

PARLIAMENT OF VICTORIA

**PARLIAMENTARY DEBATES
(HANSARD)**

LEGISLATIVE ASSEMBLY

FIFTY-SEVENTH PARLIAMENT

FIRST SESSION

QUESTIONS ON NOTICE

1 and 3 April 2014

(Extract from book 5)

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By authority of the Victorian Government Printer

The Governor

The Honourable ALEX CHERNOV, AC, QC

The Lieutenant-Governor

The Honourable Justice MARILYN WARREN, AC

The ministry

(from 17 March 2014)

| | |
|---|-----------------------------------|
| Premier, Minister for Regional Cities and Minister for Racing | The Hon. D. V. Napthine, MP |
| Deputy Premier, Minister for State Development, and Minister for Regional and Rural Development | The Hon. P. J. Ryan, MP |
| Treasurer | The Hon. M. A. O'Brien, MP |
| Minister for Innovation, Minister for Tourism and Major Events, and Minister for Employment and Trade | The Hon. Louise Asher, MP |
| Minister for Local Government and Minister for Aboriginal Affairs. | The Hon. T. O. Bull, MP |
| Attorney-General, Minister for Finance and Minister for Industrial Relations. | The Hon. R. W. Clark, MP |
| Minister for Health and Minister for Ageing | The Hon. D. M. Davis, MLC |
| Minister for Education | The Hon. M. F. Dixon, MP |
| Minister for Sport and Recreation, and Minister for Veterans' Affairs | The Hon. D. K. Drum, MLC |
| Minister for Planning, and Minister for Multicultural Affairs and Citizenship | The Hon. M. J. Guy, MLC |
| Minister for Ports, Minister for Major Projects and Minister for Manufacturing | The Hon. D. J. Hodgett, MP |
| Minister for Housing, and Minister for Children and Early Childhood Development | The Hon. W. A. Lovell, MLC |
| Minister for Public Transport and Minister for Roads | The Hon. T. W. Mulder, MP |
| Minister for Energy and Resources, and Minister for Small Business. | The Hon. R. J. Northe, MP |
| Minister for Liquor and Gaming Regulation, Minister for Corrections and Minister for Crime Prevention | The Hon. E. J. O'Donohue, MLC |
| Assistant Treasurer, Minister for Technology and Minister responsible for the Aviation Industry | The Hon. G. K. Rich-Phillips, MLC |
| Minister for Environment and Climate Change, and Minister for Youth Affairs. | The Hon. R. Smith, MP |
| Minister for the Arts, Minister for Women's Affairs and Minister for Consumer Affairs | The Hon. H. Victoria, MP |
| Minister for Higher Education and Skills | The Hon. N. Wakeling, MP |
| Minister for Agriculture and Food Security, and Minister for Water. | The Hon. P. L. Walsh, MP |
| Minister for Police and Emergency Services, and Minister for Bushfire Response | The Hon. K. A. Wells, MP |
| Minister for Mental Health, Minister for Community Services, and Minister for Disability Services and Reform | The Hon. M. L. N. Wooldridge, MP |
| Cabinet Secretary | Mrs I. Peulich. MLC |

Legislative Assembly committees

Privileges Committee — Ms Barker, Mr Clark, Ms Green, Mr Hodgett, Mr Morris, Mr Nardella, Mr O'Brien, Mr Pandazopoulos and Mr Walsh.

Standing Orders Committee — The Speaker, Ms Allan, Ms Asher, Ms Barker, Mr Hodgett, Ms Kairouz, Mr O'Brien and Mrs Powell.

Joint committees

Accountability and Oversight Committee — (*Assembly*): Ms Kanis, Mr McIntosh and Ms Neville.
(*Council*): Mr D. R. J. O'Brien and Mr Ronalds.

Dispute Resolution Committee — (*Assembly*): Ms Allan, Ms Asher, Mr Clark, Ms Hennessy, Mr Merlino, Mr O'Brien and Mr Walsh. (*Council*): Mr D. Davis, Mr Drum, Mr Lenders, Ms Lovell and Ms Pennicuik.

Economic Development, Infrastructure and Outer Suburban/Interface Services Committee — (*Assembly*): Mr Burgess and Mr McGuire. (*Council*): Mrs Millar and Mr Ronalds.

Education and Training Committee — (*Assembly*): Mr Brooks and Mr Crisp. (*Council*): Mr Elasmarr and Mrs Kronberg.

Electoral Matters Committee — (*Assembly*): Mr Delahunty. (*Council*): Mr Finn, Mrs Peulich, Mr Somyurek and Mr Tarlamis.

Environment and Natural Resources Committee — (*Assembly*): Ms Duncan, Mr Pandazopoulos and Ms Wreford. (*Council*): Mr Koch and Mr D. D. O'Brien.

Family and Community Development Committee — (*Assembly*): Ms Halfpenny, Mr Madden, Mrs Powell and Ms Ryall. (*Council*): Mrs Coote.

House Committee — (*Assembly*): The Speaker (*ex officio*), Ms Beattie, Mr Blackwood, Mr Burgess, Ms Campbell, Ms Thomson and Mr Weller. (*Council*): The President (*ex officio*), Mr Eideh, Mr Finn, Ms Hartland, Mr D. R. J. O'Brien and Mrs Peulich.

Independent Broad-based Anti-corruption Commission Committee — (*Assembly*): Ms Kanis, Mr Kotsiras, Mr McIntosh and Mr Weller. (*Council*): Mr Viney.

Law Reform, Drugs and Crime Prevention Committee — (*Assembly*): Mr Carroll, Mr McCurdy and Mr Southwick. (*Council*): Mr Ramsay and Mr Scheffer.

Public Accounts and Estimates Committee — (*Assembly*): Mr Angus, Ms Garrett, Mr Morris, Mr Pakula and Mr Scott. (*Council*): Mr O'Brien and Mr Ondarchie.

Road Safety Committee — (*Assembly*): Mr Languiller, Mr Perera, Mr Tilley and Mr Thompson. (*Council*): Mr Elsbury.

Rural and Regional Committee — (*Assembly*): Mr Howard, Mr Katos, Mr Trezise and Mr Weller. (*Council*): Mr D. R. J. O'Brien.

Scrutiny of Acts and Regulations Committee — (*Assembly*): Ms Barker, Ms Campbell, Mr Gidley, Mr Nardella, Dr Sykes and Mr Watt. (*Council*): Mr Dalla-Riva.

Heads of parliamentary departments

Assembly — Clerk of the Parliaments and Clerk of the Legislative Assembly: Mr R. W. Purdey

Council — Clerk of the Legislative Council: Mr W. R. Tunnecliffe

Parliamentary Services — Secretary: Mr P. Lochert

**MEMBERS OF THE LEGISLATIVE ASSEMBLY
FIFTY-SEVENTH PARLIAMENT — FIRST SESSION**

Speaker:

The Hon. CHRISTINE. FYFFE (from 4 February 2014)

The Hon. K. M. SMITH (to 4 February 2014)

Deputy Speaker:

Mr P. WELLER (from 4 February 2014)

Mrs C. A. FYFFE (to 4 February 2014)

Acting Speakers:

Mr Angus, Ms Beattie, Mr Blackwood, Mr Burgess, Ms Campbell, Mr Languiller, Mr McCurdy, Mr McGuire, Mr McIntosh, Ms McLeish, Mr Morris, Mr Nardella, Mr Northe, Mr Pandazopoulos, Ms Ryall, Dr Sykes and Mr Thompson. (to 2 April 2014)

Mr Angus, Mr Blackwood, Mr Burgess, Mr Crisp, Mr McCurdy, Mr McIntosh, Ms McLeish, Mr Morris, Ms Ryall, Dr Sykes and Mr Thompson. (from 3 April 2014)

Leader of the Parliamentary Liberal Party and Premier:

The Hon. D. V. NAPHTHINE (from 6 March 2013)

The Hon. E. N. BAILLIEU (to 6 March 2013)

Deputy Leader of the Parliamentary Liberal Party:

The Hon. LOUISE ASHER

Leader of The Nationals and Deputy Premier:

The Hon. P. J. RYAN

Deputy Leader of The Nationals:

The Hon. P. L. WALSH

Leader of the Parliamentary Labor Party and Leader of the Opposition:

The Hon. D. M. ANDREWS

Deputy Leader of the Parliamentary Labor Party and Deputy Leader of the Opposition:

The Hon. J. A. MERLINO

| Member | District | Party | Member | District | Party |
|--|--------------------|-------|---------------------------------------|------------------|-------|
| Allan, Ms Jacinta Marie | Bendigo East | ALP | Languiller, Mr Telmo Ramon | Derrimut | ALP |
| Andrews, Mr Daniel Michael | Mulgrave | ALP | Lim, Mr Muy Hong | Clayton | ALP |
| Angus, Mr Neil Andrew Warwick | Forest Hill | LP | McCurdy, Mr Timothy Logan | Murray Valley | Nats |
| Asher, Ms Louise | Brighton | LP | McGuire, Mr Frank ⁶ | Broadmeadows | ALP |
| Baillieu, Mr Edward Norman | Hawthorn | LP | McIntosh, Mr Andrew John | Kew | LP |
| Barker, Ms Ann Patricia | Oakleigh | ALP | McLeish, Ms Lucinda Gaye | Seymour | LP |
| Battin, Mr Bradley William | Gembrook | LP | Madden, Mr Justin Mark | Essendon | ALP |
| Bauer, Mrs Donna Jane | Carrum | LP | Merlino, Mr James Anthony | Monbulk | ALP |
| Beattie, Ms Elizabeth Jean | Yuroke | ALP | Miller, Ms Elizabeth Eileen | Bentleigh | LP |
| Blackwood, Mr Gary John | Narracan | LP | Morris, Mr David Charles | Mornington | LP |
| Brooks, Mr Colin William | Bundoora | ALP | Mulder, Mr Terence Wynn | Polwarth | LP |
| Brumby, Mr John Mansfield ¹ | Broadmeadows | ALP | Naphtine, Dr Denis Vincent | South-West Coast | LP |
| Bull, Mr Timothy Owen | Gippsland East | Nats | Nardella, Mr Donato Antonio | Melton | ALP |
| Burgess, Mr Neale Ronald | Hastings | LP | Neville, Ms Lisa Mary | Bellarine | ALP |
| Campbell, Ms Christine Mary | Pascoe Vale | ALP | Newton-Brown, Mr Clement Arundel | Prahran | LP |
| Carbines, Mr Anthony Richard | Ivanhoe | ALP | Noonan, Mr Wade Mathew | Williamstown | ALP |
| Carroll, Mr Benjamin Alan ² | Niddrie | ALP | Northe, Mr Russell John | Morwell | Nats |
| Clark, Mr Robert William | Box Hill | LP | O'Brien, Mr Michael Anthony | Malvern | LP |
| Crisp, Mr Peter Laurence | Mildura | Nats | Pakula, Mr Martin Philip ⁷ | Lyndhurst | ALP |
| D'Ambrosio, Ms Liliana | Mill Park | ALP | Pallas, Mr Timothy Hugh | Tarneit | ALP |
| Delahunty, Mr Hugh Francis | Lowan | Nats | Pandazopoulos, Mr John | Dandenong | ALP |
| Dixon, Mr Martin Francis | Nepean | LP | Perera, Mr Jude | Cranbourne | ALP |
| Donnellan, Mr Luke Anthony | Narre Warren North | ALP | Pike, Ms Bronwyn Jane ⁸ | Melbourne | ALP |
| Duncan, Ms Joanne Therese | Macedon | ALP | Powell, Mrs Elizabeth Jeanette | Shepparton | Nats |
| Edwards, Ms Janice Maree | Bendigo West | ALP | Richardson, Ms Fiona Catherine Alison | Northcote | ALP |
| Eren, Mr John Hamdi | Lara | ALP | Ryall, Ms Deanne Sharon | Mitcham | LP |
| Foley, Mr Martin Peter | Albert Park | ALP | Ryan, Mr Peter Julian | Gippsland South | Nats |
| Fyffe, Mrs Christine Ann | Evelyn | LP | Scott, Mr Robin David | Preston | ALP |
| Garrett, Ms Jane Furneaux | Brunswick | ALP | Shaw, Mr Geoffrey Page ⁹ | Frankston | Ind |
| Gidley, Mr Michael Xavier Charles | Mount Waverley | LP | Smith, Mr Kenneth Maurice | Bass | LP |
| Graley, Ms Judith Ann | Narre Warren South | ALP | Smith, Mr Ryan | Warrandyte | LP |
| Green, Ms Danielle Louise | Yan Yean | ALP | Southwick, Mr David James | Caulfield | LP |
| Halfpenny, Ms Bronwyn | Thomastown | ALP | Sykes, Dr William Everett | Benalla | Nats |
| Helper, Mr Jochen | Ripon | ALP | Thompson, Mr Murray Hamilton Ross | Sandringham | LP |
| Hennessy, Ms Jill | Altona | ALP | Thomson, Ms Marsha Rose | Footscray | ALP |
| Herbert, Mr Steven Ralph | Eltham | ALP | Tilley, Mr William John | Benambra | LP |
| Hodgett, Mr David John | Kilsyth | LP | Trezise, Mr Ian Douglas | Geelong | ALP |
| Holding, Mr Timothy James ³ | Lyndhurst | ALP | Victoria, Ms Heidi | Bayswater | LP |
| Howard, Mr Geoffrey Kemp | Ballarat East | ALP | Wakeling, Mr Nicholas | Ferntree Gully | LP |
| Hulls, Mr Rob Justin ⁴ | Niddrie | ALP | Walsh, Mr Peter Lindsay | Swan Hill | Nats |
| Hutchins, Ms Natalie Maree Sykes | Keilor | ALP | Watt, Mr Graham Travis | Burwood | LP |
| Kairouz, Ms Marlene | Kororoit | ALP | Weller, Mr Paul | Rodney | Nats |
| Kanis, Ms Jennifer ⁵ | Melbourne | ALP | Wells, Mr Kimberley Arthur | Scoresby | LP |
| Katos, Mr Andrew | South Barwon | LP | Wooldridge, Ms Mary Louise Newling | Doncaster | LP |
| Knight, Ms Sharon Patricia | Ballarat West | ALP | Wreford, Ms Lorraine Joan | Mordialloc | LP |
| Kotsiras, Mr Nicholas | Bulleen | LP | Wynne, Mr Richard William | Richmond | ALP |

¹ Resigned 21 December 2010

² Elected 24 March 2012

³ Resigned 18 February 2013

⁴ Resigned 27 January 2012

⁵ Elected 21 July 2012

⁶ Elected 19 February 2011

⁷ Elected 27 April 2013

⁸ Resigned 7 May 2012

⁹ LP until 6 March 2013

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QUESTIONS ON NOTICE

*Answers to the following questions on notice were circulated on the date shown.
Questions have been incorporated from the notice paper of the Legislative Assembly.
Answers have been incorporated in the form supplied by the departments on behalf of the appropriate ministers.
The portfolio of the minister answering the question on notice starts each heading.*

Tuesday, 1 April 2014

Public transport: buses

3031. Ms HENNESSY to ask the Minister for Public Transport — with reference to bus facilities and services in the city of Wyndham:

- (1) How many residential houses or properties are located within 400 metres of a bus stop.
- (2) How many residential houses or properties are not located within 400 metres of a bus stop.
- (3) What is the furthest distance a residential house or property is located from a bus stop.
- (4) How many bus stops are there.
- (5) When was the last review of bus services conducted.
- (6) When is the next review of bus services scheduled.

ANSWER:

I am informed that:

(1)–(2)

According to data available in the 2011 census, approximately 46 400 dwellings within the urbanised area of Wyndham were within 400 metres of a bus stop, and approximately 12 800 dwellings within the urbanised area of Wyndham were more than 400 metres from of a bus stop.

- (3) PTV estimates the furthest distance between a dwelling in an urban area of Wyndham and a bus stop is approximately 1.6 kilometres (excluding the Little River township which is served by V/Line train services).
- (4) As of January 2014, there were 650 regular bus stops within the city of Wyndham
- (5) A Hobsons Bay Wyndham Metropolitan Bus Service review was conducted over 2007 and 2008.
- (6) PTV now has an ongoing process of reviewing and planning future bus networks, rather than occasional reviews.

PTV's activities in 2012, 2013 and 2014 (to date) have included reviewing the Wyndham bus network. Changes to bus services in the Point Cook area of Wyndham were implemented in April 2013.

Environment and climate change: Golden Square recreation reserve and swimming pool

3876. Ms EDWARDS to ask the Minister for Environment and Climate Change — with reference to the Golden Square Recreation Reserve and Swimming Pool and the Order in Council in *Government Gazette* No. 94, p 3618, published 14 November 1979:

- (1) Can Bendigo city council alter the purpose for which the land had been reserved.
- (2) Is there an agreement between the government and the City of Greater Bendigo to operate the Reserve in the interests of the people; if so:
 - (a) does the agreement include a swimming pool;
 - (b) does there have to be an agreement between the two parties to remove the pool.
- (3) Who is responsible for ensuring the Reserve remains for the purpose for which it had been reserved.

- (4) Has the minister agreed with the Bendigo city council and the Department of Sustainability and Environment for the removal of the public pool; if not, will the demolition of the existing swimming amenities constitute a breach of the original agreement and the regulations to have a swimming pool at the Reserve.
- (5) Who is to benefit from the vacant land when the pool is gone.
- (6) Is the minister aware that the government can allow a properly formulated user group to take over the management of the public asset as has occurred with the Chewton and White Hills pool committees.

ANSWER:

I am informed that:

- (1) The land at the Golden Square Pool is part of the Golden Square Recreation Reserve. The site was vested in council for the purpose of Public Recreation in 1979. Any proposals to alter the status of the land require the approval of the Governor in Council. Council as part of its original proposal to decommission the pool did not propose any changes to the status of the reserve.
- (2) Council as trustee is appointed to manage the reserve for public recreation. The appointment does not specify the types of facilities to be operated and maintained by council or processes to decommission recreation facilities on the land.
- (3) As the minister administering the Crown Land (Reserves) Act 1978, I am responsible for this matter.
- (4) There are no obligations on council to operate a swimming pool on the reserve. DEPI officers have advised council that the terms of the vesting require the site to be managed by council for public recreation. These terms do not require part of the area to be used as a pool.
- (5) I am advised that council has worked closely with the local community and have entered into a licence agreement with them to operate the pool on an interim basis. In the event that the pool is decommissioned, the vacant land remains part of the public recreation reserve for the benefit of the local community.
- (6) It is important to recognise that there is a significant difference between the Golden Square and Chewton and White Hills reserves. As stated previously, Golden Square is vested in council as a trustee whereas Chewton and White Hills are managed by committees appointed under the provisions of the Crown Land (Reserves) Act 1978. For vested land, the trustee is solely responsible for public liability insurance whereas committees appointed under the Crown Land (Reserves) Act 1978 are typically protected by DSE's insurance policy. In the case of the White Hills reserve, the City of Greater Bendigo is the appointed committee of management who I understand has delegated its day to day management responsibilities to a community group under the provisions of the Local Government Act.

QUESTIONS ON NOTICE

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Thursday, 3 April 2014

Mental health: inpatient beds

4850. Mr NOONAN to ask the Minister for Mental Health — with reference to the client profile of adult acute mental health inpatient beds, what was the:

- (1) Total number of patients in:
 - (a) 2010–11;
 - (b) 2011–12;
 - (c) 2012–13.
- (2) Percentage of male patients in:
 - (a) 2010–11;
 - (b) 2011–12;
 - (c) 2012–13.
- (3) Percentage of patients aged under 25 years in:
 - (a) 2010–11;
 - (b) 2011–12;
 - (c) 2012–13.
- (4) Percentage of patients aged 24 to 34 years in:
 - (a) 2010–11;
 - (b) 2011–12;
 - (c) 2012–13.
- (5) Percentage of patients aged 35 to 44 years in:
 - (a) 2010–11;
 - (b) 2011–12;
 - (c) 2012–13.
- (6) Percentage of patients aged 45 to 54 years in:
 - (a) 2010–11;
 - (b) 2011–12;
 - (c) 2012–13.
- (7) Percentage of patients aged greater than 54 years in:
 - (a) 2010–11;
 - (b) 2011–12;
 - (c) 2012–13.

ANSWER:

I am informed that:

- (1) Total number of patients in:
 - (a) 2010–11; 10 655.
 - (b) 2011–12; 10 941.
 - (c) 2012–13. 11 313.
- (2) Percentage of male patients in:
 - (a) 2010–11; 54 per cent.
 - (b) 2011–12; 55 per cent.
 - (c) 2012–13. 55 per cent.
- (3) Percentage of patients aged under 25 years in:
 - (a) 2010–11; 17 per cent.
 - (b) 2011–12; 17 per cent.
 - (c) 2012–13. 18 per cent.
- (4) Percentage of patients aged 24 to 34 years in:
 - (a) 2010–11; 28 per cent.
 - (b) 2011–12; 28 per cent.
 - (c) 2012–13. 28 per cent.
- (5) Percentage of patients aged 35 to 44 years in:
 - (a) 2010–11; 28 per cent.
 - (b) 2011–12; 28 per cent.
 - (c) 2012–13. 27 per cent.
- (6) Percentage of patients aged 45 to 54 years in:
 - (a) 2010–11; 18 per cent.
 - (b) 2011–12; 19 per cent.
 - (c) 2012–13. 19 per cent.
- (7) Percentage of patients aged greater than 54 years in:
 - (a) 2010–11; 11 per cent.
 - (b) 2011–12; 11 per cent.
 - (c) 2012–13. 11 per cent.

Liquor and gaming regulation: liquor licences

4998. Mr DONNELLAN to ask the Treasurer for the Minister for Liquor and Gaming Regulation — with reference to liquor licences for party buses:

- (1) How many have been issued since 1 January 2011.
- (2) How many are current at 4 February 2014.

ANSWER:

I am advised that:

The relevant authorisation under the Liquor Control Reform Act 1998 is a BYO Permit for the purpose of a bus:

- (1) Nine; one of these permits has since been surrendered.
- (2) Thirteen.