, at any time before service of a summons in respect of the offence the amount of the penalty fixed by this section is paid at the appropriate place—

- (a) the offender shall be deemed to have expiated the offence by payment of the penalty;
- (b) no further proceedings shall be taken in respect of the offence; and
- (c) no conviction for the offence shall be regarded as having been recorded.

(9) Payment of any penalty under this section may be effected by cash, cheque or money order either lodged at or sent by post to the place referred to in the railways infringement notice, but in the case of a cheque payment shall be deemed not to be made unless and until the cheque is honoured upon presentation.

(10) Where a railways infringement notice is served on a person under this section for an alleged offence and—

- (a) the penalty payable under this section for the offence is not paid; or
- (b) the railways infringement notice is withdrawn pursuant to sub-section (5)—

the person may, subject to sub-section (11), be proceeded against as if the railways infringement notice had never been served.

(11) Where—

- (a) a railways infringement notice is served on a person under this section for an alleged offence and is not withdrawn;
 - (b) the penalty payable under this section for the offence is not paid; and
 - (c) the person is convicted of the offence by a court or magistrate—
- the following provisions shall apply:
- (d) the penalty for the offence shall be \$25;
 - (e) costs may be awarded against the person; and
 - (f) the conviction imposed by the magistrate or court shall be deemed not to be a conviction for any purpose (including, without limiting the generality of the foregoing, the purposes of any enactment imposing or authorizing or requiring the imposition of any disqualification or disability or higher penalty on convicted persons or persons convicted on more than one occasion) except in relation to—
 - (i) the making of the conviction itself; and
 - (ii) any subsequent proceedings which may be taken in respect of the conviction itself, including proceedings by way of appeal or order to review.

(12) The Governor in Council may make regulations prescribing forms for the purposes of this section and generally for or with respect to

anything authorized or required to be prescribed for the purposes of this section or necessary or convenient to be prescribed for the purposes of this section.”; and

(b) After the Second Schedule there shall be inserted the following Schedule:

“THIRD SCHEDULE

Section 31A.

Making journey in carriage without valid ticket (section 31 (2)).

Failing to produce valid ticket upon request by authorized person (section 31 (3)).

Any offence against section 21.

Wilfully trespassing upon railway station pier land or premises (section 36).

Without reasonable excuse entering or attempting to enter, joining or attempting to join or leaving or attempting to leave a vehicle while it is in motion (By-law No. 351, clause 21 (i)).

Any offence against clause 22 of By-law No. 351.

Crossing or attempting to cross a line of railway elsewhere than at a crossing place (By-law No. 351, clause 24 (a)).

Crossing or attempting to cross a line of railways at a crossing place for pedestrians while a wig-wag, alternating red light or boom barrier is operating (By-law No. 351, clause 24 (c)).

Any offence against clause 44 of By-law No. 351.

Placing feet upon seat (By-law No. 351, clause 47 (i)).”.

—(Mr Maclellan)

Amendment proposed—That the expression “\$25” in sub-section (7) of proposed new section 31A be omitted with the view of inserting in place thereof the expression “\$10”.

—(Mr Crabb)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 40

Mr Austin	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Balfour	Mr Hayes	Mr Plowman	Mr Weideman
Mr Birrell	Mr Jona	Mr Ramsay	Mr Williams
Mr Borthwick	Mr Kennett	Mr Reynolds	Mr Wood
Mr Burgin	Mr Lacy	Mr Richardson	
Mrs Chambers	Mr Lieberman	Mr Skeggs	
Mr Coleman	Mr McArthur	Mr Smith	
Mr Collins	Mr McCance	(<i>South Barwon</i>)	
Mr Crellin	Mr McClure	Mr Smith	
Mr Dixon	Mr McKellar	(<i>Warrnambool</i>)	<i>Tellers:</i>
Mr Dunstan	Mr Mackinnon	Mr Tanner	Mr Brown
Mr Ebery	Mr Maclellan	Mr Templeton	Mr Cox

NOES, 40

Mr Amos	Mr Fordham	Mr Mathews	Mr Trewin
Mr Cain	Mr Gavin	Mr Remington	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Roper	Mr Walsh
Dr Coghill	Mr Hann	Mr Ross-Edwards	Mr Whiting
Mr Crabb	Mr Hockley	Mr Rowe	Mr Wilkes
Mr Culpin	Mr Jasper	Mr Sidiropoulos	Mr Wilton
Mr Edmunds	Mr Jolly	Mr Simmonds	
Mr Ernst	Mr King	Mr Simpson	
Mr Evans	Mr Kirkwood	Mr Spyker	<i>Tellers:</i>
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr Miller
Mr Fogarty	Mr McInnes	Mrs Toner	Dr Vaughan

And the numbers being equal—The Chairman said: ‘I cast my vote with the “Ayes”’.

And so it was resolved in the affirmative.

Wednesday, 2 April 1980

No. 4—WODONGA AREA LAND ACQUISITION (VALIDATION) BILL—Clause 2.

Notwithstanding anything in any Act, the purchase by the Minister of—

- (a) in the case of items 1 to 3 in the Schedule, all of the land described in column 1 pursuant to the contracts of sale between the Minister and the persons specified in column 2 and in respect of which settlement was effected on the date specified in column 3; and
- (b) in the case of items 4 to 10 in the Schedule, those parts of the lands described in column 1 that lie outside the designated area declared under sub-section (2) of section 2 of the *Albury-Wodonga Agreement Act 1973* pursuant to the contracts of sale between the Minister and the person specified in column 2 and in respect of which settlement was effected on the date specified in column 3—

shall not be invalid for the reason that, at the time the aforementioned contracts of sale were entered into, the lands referred to in paragraphs (a) and (b) lay outside the designated area declared under sub-section (2) of section 2 of the *Albury-Wodonga Agreement Act 1973*.

—(Mr Hamer)

Amendment proposed—That the expression “10” in paragraph (b) be omitted with the view of inserting in place thereof the expression “9”.

—(Mr Cain)

Motion made and question—That the Chairman do report progress and ask for leave to sit again (Mr Crabb)—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos	Mr Fordham	Mr Remington	Mr Walsh
Mr Cain	Mr Gavin	Mr Roper	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Wilton
Dr Coghill	Mr Hockley	Mr Sidiropoulos	
Mr Crabb	Mr Jolly	Mr Simmonds	
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Stirling	<i>Tellers:</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Spyker
Mr Fogarty	Mr Miller	Mr Trezise	Dr Vaughan

NOES, 44

Mr Austin	Mr Dunstan	Mr McInnes	Mr Tanner
Mr Balfour	Mr Ebery	Mr Mackinnon	Mr Templeton
Mr Birrell	Mr Hamer	Mr Maclellan	Mr Thompson
Mr Borthwick	Mr Hann	Mrs Patrick	Mr Trewin
Mr Brown	Mr Hayes	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jasper	Mr Richardson	Mr Whiting
Mrs Chambers	Mr Jona	Mr Ross-Edwards	Mr Williams
Mr Coleman	Mr Kennett	Mr Skeggs	Mr Wood
Mr Collins	Mr Lacy	Mr Smith	
Mr Cox	Mr McArthur	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Crellin	Mr McCance	Mr Smith	Mr McGrath
Mr Dixon	Mr McClure	(<i>Warrnambool</i>)	Mr Reynolds

And so it passed in the negative.

No. 5—Clause 2—Amendment proposed by Mr Cain.

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Tanner
Mr Balfour	Mr Hann	Mr Maclellan	Mr Templeton
Mr Birrell	Mr Hayes	Mrs Patrick	Mr Thompson
Mr Borthwick	Mr Jasper	Mr Ramsay	Mr Trewin
Mr Brown	Mr Jona	Mr Reynolds	Mr Weideman
Mr Burgin	Mr Kennett	Mr Richardson	Mr Whiting
Mrs Chambers	Mr Lacy	Mr Ross-Edwards	Mr Williams
Mr Coleman	Mr McArthur	Mr Skeggs	Mr Wood
Mr Crellin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Dunstan	Mr McGrath	Mr Smith	Mr Collins
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	Mr Cox

NOES, 32

Mr Amos	Mr Fordham	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers:</i>
Mr Ernst	Mr Miller	Mr Trezise	Mr Gavin
Mr Fogarty	Mr Roper	Dr Vaughan	Mr Remington

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY ON VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 12
 —

Thursday, 17 April 1980

No. 1—HEALTH (SPECIAL ACCOMMODATION HOUSES) BILL—Clause 4.

For section 220B (2) of the Principal Act there shall be substituted the following:

“(2) If a special accommodation house is not registered with the Commission the proprietor shall be guilty of an offence against this Act and liable to a penalty of \$5000.

(3) If there is in respect of a special accommodation house any contravention of or failure to comply with this Act or the regulations, the proprietor shall be guilty of an offence against this Act and liable to a penalty of \$2000.

(4) If there is in respect of any exempt special accommodation house any contravention of or failure to comply with any of the terms, conditions or restrictions to which the exemption was made subject, the proprietor shall be guilty of an offence against this Act and liable to a penalty of \$2000.”.

—(Mr Borthwick)

Amendment proposed—That at the end of the clause there shall be inserted the following expression:

“(5) Where a person is convicted of any offence against any of the provisions of this Division he shall be guilty of a further offence against this Act if the offence continues after he is so convicted and he shall be liable to an additional penalty for each day during which the offence so continues of not more than—

(a) in the case of an offence under sub-section (2)—\$500; and

(b) in the case of offences under sub-sections (3) and (4)—\$200.

(6) Where any offence is committed by a person by reason of his failure to comply with any provision of this Division by or under which he is required or directed to do anything within a particular period that offence for the purposes of sub-section (5) shall be deemed to continue so long as the thing so required or directed to be done by him remains undone notwithstanding that such period has elapsed.”.

—(Mr Roper)

Question—That the expression proposed to be inserted so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos
 Mr Cain
 Mr Cathie
 Mr Crabb
 Mr Culpin
 Mr Edmunds
 Mr Ernst
 Mr Fogarty
 Mr Fordham

Mr Gavin
 Mr Ginifer
 Mr Hockley
 Mr Jolly
 Mr King
 Mr Kirkwood
 Mr Mathews
 Mr Miller
 Mr Remington

Mr Roper
 Mr Rowe
 Mr Sidiropoulos
 Mr Simmonds
 Mr Simpson
 Mr Stirling
 Mrs Toner
 Mr Trezise
 Dr Vaughan

Mr Walsh
 Mr Wilkes
 Mr Wilton

Tellers:
 Dr Coghill
 Mr Spyker

NOES, 38

Mr Balfour	Mr Evans	Mr Mackinnon	Mr Tanner
Mr Birrell	(<i>Gippsland East</i>)	Mr Maclellan	Mr Templeton
Mr Borthwick	Mr Hamer	Mrs Patrick	Mr Thompson
Mr Brown	Mr Hann	Mr Ramsay	Mr Weideman
Mr Burgin	Mr Jona	Mr Reynolds	Mr Whiting
Mrs Chambers	Mr Kennett	Mr Richardson	Mr Williams
Mr Collins	Mr Lacy	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Dunstan	Mr McClure	Mr Smith	Mr Coleman
Mr Ebery	Mr McInnes	(<i>Warrnambool</i>)	Mr Cox

And so it passed in the negative.

No. 2—New Clause A.

'A. Before section 220F of the Principal Act there shall be inserted the following sections:

"220EB. (1) Where a person is convicted of any offence under this Division the court may in addition to any other penalty—

- (a) direct that the Commission cancel the registration of the special accommodation house in relation to which the offence was committed;
- (b) direct the Commission to vary the terms and conditions to which the registration of the special accommodation house is subject;
- (c) direct the Commission to make such arrangements as are necessary for the proper accommodation of residents affected by such direction made pursuant to paragraphs (a) or (b); or
- (d) order that the person convicted of the offence take no part in the management or control of a special accommodation house for such period not exceeding 12 months as the court thinks fit.

(2) Any person who fails to comply with an order of the court made under paragraph (d) of sub-section (1) shall be guilty of an offence against this Act and liable to imprisonment for a term of not more than three months.

220EC. (1) Where the proprietor of a special accommodation house is or ought reasonably to be aware that a resident in the house is in need of more treatment, care or attention than can be provided for him at the house he shall forthwith notify the Commission.

(2) On receipt of a notice under sub-section (1) the Commission shall forthwith cause the resident to be examined and if the Commission is of the opinion that the resident cannot be adequately cared for in the special accommodation house, it shall make such arrangements as are necessary for the resident's proper treatment, care and attention."

—(*Mr Roper*)

Amendment proposed—That all words and expressions commencing with "sections:" and ending at "220EC." be omitted with the view of inserting in place thereof the expression 'section: "220 EB"'

—(*Mr Borthwick*)

Question—That the expression proposed to be omitted stand part of the proposed New Clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos	Mr Gavin	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Sidiropoulos	Mr Wilton
Mr Crabb	Mr Jolly	Mr Simmonds	
Mr Culpin	Mr King	Mr Simpson	
Mr Edmunds	Mr Kirkwood	Mr Stirling	
Mr Ernst	Mr Mathews	Mrs Toner	<i>Tellers:</i>
Mr Fogarty	Mr Miller	Mr Trezise	Dr Coghill
Mr Fordham	Mr Remington	Dr Vaughan	Mr Spyker

NOES, 39

Mr Balfour	Mr Hamer	Mrs Patrick	Mr Weideman
Mr Birrell	Mr Jona	Mr Ramsay	Mr Whiting
Mr Borthwick	Mr Kennett	Mr Reynolds	Mr Williams
Mr Brown	Mr Lacy	Mr Richardson	
Mr Burgin	Mr Lieberman	Mr Skeggs	
Mrs Chambers	Mr McArthur	Mr Smith	
Mr Coleman	Mr McCance	(<i>South Barwon</i>)	
Mr Crellin	Mr McClure	Mr Smith	
Mr Dixon	Mr McGrath	(<i>Warrnambool</i>)	
Mr Dunstan	Mr McInnes	Mr Tanner	<i>Tellers:</i>
Mr Ebery	Mr Mackinnon	Mr Templeton	Mr Collins
Mr Evans	Mr Maclellan	Mr Thompson	Mr Cox

(Gippsland East)

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA

DIVISION IN COMMITTEE OF THE WHOLE

No. 13

Wednesday, 23 April 1980

No. 1—ESTATE AGENTS BILL—Clause 6.

(1) For the purposes of this Act there shall be a Board to be known as the Estate Agents Board.

(2) The Board shall consist of seven members appointed by the Governor in Council of whom—

- (a) one shall be a barrister and solicitor of not less than five years' standing;
- (b) one shall be a member of either the Australian Society of Accountants or the Institute of Chartered Accountants in Australia;
- (c) two shall be appointed from a panel submitted by the Real Estate and Stock Institute of Victoria of names of five persons who have for the previous five years been licensed estate agents practising as such;
- (d) one shall be appointed from a panel submitted by the Real Estate Agents Association of Victoria of names of three persons who have for the previous five years been licensed estate agents practising as such;
- (e) one shall be appointed from a panel submitted by the Victorian Stock Agents Association of names of three persons who have for the previous five years been licensed estate agents practising as such.

(3) The Governor in Council may appoint one of the members of the Board to be the Chairman of the Board.

(4) The Governor in Council may appoint one of the members of the Board to be the Deputy Chairman of the Board.

(5) Each member of the Board shall be appointed for the term, not exceeding four years, that is fixed by the Governor in Council in the instrument of his appointment but subject to sub-section (8) shall be eligible for re-appointment if then qualified.

[Sub-clauses (6)–(14) not printed]

—(Mr Maclellan)

Amendment proposed—That the word “seven” in sub-clause (2) be omitted with the view of inserting in place thereof the word “nine”.

—(Mr Cathie)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 43

Mr Austin	Mr Ebery	Mr McInnes	Mr Smith
Mr Balfour	Mr Evans	Mr McKellar	(<i>Warrnambool</i>)
Mr Birrell	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Tanner
Mr Borthwick	Mr Hamer	Mr Maclellan	Mr Templeton
Mr Brown	Mr Hann	Mrs Patrick	Mr Thompson
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Whiting
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Williams
Mr Coleman	Mr Kennett	Mr Richardson	Mr Wood
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Crellin	Mr Lieberman	Mr Skeggs	<i>Tellers:</i>
Mr Dixon	Mr McArthur	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	Mr McCance

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Dr Vaughan
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Hockley	Mr Simmonds	
Mr Crabb	Mr Jolly	Mr Simpson	
Mr Culpin	Mr King	Mr Spyker	
Mr Edmunds	Mr Kirkwood	Mr Stirling	<i>Tellers:</i>
Mr Ernst	Mr Mathews	Mrs Toner	Mr Miller
Mr Fogarty	Mr Remington	Mr Trezise	Mr Walsh

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 14
 —

Tuesday, 29 April 1980

No. 1—GROUNDWATER (MINERAL WATER) BILL—Clause 2.

The Principal Act is hereby amended as follows:

(a) In section 2 (1)—

(i) in the interpretation of “Bore” after the words “underground cavity” there shall be inserted the words “and any works constructed for the purpose of intercepting, collecting, obtaining, appropriating and using any natural flow of any spring;

(ii) after the interpretation of “Inspector” there shall be inserted the following interpretation:

“Mineral water” means groundwater which in its natural state contains carbon dioxide and other soluble matter in sufficient concentration to cause effervescence and impart a distinctive taste;’

(b) Section 2 (2) (e) shall be repealed;

(c) In section (2) (3) for the words “any bore referred to in sub-section (2) to be a bore to which all or any of the provisions of this Act specified in the order apply” there shall be substituted the words “any bore or bores of a class or description of bores to be a bore or class or description of bores to which all or any of the provisions of this Act or the regulations specified in the order shall or shall not apply”;

(d) After section 48 there shall be inserted the following section:

“48A. (1) It shall be a condition of every groundwater licence issued under this Division, whether before or after the commencement of the *Groundwater (Mineral Water) Act 1980* which authorizes the extraction of mineral waters that the licensee shall pay to the Commission a surcharge of one cent per litre for every litre of mineral water extracted or recovered by or on behalf of the licensee.

(2) The amount of mineral water extracted or recovered shall be determined by agreement between the licensee and the Commission or in default of agreement by the Minister.

(3) Any amount payable under sub-section (2) shall be paid to the Commission at the end of each quarter in each year of the term of the licence.”;

(e) In section 51 (3) after the words “under this” there shall be inserted the words “or any other”;

(f) In section 72 (1) (b) after the words “all moneys” there shall be inserted the words “except the surcharge payable under section 48A”;

(g) After section 72 (2) there shall be inserted the following sub-sections:

‘(3) There shall be paid to a separate account within the Trust Fund in the Treasury to be called the “Mineral Water Development Fund”—

(a) all moneys received by the Commission by way of surcharges under section 48A; and

(b) any moneys additionally made available by Parliament for the purpose of the Fund.

(4) Moneys held in the Mineral Water Development Fund may be applied in respect of any mineral water development by the Minister for Lands after consultation with the Minister of State Development, Decentralization and Tourism for or towards the cost of—

- (i) promoting and assisting the commercial development of mineral water resources; and
- (ii) the carrying out of works and improvements the management and maintenance of such works and improvements and the provision of services directly associated with the extraction and utilization of mineral water.;

(h) After section 77 there shall be inserted the following section:

'77A. A person shall not offer for sale in a container under the name of mineral water or mineral spa water or any similar appellation any water which is not mineral water within the meaning in this Act unless there is attached to the container a label showing in letters no smaller than the letters used in displaying the name the word "artificial".

Penalty: \$1000.'

—(Mr Balfour)

Amendment proposed—That after the word "development" (where second occurring) in proposed sub-section (4) of section 72 of the Principal Act, there shall be inserted the words "in the municipality in which the moneys were raised".

—(Mr Wilton)

Question—That the words proposed to be inserted be so inserted—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	<i>Tellers:</i>
Mr Ernst	Mr Miller	Mrs Toner	Mr Hockley
Mr Fogarty	Mr Remington	Mr Trezise	Dr Vaughan

NOES, 45

Mr Austin	Mr Ebery	Mr McCance	Mr Smith
Mr Balfour	Mr Evans	Mr McClure	(<i>South Barwon</i>)
Mr Birrell	(<i>Gippsland East</i>)	Mr McGrath	Mr Tanner
Mr Borthwick	Mr Hamer	Mr McInnes	Mr Templeton
Mr Brown	Mr Hann	Mr McKellar	Mr Thompson
Mr Burgin	Mr Hayes	Mr Mackinnon	Mr Weideman
Mrs Chambers	Mr Jasper	Mr Maclellan	Mr Whiting
Mr Coleman	Mr Jona	Mrs Patrick	Mr Williams
Mr Collins	Mr Kennett	Mr Ramsay	Mr Wood
Mr Crellin	Mr Lacy	Mr Richardson	<i>Tellers:</i>
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	Mr Cox
Mr Dunstan	Mr McArthur	Mr Skeggs	Mr Reynolds

And so it passed in the negative.

No. 2—Clause 2.

Further amendment proposed—That the word "and" following sub-paragraph (i) of proposed sub-section (4) to section 72 of the Principal Act, be omitted with the view of inserting in place thereof—

"(ii) assisting the development by any person entitled to grant a lease pursuant to section 29A of the *Crown Land (Reserves) Act 1978* of

tourist and recreational facilities associated with the use of mineral water resources on any Crown land mineral springs reserve established pursuant to the *Crown Land (Reserves) Act 1978* which is under the control of a committee of management; and”.

—(Mr Wilton)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

Mr Austin	Mr Hamer	Mr Mackinnon	Mr Williams
Mr Balfour	Mr Hann	Mr Maclellan	Mr Wood
Mr Borthwick	Mr Hayes	Mrs Patrick	
Mr Brown	Mr Jasper	Mr Ramsay	
Mr Burgin	Mr Jona	Mr Richardson	
Mrs Chambers	Mr Kennett	Mr Ross-Edwards	
Mr Coleman	Mr Lacy	Mr Skeggs	
Mr Collins	Mr Lieberman	Mr Smith	
Mr Crellin	Mr McArthur	(<i>South Barwon</i>)	
Mr Dixon	Mr McCance	Mr Tanner	
Mr Dunstan	Mr McClure	Mr Templeton	
Mr Ebery	Mr McGrath	Mr Thompson	
Mr Evans	Mr McInnes	Mr Weideman	<i>Tellers:</i>
(<i>Gippsland East</i>)	Mr McKellar	Mr Whiting	Mr Cox
			Mr Reynolds

NOES, 32

Mr Amos	Mr Fordham	Mr Roper	Mr Walsh
Mr Cain	Mr Gavin	Mr Rowe	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simmonds	
Mr Crabb	Mr King	Mr Simpson	
Mr Culpin	Mr Kirkwood	Mr Spyker	
Mr Edmunds	Mr Mathews	Mr Stirling	<i>Tellers:</i>
Mr Ernst	Mr Miller	Mrs Toner	Mr Hockley
Mr Fogarty	Mr Remington	Mr Trezise	Dr Vaughan

And so it was resolved in the affirmative.

Wednesday, 30 April 1980

No. 3—MOTOR CAR TRADERS (AMENDMENT) BILL—Clause 6.

In section 14 of the Principal Act for the expression “Penalty: \$1000” there shall be substituted the expression “Penalty: First offence \$1000; second or subsequent offence \$2000”.

—(Mr Ramsay)

Amendment proposed—That the expression “First offence \$1000; second or subsequent offence \$2000” be omitted with the view of inserting in place thereof the expression “\$10 000”.

—(Mr Rowe)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

Mr Austin	Mr Evans	Mr McKellar	Mr Thompson
Mr Balfour	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Weideman
Mr Birrell	Mr Hann	Mr Maclellan	Mr Whiting
Mr Borthwick	Mr Hayes	Mrs Patrick	Mr Williams
Mr Brown	Mr Jasper	Mr Ramsay	Mr Wood
Mr Burgin	Mr Jona	Mr Reynolds	
Mrs Chambers	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Lacy	Mr Ross-Edwards	
Mr Collins	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Dixon	Mr McCance	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Dunstan	Mr McGrath	Mr Tanner	Mr Cox
Mr Ebery	Mr McInnes	Mr Templeton	Mr McClure

NOES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr King	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	
Mr Edmunds	Mr Miller	Mrs Toner	<i>Tellers:</i>
Mr Fogarty	Mr Remington	Mr Trezise	Mr Ernst
Mr Fordham	Mr Roper	Dr Vaughan	Mr Jolly

And so it was resolved in the affirmative.

No. 4—Clause 21.

The Principal Act is amended as follows:

- (a) In section 48 (3) for the words "motor car trader" there shall be substituted the words "person who is or has been a licensed motor car trader";
- (b) In section 48 (4) (a) after the word "Committee" (where first occurring) there shall be inserted the words "or any sub-committee established by the committee";
- (c) After section 49 (1) there shall be inserted the following sub-section:
 "(1A) A motor car trader or a special trader shall not be entitled to make a claim under this Part."; and
- (d) In section 52 (1) before the words "motor car trader" (where twice occurring) there shall be inserted the word "licensed".

—(*Mr Ramsay*)

Amendment proposed—That the word "licensed" in paragraph (a) be omitted.

—(*Mr Rowe*)Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.(Chairman—Mr Evans, *Ballarat North*)

AYES, 43

Mr Austin	Mr Ebery	Mr McGrath	Mr Tanner
Mr Balfour	Mr Evans	Mr McKellar	Mr Templeton
Mr Birrell	(<i>Gippsland East</i>)	Mr Mackinnon	Mr Thompson
Mr Borthwick	Mr Hann	Mr Maclellan	Mr Weideman
Mr Brown	Mr Hayes	Mrs Patrick	Mr Whiting
Mr Burgin	Mr Jasper	Mr Ramsay	Mr Williams
Mrs Chambers	Mr Jona	Mr Reynolds	Mr Wood
Mr Coleman	Mr Kennett	Mr Richardson	
Mr Collins	Mr Lacy	Mr Ross-Edwards	
Mr Crellin	Mr Lieberman	Mr Skeggs	<i>Tellers:</i>
Mr Dixon	Mr McCance	Mr Smith	Mr Cox
Mr Dunstan	Mr McClure	(<i>South Barwon</i>)	Mr McArthur

NOES, 32

Mr Amos	Mr Gavin	Mr Rowe	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr King	Mr Simpson	
Mr Crabb	Mr Kirkwood	Mr Spyker	
Mr Culpin	Mr Mathews	Mr Stirling	
Mr Edmunds	Mr Miller	Mrs Toner	<i>Tellers:</i>
Mr Fogarty	Mr Remington	Mr Trezise	Mr Ernst
Mr Fordham	Mr Roper	Dr Vaughan	Mr Jolly

And so it was resolved in the affirmative.

Thursday, 1 May 1980

No. 5—TRANSPORT (ROAD FUNDS) BILL—Clause 4.

Notwithstanding anything in any Act the Country Roads Board Fund may be applied in payment of any costs incurred with the agreement of the Country Roads Board in purchasing any property abutting Alexandra Parade and in carrying out any noise amelioration measures on or in the vicinity of any property abutting Alexandra Parade.

—(Mr Maclellan)

Amendment proposed—That after the words “Alexandra Parade” (where first occurring) there shall be inserted the words “including Alexandra Parade between Gold Street and Hoddle Street in the City of Collingwood and between Nicholson Street and Brunswick Street in the City of Fitzroy”.

—(Mr Crabb)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 32

Mr Amos	Mr Gavin	Mr Roper	Mr Walsh
Mr Cain	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Cathie	Mr Hockley	Mr Simmonds	Mr Wilton
Dr Coghill	Mr Jolly	Mr Simpson	
Mr Crabb	Mr King	Mr Spyker	
Mr Culpin	Mr Kirkwood	Mr Stirling	
Mr Edmunds	Mr Mathews	Mrs Toner	<i>Tellers:</i>
Mr Fogarty	Mr Miller	Mr Trezise	Mr Ernst
Mr Fordham	Mr Remington	Dr Vaughan	Mr Rowe

NOES, 40

Mr Austin	Mr Ebery	Mr McCance	Mr Smith
Mr Balfour	Mr Evans	Mr McClure	(<i>South Barwon</i>)
Mr Birrell	(<i>Gippsland East</i>)	Mr McGrath	Mr Templeton
Mr Borthwick	Mr Hann	Mr McInnes	Mr Thompson
Mr Brown	Mr Hayes	Mr Mackinnon	Mr Weideman
Mr Burgin	Mr Jasper	Mr Maclellan	Mr Williams
Mrs Chambers	Mr Jona	Mrs Patrick	Mr Wood
Mr Coleman	Mr Kennett	Mr Reynolds	
Mr Collins	Mr Lacy	Mr Richardson	<i>Tellers:</i>
Mr Dixon	Mr Lieberman	Mr Ross-Edwards	Mr Cox
Mr Dunstan	Mr McArthur	Mr Skeggs	Mr Tanner

And so it passed in the negative.

No. 6—TOWN AND COUNTRY PLANNING (AMALGAMATION) BILL—Clause 1.

(1) This Act may be cited as the *Town and Country Planning (Amalgamation) Act 1980*.

(2) Parts I. and II. shall come into operation on a day (in this Act referred to as "the first commencement day") to be fixed by proclamation of the Governor in Council published in the *Government Gazette*.

(3) Parts III., IV. and V. shall come into operation on a day (in this Act referred to as "the second commencement day") to be fixed by proclamation of the Governor in Council published in the *Government Gazette*.

(4) This Act is divided into Parts as follows:

Part I.—Preliminary ss. 1-4.

Part II.—Transfer of Staff of Board to the Public Service ss. 5-6.

Part III.—Abolition of the Board ss. 7-9.

Part IV.—Planning Consultative Council s. 10.

Part V.—Miscellaneous ss. 11-16.

—(Mr Lieberman)

Amendment proposed—That the expression "4" in sub-clause (4) be omitted with the view of inserting in place thereof the expression "3".

—(Mr Cain)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 40

Mr Austin	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Balfour	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Birrell	Mr Jasper	Mrs Patrick	Mr Williams
Mr Borthwick	Mr Jona	Mr Ramsay	Mr Wood
Mrs Chambers	Mr Kennett	Mr Reynolds	
Mr Coleman	Mr Lacy	Mr Richardson	
Mr Collins	Mr Lieberman	Mr Ross-Edwards	
Mr Dixon	Mr McArthur	Mr Skeggs	
Mr Dunstan	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Evans	Mr McGrath	Mr Tanner	Mr Brown
(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton	Mr Cox

NOES, 31

Mr Amos	Mr Fogarty	Mr Mathews	Mr Trezise
Mr Cain	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simpson	<i>Tellers:</i>
Mr Edmunds	Mr King	Mr Stirling	Mr Miller
Mr Ernst	Mr Kirkwood	Mrs Toner	Mr Rowe

And so it was resolved in the affirmative.

No. 7—Clause 10.

For sections 4, 5, 6, 6A and 7 of the *Town and Country Planning Act 1961* there shall be substituted the following sections:

"4. (1) For the purposes of this Act there shall be established a Council to be known as the Planning Consultative Council.

(2) The Council shall consist of seven members appointed by the Governor in Council of whom—

(a) one (who shall be the chairman) shall be a person having knowledge and experience in town and country planning and who is nominated by the Minister;

- (b) two shall be persons having experience in local government and in community affairs and who are nominated by the Minister;
- (c) two shall be persons having experience in town and country planning and who are nominated by the Minister after consideration of panels of names submitted to him under this section by organizations concerned with town and country planning;
- (d) one shall be a person who is nominated by the Minister after consideration of panels of names submitted to him under this section by industrial or commercial organizations; and
- (e) one shall be a person having experience in the development of land and who is nominated by the Minister.

[Remainder of Clause not printed.]

—(Mr Lieberman)

Amendment proposed—That paragraphs (a) to (e) of sub-section (2) of proposed new section 4 be omitted with the view of inserting in place thereof the expression—

- “(a) one (who shall be the chairman) shall be a person having knowledge and experience in town and country planning and who is nominated by the Minister;
- (b) one shall be a person having experience in local government and who is nominated by the Minister;
 - (c) one shall be a person having experience in community affairs and who is nominated by the Minister;
 - (d) one shall be a person having experience in economic planning and who is nominated by the Minister after consideration of panels of names submitted to him under this section by organizations concerned with economic planning;
 - (e) one shall be a person having experience in social planning and who is nominated by the Minister after consideration of panels of names submitted to him under this section by organizations concerned with social planning;
 - (f) one shall be a person who is nominated by the Minister after consideration of panels of names submitted to him under this section by industrial or commercial organizations; and
 - (g) one shall be a person who is nominated by the Minister after consideration of panels of names submitted to him under this section by organizations concerned with the conservation of natural resources.”

—(Mr Cain)

[The Chairman decided to have this amendment tested on the question—That the expression commencing “(a) one” and ending at “and who are” in paragraph (b), stand part of the clause so as not to preclude a proposed amendment by another Honorable Member.]

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 40

Mr Austin	Mr Hann	Mr Mackinnon	Mr Thompson
Mr Balfour	Mr Hayes	Mr Maclellan	Mr Weideman
Mr Birrell	Mr Jasper	Mrs Patrick	Mr Williams
Mr Borthwick	Mr Jona	Mr Ramsay	Mr Wood
Mrs Chambers	Mr Kennett	Mr Reynolds	
Mr Coleman	Mr Lacy	Mr Richardson	
Mr Collins	Mr Lieberman	Mr Ross-Edwards	
Mr Dixon	Mr McArthur	Mr Skeggs	
Mr Dunstan	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>South Barwon</i>)	<i>Tellers:</i>
Mr Evans	Mr McGrath	Mr Tanner	Mr Brown
(<i>Gippsland East</i>)	Mr McInnes	Mr Templeton	Mr Cox

NOES, 31

Mr Amos	Mr Fogarty	Mr Mathews	Mr Trezise
Mr Cain	Mr Fordham	Mr Remington	Dr Vaughan
Mr Cathie	Mr Gavin	Mr Roper	Mr Walsh
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilkes
Mr Crabb	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Culpin	Mr Jolly	Mr Simpson	<i>Tellers:</i>
Mr Edmunds	Mr King	Mr Stirling	Mr Miller
Mr Ernst	Mr Kirkwood	Mrs Toner	Mr Rowe

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISION IN COMMITTEE OF THE WHOLE

No. 15

Thursday, 8 May 1980

No. 1—FORESTS (FURTHER AMENDMENT) BILL—Clause 5.

(1) In section 50 (1) of the Principal Act after the words "forest park" there shall be inserted the expression "State park regional park multi-purpose park wilderness education area historic area fauna reserve flora reserve".

(2) In section 50 (5) of the Principal Act—

(a) after paragraph (a) there shall be inserted the following paragraph:

“(aa) regulating the entry upon such land of persons and prohibiting or regulating the entry upon such land of vehicles and the landing of helicopters and other aircraft and prescribing the periods during which persons, vehicles, helicopters or other aircraft may remain upon or over that land;

(ab) regulating and controlling the use of such land by the public and prescribing conditions to be observed by persons using such land;”
 and

(b) after paragraph (b) there shall be inserted the following paragraph:

“(ba) prohibiting or restricting the bringing upon any such land or allowing the entry thereon of any animal included in a specified class of animals or imposing conditions subject to compliance with which such an animal is permitted to be brought into, allowed to enter or to remain upon such land and where regulations are in force prohibiting the bringing into or entry upon that land of specified animals the regulations may permit a forest officer, where he is satisfied upon reasonable grounds that an animal has been brought into or entered upon that land in contravention of these regulations and is at large upon the land, to shoot or otherwise destroy the animal speedily and without causing it unnecessary suffering;”.

(3) After section 50 (6) of the Principal Act there shall be inserted the following sub-section:

“(7) The Governor in Council may—

(a) annually appoint some person holding a certificate issued by the Municipal Auditors Board to audit the accounts of any committee of management and every such person shall be entitled to such remuneration from the committee of management as the Governor in Council determines; or

(b) in respect of any particular committee of management direct that the accounts of the committee of management shall be audited by the Auditor-General who shall in respect of such accounts have all the powers conferred on him by any law now or hereafter in force relating to the inspection and auditing of the public accounts and the committee of management shall pay to the Treasurer the expenses of such audit.”.

—(Mr Smith, Warrnambool)

Amendment proposed—That before the words “State park” in sub-clause (1) there shall be inserted the words “national park”.

—(Mr Evans, Gippsland East)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, Ballarat North)

AYES, 5

Mr McInnes	<i>Tellers:</i>
Mr Ross-Edwards	Mr Evans
Mr Whiting	(Gippsland East)
	Mr Trewin

NOES, 66

Mr Amos	Mr Ernst	Mr Maclellan	Mr Tanner
Mr Austin	Mr Fogarty	Mr Mathews	Mr Templeton
Mr Balfour	Mr Fordham	Mr Miller	Mr Thompson
Mr Birrell	Mr Gavin	Mrs Patrick	Mrs Toner
Mr Borthwick	Mr Giniifer	Mr Ramsay	Dr Vaughan
Mr Brown	Mr Hamer	Mr Remington	Mr Walsh
Mr Burgin	Mr Hockley	Mr Reynolds	Mr Weideman
Mr Cain	Mr Jolly	Mr Richardson	Mr Wilkes
Mr Cathie	Mr Kennett	Mr Roper	Mr Williams
Mrs Chambers	Mr King	Mr Rowe	Mr Wilton
Mr Coleman	Mr Kirkwood	Mr Sidiropoulos	Mr Wood
Mr Collins	Mr Lacy	Mr Simmonds	
Mr Crabb	Mr Lieberman	Mr Simpson	
Mr Crellin	Mr McArthur	Mr Skeggs	
Mr Culpin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(Warrnambool)	
Mr Ebery	Mr McKellar	Mr Spyker	<i>Tellers:</i>
Mr Edmunds	Mr Mackinnon	Mr Stirling	Dr Coghill
			Mr Cox

And so it passed in the negative.

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose—

- (1) Three Members to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences;
 - (2) Three Members to be recommended for appointment to the Council of the Victoria Institute of Colleges;
 - (3) One Member to be recommended for appointment to the Council of Adult Education;
 - (4) One Member to be recommended for appointment to the Council of Monash University;
- and
- (5) Three Members to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

6 June 1979

Held in accordance with the provisions of section 7 of the Victorian Institute of Marine Sciences Act 1974 (No. 8607), the Victoria Institute of Colleges Act 1965 (No. 7291), the Monash University Act 1958 (No. 6184), respectively, section 66 of the Education Act 1958 (No. 6240) and section 5 of the Victorian Institute of Secondary Education Act 1976 (No. 8904).

MELBOURNE
F. D. ATKINSON, GOVERNMENT PRINTER
1979

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Wednesday, 6 June 1979

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

1 ELECTION OF PRESIDENT—The Premier, The Honorable R. J. Hamer, E.D., M.P., moved—That the Honorable William Gordon Fry, M.L.C., President of the Legislative Council, be appointed President of this Joint Sitting; which motion, being seconded by the Leader of the Opposition, F. N. Wilkes, Esquire, M.P., was resolved in the affirmative.

The Honorable William Gordon Fry, having expressed his acknowledgement for the honor conferred upon him by the Joint Sitting, then took the Chair.

2 RULES OF PROCEDURE—The President announced that section 7 of the *Victorian Institute of Marine Sciences Act 1974*, the *Victoria Institute of Colleges Act 1965*, the *Monash University Act 1958*, respectively, section 66 of the *Education Act 1958*, and section 5 of the *Victorian Institute of Secondary Education Act 1976* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the Sitting. Accordingly, the Honorable R. J. Hamer, E.D., M.P., submitted the following rules of procedure for the consideration of Honorable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a Member to be recommended for appointment to the.....
.....(as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended, for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.
- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.

5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper the name(s) of the Member(s) he wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked his ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.

6 The President shall appoint three Members to be scrutineers, who, with the Clerks, shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots, shall determine which of such Members shall be duly chosen to be recommended for appointment.

7 No informal vote shall be taken into account.

8 The President shall be entitled to a vote.

9 As soon as a ballot has been concluded the President shall declare—

“That.....have/has been chosen
to be recommended for appointment to the.....
.....(as the case may be).

10 The President shall advise the appropriate Minister of the Members chosen to be recommended for appointment to the respective governing bodies.

11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

F. N. Wilkes, Esquire, M.P., seconded the motion.

Question—put and resolved in the affirmative.

3 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE VICTORIAN INSTITUTE OF MARINE SCIENCES—The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honorable Members with regard to three Members to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences.

The Honorable R. J. Hamer, E.D., M.P., proposed Bruce James Evans, Esquire, M.P., Aurel Smith, Esquire, M.P., and Gordon Francis Stirling, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by F. N. Wilkes, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that Bruce James Evans, Esquire, M.P., Aurel Smith, Esquire, M.P., and Gordon Francis Stirling, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences.

- 4 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF VICTORIA INSTITUTE OF COLLEGES—The President announced that he was now prepared to receive proposals from Honorable Members with regard to three Members to be recommended for appointment to the Council of Victoria Institute of Colleges.

The Honorable R. J. Hamer, E.D., M.P., proposed the Honorable William Montgomery Campbell, M.L.C., Thomas William Roper, Esquire, M.P., and Thomas Campion Trewin, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by P. Ross-Edwards, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honorable William Montgomery Campbell, M.L.C., Thomas William Roper, Esquire, M.P., and Thomas Campion Trewin, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the Victoria Institute of Colleges.

- 5 MEMBER PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF ADULT EDUCATION—The President announced that he was now prepared to receive proposals from Honorable Members with regard to a Member to be recommended for appointment to the Council of Adult Education.

The Honorable R. J. Hamer, E.D., M.P., proposed the Honorable William Albert Landeryou, M.L.C., for recommendation for appointment to the Council, and stated that he was willing to be recommended, if chosen, which proposal was seconded by F. N. Wilkes, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honorable William Albert Landeryou, M.L.C., had been chosen to be recommended for appointment to the Council of Adult Education.

- 6 MEMBER PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF MONASH UNIVERSITY—The President announced that he was now prepared to receive proposals from Honorable Members with regard to a Member to be recommended for appointment to the Council of Monash University.

The Honorable R. J. Hamer, E.D., M.P., proposed the Honorable Peter David Block, M.L.C., for recommendation for appointment to the Council, and stated that he was willing to be recommended, if chosen, which proposal was seconded by P. Ross-Edwards, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honorable Peter David Block, M.L.C., had been chosen to be recommended for appointment to the Council of Monash University.

- 7 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE VICTORIAN INSTITUTE OF SECONDARY EDUCATION—The President announced that he was now prepared to receive proposals from Honorable Members with regard to three Members to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

The Honorable R. J. Hamer, E.D., M.P., proposed the Honorable Bernard Phillip Dunn, M.L.C., Charles Race Thorson Mathews, Esquire, M.P., and Donald James Mackinnon, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by F. N. Wilkes, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honorable Bernard Phillip Dunn, M.L.C., Charles Race Thorson Mathews, Esquire, M.P., and Donald James Mackinnon, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

- 8 VOTE OF THANKS TO THE PRESIDENT—The Honorable R. J. Hamer, E.D., M.P., moved a vote of thanks to the President, which motion was seconded by F. N. Wilkes, Esquire, M.P., and carried unanimously.

The President, having returned thanks, declared the Joint Sitting closed.

A. R. B. McDONNELL
Clerk of the Legislative Council

J. H. CAMPBELL
Clerk of the Legislative Assembly

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose—

- (1) Three Members to be recommended for appointment to the Council of the Monash University and
- (2) One Member to be recommended for appointment to the Council of Adult Education.

20 November 1979

*Held in accordance with the provisions of section 7 of the
Monash University Act 1958 (No. 6184) and
section 66 of the Education Act 1958 (No. 6240).*

MELBOURNE
F. D. ATKINSON, GOVERNMENT PRINTER
1979

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Tuesday, 20 November 1979

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

1 ELECTION OF PRESIDENT—The Premier, the Honorable R. J. Hamer, E.D., M.P., moved—That the Honorable Sidney James Plowman, M.P., Speaker of the Legislative Assembly, be appointed President of this Joint Sitting; which motion, being seconded by the Deputy Leader of the Opposition, R. C. Fordham, Esquire, M.P., was resolved in the affirmative.

The Honorable Sidney James Plowman, having expressed his acknowledgement for the honor conferred upon him by the Joint Sitting, then took the Chair.

2 RULES OF PROCEDURE—The President announced that section 7 of the *Monash University Act* 1958 and section 66 of the *Education Act* 1958 provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the Sitting. Accordingly, the Honorable R. J. Hamer, E.D., M.P., submitted the following rules of procedure for the consideration of Honorable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a Member to be recommended for appointment to the.....
(as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.
- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.
- 5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper

the name(s) of the Member(s) he wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked his ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.

6 The President shall appoint three Members to be scrutineers, who, with the Clerks, shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots, shall determine which of such Members shall be duly chosen to be recommended for appointment.

7 No informal vote shall be taken into account.

8 The President shall be entitled to a vote.

9 As soon as a ballot has been concluded the President shall declare—

“That..... have/has been
chosen to be recommended for appointment to.....
..... (as the case may be).”

10 The President shall advise the appropriate Minister of the Members chosen to be recommended for appointment to the respective governing bodies.

11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

R. C. Fordham, Esquire, M.P., seconded the motion.

Question—put and resolved in the affirmative.

3 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE MONASH UNIVERSITY—The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honorable Members with regard to three Members to be recommended for appointment to the Council of the Monash University.

The Honorable R. J. Hamer, E.D., M.P., proposed Ian Robert Cathie, Esquire, M.P., the Honorable James Vincent Chester Guest, M.L.C., and Neil Malcolm McInnes, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by R. C. Fordham, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that Ian Robert Cathie, Esquire, M.P., the Honorable James Vincent Chester Guest, M.L.C., and Neil Malcolm McInnes, M.P., had been chosen to be recommended for appointment to the Council of the Monash University.

4 MEMBER PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF ADULT EDUCATION—The President announced that he was now prepared to receive proposals from Honorable Members with regard to a Member to be recommended for appointment to the Council of Adult Education.

The Honorable R. J. Hamer, E.D., M.P., proposed the Honorable Evan Herbert Walker, M.L.C., for recommendation for appointment to the Council, and

stated that he was willing to be recommended, if chosen, which proposal was seconded by R. C. Fordham, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honorable Evan Herbert Walker, M.L.C., had been chosen to be recommended for appointment to the Council of Adult Education.

5 VOTE OF THANKS TO THE PRESIDENT—The Honorable R. J. Hamer, E.D., M.P., moved a vote of thanks to the President, which motion was seconded by R. C. Fordham, Esquire, M.P., and carried unanimously.

The President, having returned thanks, declared the Joint Sitting closed.

A. R. B. McDONNELL
Clerk of the Legislative Council

J. H. CAMPBELL
Clerk of the Legislative Assembly

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose a person to hold the place in the Senate

Rendered vacant by the Resignation of
Senator The Honorable James Joseph Webster

11 March 1980

*Held in accordance with the provisions of section 15 of the
Commonwealth of Australia Constitution Act.*

MELBOURNE
F. D. ATKINSON, GOVERNMENT PRINTER
1980

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Tuesday, 11 March 1980

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

- 1 **ELECTION OF PRESIDENT.**—The Honorable the Premier, R. J. Hamer, M.P., rose and moved—That the Honorable F. S. Grimwade, President of the Legislative Council, be appointed President of this Joint Sitting, which motion, being seconded by the Leader of the Opposition, F. N. Wilkes, Esquire, M.P., was resolved in the affirmative.

The Honorable F. S. Grimwade, having expressed his acknowledgments for the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE.**—The Honorable R. J. Hamer, M.P., submitted the following rules of procedure for the consideration of Honorable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:
- 1 On any debate arising the same shall be conducted according to parliamentary usage.
 - 2 A Member, addressing himself to the President, shall propose a person to hold the vacant place in the Senate and such proposal shall be duly seconded. When any person is so proposed his proposer shall state to the Members present that such person is willing to hold the vacant place if chosen.
 - 3 If only one person be proposed and seconded, the President shall declare—
 “That.....has been chosen to hold the place in the Senate rendered vacant by the resignation of Senator the Honorable James Joseph Webster.”
 - 4 If more than one person be proposed and seconded, the person to hold the vacant place shall, subject to the following rules, be chosen by ballot.
 - 5 Before giving directions to proceed with the ballot, the President shall ask if any Member desires to propose any other person to hold the vacant place, and, no other person being proposed, the ballot shall be proceeded with, after which no person shall be proposed.
 - 6 Each Member present shall be provided with a ballot-paper initialled by the Clerks of the two Houses, and shall write thereon the name of one of the persons duly proposed, and shall place his ballot-paper in the ballot-box.

- 7 If two or more persons be proposed and seconded, the proposer of each of such persons shall name some Member present to be a scrutineer. The scrutineers, with the Clerks of the two Houses, shall retire and ascertain the number of votes for each person; and the scrutineers shall make a written report of the result to the President showing the number of votes for each person.
- 8 No informal vote shall be taken into account.
- 9 If on the first ballot no person shall have received an absolute majority of the votes polled, a second ballot shall be taken, and the name of the person who shall have received the fewest votes at the first ballot shall be excluded; but if at the first ballot the names of only two persons be submitted and the number of votes for such persons be equal, the scrutineers shall by drawing lots determine which of such persons shall be chosen to hold the vacant place, and the person whose name shall be first drawn shall be deemed to have been duly chosen.
- 10 Until one of the persons proposed obtains an absolute majority of the votes polled, or (as the case may be) is chosen by lot to hold the vacant place, successive ballots shall be taken, and at each such ballot the name of the person who shall have received the fewest votes at the preceding ballot shall be excluded.
- 11 If on any ballot it shall be necessary to decide between two or more persons as to which one is to be excluded from a subsequent ballot through the number of votes for such persons being equal, a special ballot shall be taken at which the names of only those persons shall be submitted, and the name of the person having the fewest votes at such special ballot shall be excluded; but if on any special ballot it shall be necessary to decide between two or more persons as to which one is to be excluded from a subsequent ballot through the number of votes for such persons being equal, the scrutineers by drawing lots shall determine which one of such persons shall be excluded, and the name of the person last drawn shall be excluded.
- 12 If at any ballot, other than the first ballot or a special ballot hereinbefore provided for, the names of only two persons be submitted and the number of votes for such persons be equal, the scrutineers shall, by drawing lots, determine which of those persons shall be chosen to hold the vacant place, and the person whose name shall be first drawn shall be deemed to have been duly chosen.
- 13 As soon as any person obtains an absolute majority of the votes polled, or (as the case may be) is chosen by lot to hold the vacant place, the President shall declare—
- “That.....has been chosen to hold the place in the Senate rendered vacant by the resignation of Senator the Honorable James Joseph Webster.”
- 14 The President shall in all cases be entitled to a vote.
- 15 The records of the proceedings and the ballot-papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot-papers safely for one year and thereafter destroy them.

F. N. Wilkes, Esquire, M.P., seconded the motion.

Question—put and resolved in the affirmative.

3 PERSON PROPOSED AND CHOSEN TO HOLD THE VACANT PLACE IN THE SENATE.—The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honorable Members of persons to hold the place in the Senate rendered vacant by the resignation of Senator the Honorable James Joseph Webster.

P. Ross-Edwards, M.P., proposed Laurence William Neal, Esquire, as the person to hold the vacant place, and stated that such person was willing to hold the vacant place, if chosen, which proposal was seconded by the Honorable R. J. Hamer, M.P.

The President having asked if any Honorable Member desired to propose any other person to hold the vacant place, and no other person being proposed, the President thereupon declared that Laurence William Neal, Esquire, had been chosen to hold the place in the Senate rendered vacant by the resignation of Senator the Honorable James Joseph Webster.

4 NOTIFICATION TO HIS EXCELLENCY THE GOVERNOR.—The Honorable R. J. Hamer, M.P., moved—That the President inform His Excellency the Governor that Laurence William Neal, Esquire, has been chosen to hold the place in the Senate rendered vacant by the resignation of Senator the Honorable James Joseph Webster, which motion was seconded by P. Ross-Edwards, M.P.

Question—put and resolved in the affirmative.

5 VOTE OF THANKS TO THE PRESIDENT.—The Honorable R. J. Hamer, M.P., moved a vote of thanks to the President, which motion was seconded by F. N. Wilkes, Esquire, M.P., and carried unanimously.

The President, having returned thanks, declared the Joint Sitting closed.

R. K. EVANS

Acting Clerk of the Legislative Council

J. H. CAMPBELL

Clerk of the Legislative Assembly

