

VICTORIA



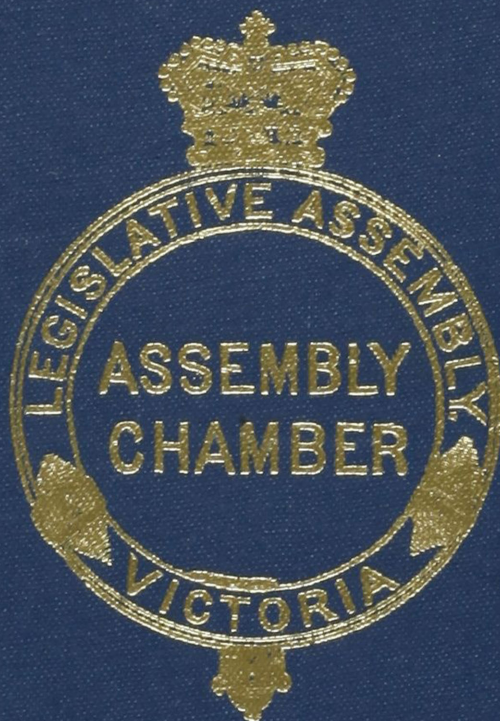
VOTES  
AND  
PROCEEDINGS  
OF THE  
LEGISLATIVE  
ASSEMBLY

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SESSION  
1960-62

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VOL 2



VICTORIA

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY

SESSION 1988-92

WITH COPIES OF PAPERS  
ORDERED TO BE PRINTED  
BY THE ASSEMBLY

VOLUME 2

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### VOLUME 2

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## LEGISLATIVE ASSEMBLY OF VICTORIA

<b>VOTES AND PROCEEDINGS</b>
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<b>Nos. 1, 2, 3 and 4</b>
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**No. 1—Tuesday, 25 October 1988**

The Parliament of Victoria begun and held at the City of Melbourne on Tuesday the twenty-fifth day of October, in the thirty-seventh year of the Reign of Her Majesty Queen Elizabeth the Second; and in the year of Our Lord One thousand nine hundred and eighty-eight.

- 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), Raymond Keith Boyes, Esquire, Clerk of the Legislative Assembly, John Gregory Little, Esquire, Deputy-Clerk and Philip John Mithen, Esquire, Assistant-Clerk, 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 FIFTY-  
FIRST PARLIAMENT OF VICTORIA

PROCLAMATION

I, J. Davis McCaughey, Governor of Victoria, acting under section 20 of the *Constitution Act 1975*, fix Tuesday 25 October 1988 as the time for the commencement and holding of the First Session of the Fifty-first Parliament of Victoria for the despatch of business, at eleven forty-five in the morning, at the Parliament Houses, Melbourne. The Honourable the Members of the Legislative Council and the Members of the Legislative Assembly are required to attend at that time and place.

Given under my hand and the seal of Victoria on 13 October 1988

(L.S.)

J. DAVIS MCCAUGHEY

Governor

By His Excellency's Command

JOHN CAIN

Premier

- 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 Honourable Sir John McIntosh Young said—

HONOURABLE 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 us his Commissioners 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:

BY HIS EXCELLENCY DR. J. DAVIS McCAUGHEY, A.C.,  
GOVERNOR OF VICTORIA

TO THE HONOURABLE SIR JOHN McINTOSH YOUNG, K.C.M.G.,  
CHIEF JUSTICE OF VICTORIA AND THE HONOURABLE MR. JUSTICE  
WILLIAM CHARLES CROCKETT, A.O.

Greeting:

Acting under all available powers and with the consent of the Premier, I appoint you my Deputies on my behalf to begin the first session of the Fifty-first Parliament at 11.45 in the morning on Tuesday the twenty-fifth day of October 1988 and to do all things that it is necessary or usual for me to do on the beginning of a new Parliament.

Given under my hand and the seal of Victoria on 21 October 1988

(L.S.)

J. DAVIS McCAUGHEY  
Governor

By His Excellency's Command

R. C. FORDHAM  
Acting Premier

Entered on record by me in the Register of Patents, Book No. 39, Page 36, this twenty-first day of October 1988.

G. E. BROUWER  
Secretary  
Department of the Premier and Cabinet

And then the Commissioner said—

HONOURABLE 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 as it is necessary before you proceed to the despatch of business that a President of the Legislative Council and a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your respective Chambers, will proceed to the choice of proper persons to be such President and Speaker.

And the members of the Assembly being returned—

- 3 COMMISSION TO ADMINISTER OATH TO MEMBERS—The Honourable Mr. Justice Crockett, A.O., 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 DR. J. DAVIS McCAUGHEY, A.C.,  
GOVERNOR OF VICTORIA

TO THE HONOURABLE MR. JUSTICE WILLIAM CHARLES CROCKETT,  
A.O.

Greeting:

Acting under section 23 of the *Constitution Act 1975* I authorise you, in the Parliament Houses Melbourne on Tuesday the twenty-fifth day of October 1988, to administer the prescribed Oath or Affirmation of allegiance to Members of the Legislative Assembly.

Given under my hand and the seal of Victoria on 21 October 1988

(L.S.)

J. DAVIS McCAUGHEY

Governor

By His Excellency's Command

R. C. FORDHAM

Acting Premier

Entered on record by me in the Register of Patents, Book No. 39, Page 38, this twenty-first day of October 1988.

G. E. BROUWER

Secretary

Department of the Premier and Cabinet

- 4 **WRIT**—The Clerk announced that he had received from the Clerk of the Executive Council a Writ issued under the hand of this Excellency the Governor for the election of Members to serve in the Legislative Assembly of Victoria, and that by the returns indorsed on the Writ it appeared that the following Members were duly elected for the districts set opposite their respective names, viz:

Albert Park	Ronald William Walsh
Ballarat North	Stephen Phillip Elder
Ballarat South	Francis Patrick Sheehan
Balwyn	Robert William Clark
Bellarine	Graham Keith Ernst
Benalla	Patrick John McNamara
Benambra	Louis Stuart Lieberman
Bendigo East	Michael John
Bendigo West	Andrew David Kennedy
Bennettswood	Roger Pescott
Bentleigh	Ann Barker
Berwick	Robert Roy Cameron Maclellan
Box Hill	Margaret Elizabeth Ray
Brighton	Alan Robert Stockdale
Broadmeadows	James Harley Kennan
Brunswick	Thomas William Roper
Bulleen	David John Perrin
Bundoora	John Cain
Burwood	Jeffrey Gibb Kennett
Carrum	Malcolm Sandon
Caulfield	Edgar Miles Ponsonby Tanner
Clayton	Gerard Marshall Vaughan
Coburg	Peter Murray Gavin
Dandenong	Terence Richard Norris
Dandenong North	Janet Tindale Calder Wilson
Derrimut	David James Cunningham
Doncaster	Victor John Perton
Doveton	Robert Allen Jolly
Dromana	Ronald James Herbert Wells
Essendon	Barry John Rowe
Evelyn	Sidney James Plowman

Footscray	Robert Clive Fordham
Forest Hill	John Ingles Richardson
Frankston North	Jane Margaret Hill
Frankston South	George Graeme Weideman
Geelong	Hayden Kevin Shell
Geelong North	Neil Benjamin Trezise
Gippsland East	Bruce James Evans
Gippsland South	Thomas William Wallace
Gippsland West	Alan John Brown
Gisborne	Thomas Carter Reynolds
Glen Waverley	Ernest Ross Smith
Greensborough	Pauline Therese Toner
Hawthorn	Phillip Archibald Gude
Ivanhoe	Vincent Patrick Heffernan
Keilor	George Seitz
Kew	Jan Louise Wade
Knox	Steven Marshall Crabb
Lowan	William Desmond McGrath
Malvern	Geoffrey Graeme Leigh
Melbourne	Neil Donald Cole
Mentone	Peter Cornelius Spyker
Mildura	Craig Stephen Bildstien
Mitcham	John Dyson Harrowfield
Monbulk	Neil Albert Pope
Mornington	Robert Fitzgerald Cooper
Morwell	Keith Hamilton
Murray Valley	Kenneth Stephen Jasper
Narracan	John Edward Delzoppo
Niddrie	Robert Charles Grant Sercombe
Northcote	Anthony Sheehan
Oakleigh	Charles Race Thorson Mathews
Pascoe Vale	Kelvin John Thomson
Polwarth	Ian Winton Smith
Portland	Denis Vincent Napthine
Prahran	Donald Keith Hayward
Preston	Michael Andrew Leighton
Reservoir	James Lionel Simmonds
Richmond	Demetri Dollis
Ringwood	Kay Patricia Setches
Ripon	Thomas Leslie Austin
Rodney	Edward James Hann
St. Albans	Alex Andrianopoulos
St. Kilda	Andrew McCutcheon
Sandringham	David John Lea
Shepparton	Peter Ross-Edwards
South Barwon	Harley Rivers Dickinson
Springvale	Edward Joseph Micallef
Sunshine	Ian Malcolm John Baker
Swan Hill	Barry Edward Hector Steggall
Syndal	Charles Geoffrey Coleman
Thomastown	Elizabeth Susan Gleeson
Wantirna	Caroline Dorothy Hirsh
Warrandyte	Phillip Neville Honeywood
Warrnambool	John Francis McGrath
Werribee	Kenneth Alastair Coghill
Whittlesea	Maxwell John McDonald
Williamstown	Joan Kirner

- 5 **MEMBERS SWORN**—The Members whose names are aforementioned took and subscribed the Oath or Affirmation as required by law.

The Commissioner then retired from the House.

- 6 **ELECTION OF SPEAKER**—Mr Cain, addressing himself to the Clerk, proposed to the House for their Speaker, Dr Kenneth Alastair Coghill, and moved, That Dr Kenneth Alastair Coghill do take the Chair of this House as Speaker, which motion was seconded by Mr Fordham.

Dr Coghill accepted nomination.

Then Mr Kennett, addressing himself in like manner to the Clerk, proposed to the House for their Speaker, John Edward Delzoppo, and moved, That John Edward Delzoppo do take the chair of this House as Speaker, which motion was seconded by Mr Brown.

Mr Delzoppo accepted nomination.

Mr Roper was proposed by Mr Cain as a scrutineer.

Mr Tanner was proposed by Mr Kennett as a scrutineer.

*Ballot*—A ballot was then taken and the scrutineers reported that Dr Kenneth Alastair Coghill had received more than an absolute majority of the votes.

The Clerk thereupon declared that Dr Kenneth Alastair Coghill had been duly elected as Speaker.

Dr Coghill was then taken out of his place by Mr Cain and Mr Fordham and conducted to the Chair, where, standing upon the upper step, he returned his acknowledgment to the House for the great honour it had been pleased to confer upon him by choosing him to be its 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 Cain, Mr Kennett, Mr McNamara and Mr Plowman congratulated Mr Speaker.

- 7 **PRESENTATION OF THE SPEAKER**—Mr Cain 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 five minutes past one o'clock and resumed it at thirty-two minutes 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 pleasure in congratulating you on your election to the high and important office of Speaker of the Legislative Assembly.

The able manner in which you have discharged the duties you have undertaken during your parliamentary career is recognised by Members of the Legislative Assembly who in their wisdom have selected you as their Speaker.

I have confidence that you will fulfil the duties of that distinguished office and hold fast to its traditions and customs.

J. DAVIS McCaughey  
Governor of Victoria



- 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 had received from His Excellency the Governor the following Commission:

BY HIS EXCELLENCY J. DAVIS McCAUGHEY, A.C.,  
GOVERNOR OF VICTORIA—

TO THE HONOURABLE DR. KENNETH ALISTAIR COGHILL, SPEAKER  
OF THE LEGISLATIVE ASSEMBLY OF VICTORIA.

Greeting:

Acting under section 23 of the *Constitution Act* 1975 I authorise you from time to time, in the Parliament Houses Melbourne, to administer the prescribed Oath or Affirmation of allegiance to any Member of the Legislative Assembly who has not already taken and subscribed the same since his or her election to the Legislative Assembly.

Given under my hand and the Seal of Victoria on 21 October 1988

(L.S.)

J. DAVIS McCAUGHEY

Governor

By His Excellency's Command

R. C. FORDHAM

Acting Premier

Entered on record by me, in the Register of Patents Book No. 39 Page 40 this twenty-first day of October 1988.

G. E. BROUWER,  
Secretary

Department of the Premier and Cabinet

- 12 **OMBUDSMAN**—Mr Speaker announced that, on 16 September 1988, the Speaker administered to Keith Ronald Clarke, Esquire, Acting Deputy Ombudsman (Police Complaints), the oath required by section 10 of the *Ombudsman Act* 1973.
- 13 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 14 **WORKCARE COMMITTEE REPORT**—Motion made, by leave, and question—That there be presented to this House Volumes 1 and 2 of the Final Report of the WorkCare Committee, together with Minutes of Evidence. (*Mr Fordham*)—put and agreed to.
- 15 **PAPER**—The Clerk of the House presented:  
WorkCare Committee—Volumes 1 and 2 of the Final Report, together with Minutes of Evidence—Return to the foregoing Order.  
Ordered to lie on the Table and the Report to be printed.
- 16 **SOCIAL DEVELOPMENT COMMITTEE REPORT**—Motion made, by leave, and question—That there be presented to this House the Second and Final Report of the Social Development Committee's inquiry into the Management of Drink-Drivers apprehended with High Blood Alcohol Levels, together with Appendices. (*Mr Fordham*)—put and agreed to.

## 17 PAPER—The Clerk of the House presented:

Social Development Committee—Second and Final Report on the Inquiry into the Management of Drink-Drivers apprehended with High Blood Alcohol Levels, together with Appendices—Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

## 18 PAPERS—Mr Speaker presented:

BLF (De-recognition) Act 1985—Fourth Report of the Custodian.

Ordered to lie on the Table and to be printed.

Finance—1987-88—A Statement of Receipts and Payments of the Consolidated Fund and the Trust Fund for the year ended 30 June 1988, 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 on the Table by the Clerk:

Coal Corporation of Victoria—Report for the year 1987-88.

Fairfield Hospital—Report for the year 1987-88.

Hospitals Superannuation Fund—

Report on actuarial investigation of Lump Sum Scheme as at 30 June 1987.

Report on actuarial investigation of Pension Scheme as at 30 June 1987.

Medical Board of Victoria—Report for the year 1986-87.

Members of Parliament (Register of Interests) Act 1978—Summary of Returns, June 1988 and Summary of Variation Notified to 31 August 1988—Ordered to be printed.

Occupational Health and Safety Commission—Report for the year 1987-88.

Planning and Environment Act 1987—Notice of Approval of amendments to the following planning schemes:

Ararat (City) Planning Scheme—Amendment No. L3.

Bacchus Marsh Planning Scheme—Amendment Nos L1 Part 1, L4 Part 1, L5, L8.

Bairnsdale (Shire) Planning Scheme—Amendment No. L1.

Ballaarat (City) Planning Scheme—Amendment Nos L1, L3, L4, L5, L21.

Ballarat (Shire) Planning Scheme—Amendment Nos L21, L22.

Bass Planning Scheme—Amendment No. L7.

Belfast Planning Scheme—Amendment No. L1.

Benalla (City) Planning Scheme—Amendment Nos L1, L6.

Bungaree Planning Scheme—Amendment Nos L21, L22.

Buninyong Planning Scheme—Amendment Nos L3, L5, L8, L21, L22.

Camperdown Planning Scheme—Amendment No. L1.

Cobram Planning Scheme—Amendment No. L1.

Cranbourne Planning Scheme—Amendment No. L1.

Croydon Planning Scheme—Amendment No. L3.

Deakin Planning Scheme—Amendment No. L2.

Flinders Planning Scheme—Amendment Nos L7, L18, L28.

Geelong Regional Planning Scheme—Amendment No. R20.

Grenville Planning Scheme—Amendment Nos L21, L22.

- Hastings Planning Scheme—Amendment No. L2.  
Healesville Planning Scheme—Amendment Nos L2, L3.  
Horsham Planning Scheme—Amendment Nos L1, L3, L5, L6.  
Kilmore Planning Scheme—Amendment Nos L8, L10.  
Korumburra Planning Scheme—Amendment No. L11.  
Lillydale Planning Scheme—Amendment Nos L3, L7, L11, L15, L16, L22, L37, L41.  
Lowan Planning Scheme—Amendment No. L1.  
Maffra Planning Scheme—Amendment Nos L2, L3.  
Mansfield Planning Scheme—Amendment No. L2.  
Melbourne Planning Scheme—Amendment Nos L6, L12, L14.  
Metropolitan Region Planning Schemes—Amendment Nos R15, R17, RL1 Part 2, RL42, RL43, RL52.  
Moe Planning Scheme—Amendment Nos L4, L7.  
Mornington Planning Scheme—Amendment Nos L1 Part 1, L2.  
Morwell Planning Scheme—Amendment No. L3.  
Myrtleford Planning Scheme—Amendment No. L1.  
Newham and Woodend Planning Scheme—Amendment No. L6A.  
Northcote Planning Scheme—Amendment Nos L1, L2.  
Orbost Planning Scheme—Amendment Nos L1, L2, L3, L4.  
Pakenham Planning Scheme—Amendment Nos L3, L6, L7.  
Phillip Island Planning Scheme—Amendment Nos L2, L5.  
Portland (City) Planning Scheme—Amendment No. L4.  
Portland (Shire) Planning Scheme—Amendment No. L4.  
Port Melbourne Planning Scheme—Amendment No. L1.  
Richmond Planning Scheme—Amendment No. L1.  
Romsey Planning Scheme—Amendment Nos L1, L2, L4, L5.  
Sebastopol Planning Scheme—Amendment No. L1.  
Shepparton (City) Planning Scheme—Amendment Nos L6, L10.  
Sherbrooke Planning Scheme—Amendment Nos L5, L6, L7, L10.  
South Gippsland Planning Scheme—Amendment No. L4.  
Stawell (Town) Planning Scheme—Amendment No. L5.  
Sunshine Planning Scheme—Amendment No. L1 Part 1.  
Tambo Planning Scheme—Amendment No. L2.  
Traralgon Planning Scheme—Amendment No. L5.  
Traralgon (City) Planning Scheme—Amendment No. L14.  
Traralgon (Shire) Planning Scheme—Amendment Nos L6, L21.  
Upper Yarra Planning Scheme—Amendment No. L2.  
Upper Yarra Region Planning Scheme—Amendment No. R2.  
Upper Yarra Valley and Dandenong Ranges Region Planning Schemes—Amendment No. R1.  
Wangaratta (City) Planning Scheme—Amendment No. L6.  
Wodonga Planning Scheme—Amendment Nos L1, L3.  
Woorayl Planning Scheme—Amendment No. L3.

## Police Regulation Act 1958—

Determination Nos 495 to 502 of the Police Service Board.

Determination Nos 11 and 12 of the Police Service Board for Police Recruits.

Determination Nos 11 and 12 of the Police Service Board for Retired Police.

Determination Nos 4 to 8 of the Police Service Board for Protective Services Officers.

## Prevention of Cruelty to Animals Act 1986—

Code of Practice for the Welfare of Film Animals.

Code of Practice for Debarking Dogs.

## Stamps Act 1958—Report of Exemptions approved and refunds made under Section 137R for the year 1987–88.

## Statutory Rules under the following Acts:

Abattoir and Meat Inspection Act 1973—No. 363, together with a copy of the Australian Code of Practice for Construction and Equipment of Abattoirs 1986 as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.

Accident Compensation Act 1985—No. 300.

Alpine Resorts Act 1983—No. 367.

## Animal Preparations Act 1987—

No. 295.

No. 313 together with a copy of the British Pharmacopoeia (Veterinary) 1985 (as amended) as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.

## Annual Reporting Act 1983—

Nos 322, 323.

No. 324 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.

Statement of Accounting Standards of the Australian Society of Accountants and the Institute of Chartered Accountants in Australia.

AAS 1 Profit and Loss Statements;

AAS 2 Valuation and Presentation of Inventories in the Context of the Historical Cost System;

AAS 3 Accounting for Company Income Tax (Tax-effect Accounting);

AAS 4 Depreciation of Non-Current Assets;

AAS 5 Materiality in Financial Statements;

AAS 6 Accounting Policies: Determination, Application and Disclosure;

AAS 7 Accounting for the Extractive Industries;

AAS 8 Events Occurring after Balance Date;

AAS 9 Expenditure Carried Forward to Subsequent Accounting Periods;

AAS 10 Accounting for the Revaluation of Non-Current Assets;

AAS 11 Accounting for Construction Contracts;

AAS 12 Statement of Sources and Applications of Funds;

AAS 13 Accounting for Research and Development Costs;

AAS 15 Disclosure of Operating Revenue;

AAS 16 Financial Reporting by Segments;

- AAS 17 Accounting for Leases;
- AAS 18 Accounting for Goodwill;
- AAS 19 Accounting for Interests in Joint Ventures;
- AAS 20 Foreign Currency Translation;
- AAS 21 Accounting for the Acquisition of Assets; (including Business Entities); and
- AAS 23 Set-off and Extinguishment of Debt.

No. 325.

No. 330 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Statement of Accounting Standards of the Australian Society of Accountants and the Institute of Chartered Accountants in Australia.

- AAS 1 Profit and Loss Statements;
- AAS 2 Valuation and Presentation of Inventories in the Context of the Historical Cost System;
- AAS 3 Accounting for Company Income Tax (Tax-effect Accounting);
- AAS 4 Depreciation of Non-Current Assets;
- AAS 5 Materiality in Financial Statements;
- AAS 6 Accounting Policies: Determination, Application and Disclosure;
- AAS 7 Accounting for Extractive Industries;
- AAS 8 Events Occurring after Balance Date;
- AAS 9 Expenditure Carried Forward to Subsequent Accounting Periods;
- AAS 10 Accounting for the Revaluation of Non-Current Assets;
- AAS 11 Accounting for Construction Contracts;
- AAS 12 Statement of Sources and Applications of Funds;
- AAS 13 Accounting for Research and Development Costs;
- AAS 15 Disclosure of Operating Revenue;
- AAS 16 Financial Reporting by Segments;
- AAS 17 Accounting for Leases;
- AAS 18 Accounting for Goodwill;
- AAS 19 Accounting for Interests in Joint Ventures;
- AAS 20 Foreign Currency Translation;
- AAS 21 Accounting for the Acquisition of Assets; (including Business Entities);
- AAS 23 Set-off and Extinguishment of Debt.

Audit Act 1958—No. 331.

Boilers and Pressure Vessels Act 1970—Nos 368, 369.

Chiropodists Act 1968—No. 348.

Chiropractors and Osteopaths Act 1978—No. 358.

Construction Industry Long Service Leave Act 1983—No. 370.

Criminal Injuries Compensation Act 1983—No. 294.

Dental Technicians Act 1972—Nos 352, 353.

Dentists Act 1972—No. 350.

Drugs, Poisons and Controlled Substances Act 1981—Nos 296, 342.

- Farm Produce Merchants and Commission Agents Act 1965—No. 314.
- Financial Institutions Duty Act 1982—No. 305.
- Firearms Act 1958—Nos 320, 338, 360, 392.
- Fisheries Act 1968—Nos 301, 307.
- Food Act 1984—No. 345 together with a copy of Amendment No. 1 to the National Health and Medical Research Council Food Standards Code, July 1988 as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.
- Forests Act 1958—Nos 335, 364, 390.
- Groundwater Act 1969—No. 326.
- Health Act 1958—Nos 303, 316 to 319, 351, 354, 359, 371.
- Historic Buildings Act 1981—No. 376.
- Hospitals and Charities Act 1958—
- No. 304 together with a copy of the Commonwealth Health Insurance (Variation of Fees and Medical Services) (No. 47) Regulations as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.
  - No. 315.
  - No. 346 together with a copy of the Commonwealth Health Insurance (Variation of Fees and Medical Services) (No. 49) Regulations as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.
  - No. 391.
- Industrial Relations Act 1979—No. 372.
- Land Tax Act 1958—No. 387.
- Lifts and Cranes Act 1967—Nos 374, 375.
- Magistrates' Courts Act 1971—No. 312.
- Medical Practitioners Act 1970—No. 356.
- Melbourne and Metropolitan Board of Works Act 1958—No. 332.
- Mental Health Act 1986—No. 366.
- Metropolitan Fire Brigades Superannuation Act 1976—No. 361.
- Mines Act 1958—No. 329.
- Nurses Act 1958—Nos 343, 344.
- Occupational Health and Safety Act 1985—No. 298.
- Optometrists Registration Act 1958—Nos 297, 355.
- Pharmacists Act 1974—No. 347.
- Physiotherapists Act 1978—No. 349.
- Planning and Environment Act 1987—No. 308.
- Port of Melbourne Authority Act 1958—No. 321 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:
- International Code of Signals 1985 and Supplement.
  - International Regulations for Preventing Collisions at Sea 1972, 1983 Edition.
  - Commonwealth Navigation (Collision) Regulations 1982.
  - Commonwealth Marine Orders, Part 30 (Prevention of Collisions) made pursuant to the Commonwealth Navigation Orders 1980 (as amended).

- Commonwealth Navigation (Orders) Regulations 1980 (as amended).  
 Commonwealth Navigation Act 1912.  
 Commonwealth Navigation (Manning) Regulations 1984 (as amended).  
 Commonwealth Marine Order No. 4 of 1987 Part 23—Equipment—  
 Miscellaneous and Safety Measures.  
 Commonwealth Environment Protection (Nuclear Codes) Act 1978.  
 Commonwealth Atomic Energy Act 1953 (as amended).  
 Commonwealth Environment Protection (Nuclear Codes) Regulations  
 1981.  
 Commonwealth Navigation (Tonnage Measurement) Regulations 1976  
 (as amended).  
 Commonwealth Navigation (Orders) Regulations, Order No. 3 of 1985.  
 Post-Secondary Education Act 1978—Nos 340, 341.  
 Professional Boxing Control Act 1985—No. 386.  
 Public Service Act 1974—No. 377; PSD Nos 35, 36, 38 to 42, 46 to 52.  
 Racing Act 1958—Nos 379 to 385.  
 Reference Areas Act 1978—No. 365.  
 Road Safety Act 1986—No. 299.  
 Scaffolding Act 1971—No. 373.  
 Soil Conservation and Land Utilization Act 1958—No. 302.  
 Sport and Recreation Act 1972—No. 378.  
 Stamps Act 1958—No. 306.  
 State Electricity Commission Act 1958—  
 No. 310 together with copies of the following documents as required by  
 section 32 of the *Interpretation of Legislation Act* 1984 to accompany  
 the Statutory Rule:  
 Australian Standards  
 1861.1–1988 Air-Conditioning Units—Methods of Assessing and  
 Rating Performance—Part 1 Refrigerated Room Air-Conditioners.  
 1024–1971 Direct Recording Electrical Measuring Instruments and  
 their Accessories.  
 1042–1973 Direct-Acting Indicating Electrical Measuring Instruments  
 and their Accessories.  
 1284.1–1985 Electricity Metres Part 1—General Purpose Watthour  
 Meters.  
 1677–1986 Refrigerating Systems (as amended).  
 3179–1986 Approval and Test Specification—Small Self-Contained  
 Refrigerated Air-Conditioners (as amended).  
 No. 311 together with copies of the following documents as required by  
 section 32 of the *Interpretation of Legislation Act* 1984 to accompany  
 the Statutory Rule:  
 Australian Standards  
 2007–1988 Performance of Household Electrical Appliances—  
 Dishwashers.  
 2323–1979 The Provision of Point-of-Sale Information for Household  
 Goods (buy guide).

3184-1986 Approval and Test Specification—Electric Dishwashing Machines.

International Standard

IEC 436 Methods for Measuring the Performance of Electric Dishwashers (as amended).

No. 337 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Australian Standards

2575.2-1986 Energy Consumption Labelling of Household Appliances Part 2—Refrigerators, Refrigerator/Freezers and Freezers—Labelling and Determination of Energy Consumption.

1430-1986 Household Refrigerators and Freezers.

1042-1973 Direct-Acting indicating Electrical Measuring Instruments and their Accessories.

1284.1-1985 Electricity Meters Part 1—General Purpose Watthour Meters.

3303-1984 Approval and Test Specification for Particular Requirements for Refrigerators and Food Freezers.

State Superannuation Act 1988—No. 388.

Stock Diseases Act 1968—No. 362.

Supreme Court Act 1986—

No. 333.

No. 334 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Jurisdiction of Courts (Cross-vesting) Act 1987 of the Commonwealth (24/87).

Jurisdiction of Courts (Cross-vesting) Act 1987 of New South Wales (125/87).

Jurisdiction of Courts (Cross-vesting) Act 1987 of Queensland (88/87).

Jurisdiction of Courts (Cross-vesting) Act 1987 of Western Australia (68/87).

Jurisdiction of Courts (Cross-vesting) Act 1987 of Tasmania (78/87).

Jurisdiction of Courts (Cross-vesting) Act 1987 of the Northern Territory (41/87).

Jurisdiction of Courts (Cross-vesting) Act 1987 of South Australia (67/87).

Listing Masters Notes for the Guidance of Appellants in the Preparation of Appeal Books.

Teaching Service Act 1981—No. 339.

The Constitution Act Amendment Act 1958—Nos 327, 328.

Transport Superannuation Act 1988—No. 389.

Weights and Measures Act 1958—No. 336.

Zoological Parks and Gardens Act 1967—No. 309.

Victorian Conservation Trust Act 1972—Extension of Time for Presentation of Annual Report of the Victorian Conservation Trust from 30 September to 30 November 1988.

Water Act 1958—Echuca Flood Mitigation Proposal, September 1987.



- 19 **PRIVILEGE BILL—AGRICULTURAL ACTS (FURTHER AMENDMENT) BILL**—Mr Fordham obtained leave, with Mr Roper, to bring in a Bill “to make minor amendments to certain Agricultural Acts and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 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 Honourable Members of the Legislative Council;  
Mr Speaker and Members of the Legislative Assembly:*

It has been six and a half years since Labor was elected by the people of Victoria to govern in the best interests of this State. As it enters its historic third term in office, my Government's commitment to Victoria and the responsibilities of governing this State remains undiminished.

My Government has worked assiduously to implement its program for the development of this State—a program which has combined many policies covering all areas of government. Each of these policies has been directed at the single aim of ensuring a better future for the families, the children and the people of this State.

As it had done in previous elections, Labor put to the people of Victoria an ambitious and detailed program for the development of this State. That program combined many specific policies in all areas of government with a clear vision for the future of Victoria and its people—a vision founded equally in prosperity, security and social justice. As before, the achievement of these goals over the next four years will require a vigorous and imaginative government—a government that combines sound management with a strong sense of compassion, a government that will govern in partnership with all of the people of Victoria. Now, with its mandate renewed by the people, it will continue to be such a Government.

Labor's goal is nothing less than the creation of a truly modern, democratic and fair Victoria—a society dynamic enough to deliver choice and opportunity and reward talent and effort.

### **THE VICTORIAN ECONOMY**

When Labor was first elected to office in 1982 the economy of this State was in decay with 40 per cent of Victoria's manufacturing industry being in stagnant or declining markets and no firm strategy or vision for the social and economic future of the State.

The Government confronted the challenge to turn the economy around and set Victoria on a new course.

By a combination of positive policies and long term planning, extensive reform of public sector economic and financial management and by working in partnership with the community, Victoria has risen from the bottom of the national economy to become the undisputed economic leader of the country.

Victoria continues to have the lowest rate of unemployment. 270 000 new jobs have been created and for 64 consecutive months Victoria has returned the lowest unemployment figures of any State in Australia.

Economic and investment growth in Victoria continues to reach record levels. There is currently \$4 billion worth of building industry investment in this city and another \$1 billion across the State.

This investment activity is a symbol of a new confidence in Victoria, recognition of this State's industrial relations record and an endorsement of this Government's policies for achieving sustained economic growth.

While my Government takes pride in its achievements it recognises that further tasks lie ahead—to take this State beyond the economic recovery and social rebuilding of the last few years to a new stage in Victoria's development.

It sees its task as shaping this State's economy to make its way in the world—to compete with the rest of the world, and to withstand the sometimes harsh vicissitudes of the world economy. This Government is concerned to shape an economy which serves the people, which can deliver the very best services to the people, and which can raise the living standards of all Victorians.

#### *The Government's economic goals*

The Government's aims for the State's economy are bold yet achievable ones. By 1992–3 it is proposed:

- to reach a target of 520 000 new jobs for the decade and to achieve an unemployment rate of less than four per cent;
- to more than double Victoria's achievement of an export growth of 75 per cent over the last five years;
- to increase real investment in Victoria by 130 per cent over the decade; and
- to increase real non-farm output by more than 50 per cent over the decade.

Although household incomes are already ten per cent higher than in the rest of Australia there is a continuing commitment to protect the living standards of those hundreds of thousands of Victorians who have had to carry much of the burden of economic restraint and reconstruction in the last few years.

But the fact remains that this margin is of little comfort to those many Victorians who are finding it hard to make ends meet.

The additional aim has, therefore, been set of increasing this margin to 12 per cent above the rest of Australia. Victorian families will additionally benefit by the Government's commitment to keep down costs which affect the family budget.

#### *The Family Budget Pledge*

The cornerstone of the policy program put by Labor to the people during the recent election was a pledge that, if returned, my Government would provide new levels of protection for Victorian families against increasing costs for services provided by the State.

My Government is fully committed to honouring this pledge by ensuring that the cost of basic household items such as gas, electricity, water and public transport are held below the level of inflation.

This commitment together with increases in the payment of the Education Expense Allowance to \$100 per child in 1989, and the abolition of the annual private motor registration fees by 1 July 1989, means that the typical Victorian family will not pay a dollar more in total for these items for the next four years, than they pay today.

The Family Budget Pledge is possible because of the success of the Government's economic policies. Over the last six years substantial emphasis has been put on improving the productivity of Victoria's major utilities. As a result, the Government is now able to pass on real reductions in the cost of services after a decade of rapidly escalating costs under previous administrations.

### *Prices Peg*

My Government will continue its efforts to promote price restraint to match the wage restraint being shown by Victorian employees. Economic growth will ease the burden on families only if inflation is held in check, and an important contribution by Victoria is to encourage lower prices.

In 1986 Melbourne had the highest increase in grocery prices—but after the passage of the Government's Grocery Prices Act, Melbourne had close to the lowest increase of all the State capitals in 1987. Since that Act expired in March 1988 grocery prices have again accelerated. The Government, therefore, will introduce a new Bill to establish a reserve power on prices to underpin the Prices Peg program. Draft proposals for the Bill were circulated prior to the election and the establishment of a reserve power was an important part of the Government's mandate.

## **THE ECONOMIC STRATEGY**

In 1984, and in two subsequent documents in 1987 and August 1988 my Government set down its economic blueprint for the Victorian economy. Its primary objective was to maximise the rate of economic and employment growth in Victoria through improving the competitiveness of the Victorian trade exposed sector.

This Economic Strategy has been a great success. The first long term economic plan is already substantially implemented, and the Government is continuing to refine this strategy to encourage exports and stimulate further growth based on Victoria's competitive strengths.

### *Assistance to Business*

Over the next four years the Government will continue to emphasise policies which encourage new export oriented industries to develop. To this end, last year the 100 per cent payroll tax rebate for exports was introduced, thus releasing the wages component of new exports from payroll tax. This rebate will be increased to 150 per cent in 1988-89.

Businesses will benefit from a 6.7 per cent indexing of the payroll tax scale and an increase in the tax exemption level to \$320 000. It is the seventh consecutive increase in the tax exemption level under this Government.

In addition the 150 per cent rebate will be extended to real increases in expenditure on research and development.

Additional funds will be provided for industry and energy development, with particular assistance being given to the development of products at the leading edge of technology.

Already hundreds of regulations have been abolished—regulations which for years inhibited the growth of business activity. Further action will be taken to reduce unnecessary regulatory barriers.

*Industrial relations*

Of direct benefit to business, industry and the wider community has been the Government's success in dramatically cutting the number of industrial disputes in Victoria. Policies directed at improving settlement procedures and the Government's commitment to the centralised wage fixing system have delivered wage restraint and an 80 per cent reduction in industrial disputes. To ensure that business maintains its cost competitiveness my Government will continue to pursue its goal of industrial co-operation.

*Melbourne's Olympic Games Bid*

One important way in which Government is seeking to maximise economic and social opportunities in this State is by its support for Melbourne as the host city for the 1996 Olympic Games. The Government is committed to working with the City and people of Melbourne to ensure that this State's capital is the chosen venue for the 1996 Olympics. Very substantial economic, cultural, social and, of course, sporting benefits would flow to Victoria from a successful hosting of these Games. Melbourne is well remembered throughout the Olympic movement for "The Friendly Games" of 1956. My Government believes Melbourne can do even better next time, and it is giving this bid every support.

*Agriculture and rural industries*

The Government recognises the importance of the State's well developed, competitive and highly diversified agricultural sector which contributes around 19 per cent of Victoria's GDP and employs more than 210 000 people.

Over the past six years, the Government has worked with farmers and industry to build upon this base.

Victoria's Economic Strategy for agriculture defines the Government's policy direction for the years to come. The Strategy also spells out key initiatives which will receive additional funding of about \$11 million over the next three years and lays the foundation for exploiting the many opportunities for agriculture to expand its contribution to the wealth of the State.

**SOCIAL JUSTICE**

Complementing the Economic Strategy is my Government's Social Justice Strategy. In August 1987 the Government released this strategy and committed \$45 million for measures to ensure greater social justice. These measures were framed to promote the dignity and security of older Victorians, to address urgent and continuing issues in relation to children and the long term unemployed, to protect and extend basic rights, and to assist people with disabilities and Aborigines.

In 1988-89 another \$60 million is being provided for priority areas identified in the Social Justice Strategy.

*Older Victorians*

The Government is committed to ensuring that older people remain independent and self-sufficient and are able to play an active part in community life.

To this end, metropolitan and country travel concessions will be expanded for all retired people over 60 years of age. The highly successful Home and Community Care Program will be expanded further to enable older people to stay in their homes. Other improvements to services for older people will include expansion of nursing homes and elderly persons' units, respite care programs, and telephone

information services to provide advice on entitlements, rights and services available to older people.

#### *Children and the long-term unemployed*

The Government's commitment to children and the long term unemployed is no less substantial. It aims to reduce the incidence of child poverty and long term unemployment by improving income and employment prospects and reducing the barriers to employment opportunities. This commitment is demonstrated in the funds Government has allocated. Further resources will be provided for further education and training programs, Neighbourhood Houses and Community Learning Centres, the provision of additional Neighbourhood Houses and family support services, and many new child care and kindergarten places.

The rights of children to feel safe and secure is fundamental. Strong, coordinated action is essential to protect Victoria's children against abuse. To overcome recognised weakness in the child protection system, 24 hour emergency services will be established, with \$7.2 million provided to combat the problem, and employ more than 100 additional staff.

#### *Aborigines*

Aborigines in our community are generally disadvantaged and, will be the subject of an increase in resources to improve health, housing, education and training services—all of which will assist in creating greater equity and opportunity. The Government is committed to working with Aboriginal communities to improve employment opportunities through enhanced economic development and economic self-sufficiency.

#### *People with disabilities*

The Government's 1988-89 Budget will provide for a major package of new initiatives to support people with physical, intellectual and psychiatric disabilities. These initiatives reflect the Government's commitment to a major redevelopment of services for people with disabilities to increase their integration into the community and to reduce undue reliance on institutional care.

#### *Women*

For women greater opportunity will come through the Choice and Opportunity Plan which will enable women to get their fair share of new jobs created in Victoria. Government's role is to ensure women have a real choice between staying at home with their children or going back to work. The Plan will give women the training or education they need to get a job, and the childcare support that will allow them to do a course at a learning centre or TAFE College.

#### *Victorians from non-English speaking backgrounds*

Victoria is a multicultural society in which all people, regardless of cultural background, have equal access to community services, and equal opportunity to participate in the life of the community, while maintaining their cultural and linguistic heritage.

In the next four years the Government will extend language services throughout the State, and continue to provide an increased grants program for ethnic community groups. It will ensure that health services are responsive to differing cultural values and expectations, and ensure that migrants have access to English language programs and are not denied jobs because they lack English skills. As well, the Government will systematically address the training and retraining needs of migrant workers.

### *Education*

A key determinant of Victoria's success in the future is the education system itself. The imperative is to create an education system which gives our children the best chance for life and work in the twenty-first century. An educated community has the knowledge and skills to contribute to the long-term economic recovery of Victoria. My Government's education policy is concerned with the future well-being of our children.

Already, the greatly increased investment in education has achieved substantial gains. Retention rates in Victorian secondary schools have risen dramatically. Since 1987, more than half of all students now stay on to year 12. This is a clear indication of the confidence parents have in the standard of education in Government schools. The financial assistance now provided to families with school age children has allowed more children to remain at school.

A central aim of our state education system will be to ensure that all students are competent in literacy, numeracy and computer skills. Schools will be supported to achieve discipline standards which enable all students to learn successfully. Strong emphasis will be placed on career structure and professional development to ensure that the quality of teachers and teaching is first class.

At the tertiary level additional resources will be provided to develop new courses in the TAFE system and an increased number of places in tertiary institutions.

This Government has already delivered the lowest level of youth unemployment in Australia and with its continued emphasis on education, it can be sure that the broadest range of opportunities will be open to young Victorians.

### *Health Services*

Victoria's world class health system will continue to be supported and enhanced by this Government. Hospital services have been upgraded and located close to where people live. Already a new teaching hospital—the Monash Medical Centre—has been established at Clayton. During this term, more than 900 beds will be built in suburban Melbourne. Major existing facilities will be modernised and redeveloped, including St. Vincent's Hospital.

Last year 45 000 more patients were treated in public hospitals than any other year on record. Over the next four years Victorians can look forward to continued excellent service provided by the State's public hospitals.

Incentives will be provided to encourage greater use of private hospitals, which will free public hospitals to treat more public patients. Day surgery centres will be expanded, along with other initiatives to create a more efficient hospital system which is able to meet the growing demand of an ageing population. Victoria's local community health centre network will also be strengthened.

In health promotion, Victoria has become a world leader through the measures already taken to reduce cigarette smoking. The Victorian Health Promotion Foundation will provide further resources to promote health and medical research.

The start made to creating a modern, humane and balanced psychiatric service system will be given further momentum in this Government's next term.

### *Housing*

In public housing the Government will build on its record in providing affordable and good quality housing with commitments to additional rental units, upgrading of existing units, expanding crisis facilities and providing for the housing needs of people with disabilities.

Home ownership opportunities will be expanded through stamp duty concessions to low income first home buyers, mortgage relief for existing home buyers experiencing difficulty with repayments, home opportunity loans and a shared opportunity scheme to help low income earners buy their own home.

### *Transport*

Another important area of responsibility for Government is transport. Victoria's transport services have been vastly improved by my Government. A decaying and outdated system has been progressively replaced by a modern transit system with modern vehicles in both metropolitan and country Victoria. The Government has also developed the Metplan strategy which is its vision for—and will form the basis of—the future expansion and development of the metropolitan public transport system. It will continue to implement the vision of our road system in METRAS.

Over the next four years extensions will be started to rail, tram, light rail and bus networks with a view to benefit people living in the outer areas of Melbourne, particularly residents of the northern and western suburbs of Melbourne will, in particular, benefit. New buses, trams and light rail vehicles will be introduced to improve the quality of services available to the public. Measures will be taken to ensure passenger security, to upgrade station facilities and to improve information available to passengers.

In the roads area, my Government will commence construction of the R5 links between the Hume and Tullamarine and Greensborough Bypass and Plenty Road. Construction of the Bell-Banksia link, Springvale Bypass, the eastern Arterial and Ringwood Bypass will also commence. The initiatives of the Government in the road safety area will also continue through an expanded Accident Blackspot Program.

### *Police and Justice*

The safety and security of the people of Victoria in their homes and on the streets is of paramount importance to my Government and is demonstrated by its commitment to ensure an even more effective and efficient Police Force.

By bringing the Victoria Police into the age of high technology, by increasing police powers where appropriate, and by employing more police my Government is working to reduce crime in the community. By June next year the operational strength of the Police Force will have increased by more than 2200 since April 1982. This is a big step towards the Government's target of one police officer for every 400 Victorians by 1993.

In support of the activities of the Victoria Police, the Government is concerned to attack the causes of crime and implement effective crime prevention strategies. One new approach involves the Good Neighbourhood Program; the Government is making an initial commitment to this program of \$1 million in a full year.

In the justice system there has been a massive boost in resources under this Government, which has concentrated on bringing an antiquated court system into the 20th century. Further measures will be taken to improve the flow of cases through the courts and address the causes of delays.

### *Conservation and the Environment*

My Government is mindful of the need to conserve the State's natural heritage and resources such that economic development can be sustained whilst continuing to improve the environment and quality of life for all Victorians.

The Government will continue to build on the foundation set out in the State Conservation Strategy. Over the next four years it will increase spending on salinity prevention and control and expand the very successful LandCare program. It will build on its excellent record of increasing the area of national and State parks in Victoria whilst giving, for example, the timber industry long term security within environmentally sensitive conditions.

It is intended to give full legislative backing for key areas of this strategy during the next term. To this end, legislation will be introduced for new national parks and wilderness areas, including a new Alpine National park, and to protect national and State parks and wilderness areas from mining. A Code of Forest Practices will be given legislative backing.

The Government will continue its policy of not allowing stand-alone export woodchip facilities in Victoria. It will also undertake major studies of Westernport and Port Phillip Bays, including Corio Bay, to ensure their protection and development.

The Government will also legislate to reduce the use and emission of chlorofluorocarbons which deplete the ozone layer of the earth's atmosphere. Other important initiatives will be directed at further improvements in waste recycling, both industrial and household, through the various waste minimisation programs. These will include the referral of household waste management issues to the Natural Resources Committee of the Parliament and improved recycling targets for containers.

Equally important are Government initiatives for the preservation and restoration of natural areas in and around cities and urban areas. The Open Space and Urban Nature Conservation Program sets policy directions to enhance Melbourne and environs for residents and tourists.

### **LEGISLATIVE PROGRAM**

The Government's initiatives relating to the Economic Strategy, the Social Justice Strategy and the Conservation Strategy will be supported by a legislative program which it is my pleasure to outline.

The first legislative priority will be the reintroduction and passage of the 1988-89 Budget. The major focus of this Budget is on the families of Victoria. It recognises that families have borne the brunt of economic adjustment over the past few years and therefore need assistance.

The Government's successful record of maintaining strict controls on expenditure whilst fostering continued economic growth have made possible the Budget initiatives. These will be achieved without the imposition of any new taxes and without increasing existing tax rates.

Features of the Government's legislative program include:

- The reintroduction of a Bill to reform the Children's Court, address care and custody matters relating to young offenders and provide protection for victims of child abuse;
- The reintroduction of a Bill to reform and streamline the Magistrates' Courts system;
- The introduction of a Bill to reform the criminal justice system relating to penalties and sentencing following the Starke Report;
- The introduction of a Bill to declare further National Parks, create an Alpine Park and declare six further State parks; and



- Referral of legislation establishing a system of voting by proportional representation in elections to the Upper House to the joint Legal and Constitutional Committee of the Parliament.

### Deaths of Ministers and Members

It is with deep regret that I refer to the deaths, since you were last called together, of former Ministers of the Crown, the Honourable M. J. Gladman, the Honourable V. J. Doube, the Honourable D. P. J. Ferguson, the Honourable Sir John Rossiter, the Honourable E. R. Meagher, and of former Members of Parliament, D. B. Jennings esq., and the Honourable K. Bradbury.

*Mr President and Honourable Members of the Legislative Council;  
Mr Speaker and Members of the Legislative Assembly:*

The program which I have just outlined is consistent with the direction my Government has pursued since first coming to office. It builds on the achievements of the last six years.

Victoria has clearly forged ahead of the rest of Australia over this period and over the next four years Victorians can look forward to the benefits of the continued development and prosperity of this State.

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

25 October 1988

J. DAVIS McCAUGHEY  
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—

Your Excellency:

We, the Legislative Assembly of Victoria assembled in Parliament, wish to express our Loyalty to our Sovereign, and to thank Your Excellency for the Speech which you have made to the Parliament (*Mr Cole*)—and, after debate—

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

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

- 22 **ELECTION OF CHAIRMAN OF COMMITTEES**—Mr Cain proposed:

Terence Richard Norris to the House for appointment as Chairman of Committees, and moved, That Terence Richard Norris be appointed Chairman of Committees of this House, which motion was seconded by Mr Fordham.

Mr Norris accepted nomination.

Mr McGrath (*Lowan*) proposed Bruce James Evans to the House for appointment as Chairman of Committees, and moved, That Bruce James Evans be appointed Chairman of Committees of this House, which motion was seconded by Mr McNamara.

Mr Evans accepted nomination.

Mr Roper was proposed by Mr Cain as a scrutineer.

Mr McGrath (*Warrnambool*) was proposed by Mr McGrath (*Lowan*) as a scrutineer.

*Ballot*—A ballot was then taken, and the scrutineers reported that Terence Richard Norris had received more than an absolute majority of the votes.

Mr Speaker thereupon declared that Terence Richard Norris had been duly elected as Chairman of Committees.

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

VICTORIA

*Legislative Assembly*

Pursuant to the provisions of Standing Order No. 12 of the Legislative Assembly I do hereby nominate—John Edward Delzoppo, Graham Keith Ernst, Bruce James Evans, Elizabeth Susan Gleeson, John Dyson Harrowfield, Kenneth Stephen Jasper, Max John McDonald, Sidney James Plowman, Margaret Elizabeth Ray, John Ingles Richardson, Francis Patrick Sheehan, Hayden Kevin Shell, Barry Edward Hector Steggall, Gerard Marshall Vaughan, to act as Temporary Chairmen of Committees whenever requested so to do by the Chairman of Committees.

Given under my hand this Twenty-fifth day of October, One thousand nine hundred and eighty-eight.

KEN. COGHILL  
*Speaker*

- 24 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1988–89, No. 1) Bill and transmitting Estimates of Expenditure for recurrent services and for certain works and purposes for the year 1988–89.

Estimates ordered to lie on the Table.

- 25 **APPROPRIATION (1988–89, No. 1) BILL**—Mr Jolly, pursuant to Standing Order No. 169, obtained leave, with Mr Cain, to bring in a Bill “*to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1988–89 and to appropriate the supplies granted under the ‘Supply (1988–89, No. 1) Act 1988’ 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 Jolly*).

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

Ordered—That the debate be adjourned until tomorrow.

- 26 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1988–89, No. 2) BILL**—Mr Jolly, by leave, obtained leave, with Mr Fordham, to bring in a Bill “*to make further ancillary provisions for certain works and purposes for the financial year 1988–89*”; 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 Jolly*).

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

Ordered—That the debate be adjourned until tomorrow.

- 27 **CONCURRENT DEBATE—APPROPRIATION (1988–89, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1988–89, No. 2) BILL**—Motion made, by leave, and question—That this House authorises and requires Mr Speaker to permit the second reading and subsequent stages of the Appropriation (1988–89, No. 1) Bill

and the Works and Services (Ancillary Provisions, 1988–89, No. 2) Bill to be moved and debated concurrently (*Mr Fordham*)—put and agreed to.

28 **SESSIONAL ORDERS**—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 2.00 p.m. on Tuesdays and Wednesdays and 10.30 a.m. on Thursdays.
2. (a) During the present session, Government Business shall take precedence of all other business (including motions pursuant to Standing Order No. 26 which is hereby to the necessary extent suspended, but not including a motion of Want of Confidence in the Government) each Tuesday, Wednesday and Friday and at 2.00 p.m. each Thursday, other than on every third Thursday pursuant to Standing Order No. 59.
- (b) On the Thursdays on which Standing Order No. 59 applies, business shall be called on in the following order:
  1. Grievances.
  2. Government Business.
  3. General Business.
3. Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No. 25—
  - (1) At 11.00 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 11.00 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.
  - (2) 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; or
    - (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 the next meeting.
  - (3) 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 Fordham*)—put and agreed to.

29 **BROADCASTING OF PROCEEDINGS**—Motion made, by leave, and question—That this House authorises the broadcasting and re-broadcasting on radio and television stations of recorded sound excerpts of proceedings in the Legislative Assembly commencing at the time fixed for the meeting of the House until the motion is

moved or the question is proposed (and is not put forthwith and negatived) for the adjournment of the House, subject to the following conditions:

1. Excerpts shall be recorded from the audio signal of proceedings transmitted by the House monitoring system only by representatives of accredited media organisations. No alteration to the sound relay equipment is permitted without the permission of Mr Speaker.
2. Excerpts are not to be used for the purposes of satire or ridicule.
3. Excerpts shall not be used for the purpose of political party advertising or in election campaigns.
4. Fairness in reporting with reasonable balance between both sides of the House is to be achieved by avoiding undue concentration on any one Member.
5. Excerpts must be placed in context. Commentators should identify Members at least by name.
6. Media personnel are required to obey any instruction given by Mr Speaker, or through him, by the Clerk of the Legislative Assembly, the Serjeant-at-Arms or the Housekeeper.
7. Any breach of these conditions may result in the immediate suspension of the privileges by Mr Speaker (*Mr Fordham*)—put and agreed to.

30 **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 authorised 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 authorised to call upon any of the Temporary Chairmen (*Mr Fordham*)—put and agreed to.

31 **OPERATION OF ACTS—PROCLAMATIONS**—Motion made, by leave and question—That this House authorises and requires the Clerk to lay on the Table copies of Proclamations of His Excellency the Governor in Council fixing dates for the coming into operation of Acts, as published in the *Government Gazette* from time to time (*Mr Fordham*)—put and agreed to.

32 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH**—Order read for resuming 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. 13 *ante*); debate resumed.

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

Ordered—That the debate be adjourned until tomorrow.

33 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until tomorrow at Eleven o'clock (*Mr Fordham*)—put and agreed to.

34 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.

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

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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 2—Wednesday, 26 October 1988

- 1 The House met pursuant to adjournment—Mr. Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 569 and 83 signatures respectively (*by Mr Brown and Mrs Toner*).
  - Firearms Regulations—Seeking that the House take action to enact legislation which will—(a) ban all semi-automatic weapons; (b) restrict ownership of firearms to those who have a legitimate purpose for their use and who are trained and licensed; and (c) cause a reduction in the number of guns in households, bearing 17 and 106 signatures respectively (*by Mr Brown and Mr Heffernan*).
  - Neighbourhood Watch—Seeking that the Government take action—(a) to form further neighbourhood watch areas; and (b) to provide a police brawler van to be permanently stationed in Ballarat together with 9 extra police, bearing 729 signatures (*by Mr Elder*).
  - Natural Gas Facilities—Seeking that the Government take action to provide natural gas to Leigh Creek, Bungaree and Wallace, bearing 107 signatures (*by Mr Sheehan, Ballarat South*).
  - Southern Peninsula Freeway—Seeking that the Government take action to construct the last section of the Southern Peninsula Freeway, bearing 18 signatures (*by Dr Wells*).
  - Safety Beach Boat Ramp—Seeking that the Government take action to provide the necessary funds for the construction of a sea wall and repair of the boat ramp at safety beach, bearing 364 signatures (*by Dr Wells*).
  - Nuclear Free Victorian Ports—Seeking that the Government will maintain its nuclear free policy by effectively banning visits by nuclear armed and powered ships to Victorian Ports by refusing to provide necessary services and supplies, bearing 181 signatures (*by Mrs Toner*).

Severally ordered to lie on the Table.
- 4 **REPORTS ON RED LIGHT CAMERAS AND SPEED CAMERAS**—Motion made, by leave, and question—That there be presented to this House a copy of the reports entitled (a) Evaluation of the Red Light Camera Program and The Owner Onus Legislation, June 1988; and (b) The Potential Value of Speed Cameras, June 1988 (*Mr Kennan*)—put and agreed to.
- 5 **PAPERS**—Mr Kennan presented:
  - Reports on—(a) Evaluation of the Red Light Camera Program and the Owner Onus Legislation, June 1988 and (b) The potential Value of Speed Cameras, June 1988—Return to the foregoing Order.

Severally ordered to lie on the Table.

- 6 **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 1987–88—Ordered to be printed.

State Bank of Victoria—Reports, Statements, Returns, etc., for the year 1987–88—Ordered to be printed.

State Electricity Commission—Report for the year 1987–88—Ordered to be printed.

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk pursuant to an order of the House dated 25 October 1988:

Agricultural Acts (Amendment) Act 1988—Section 4; 27 September 1988. (*Gazette* No. S.82, 27 September 1988).

Crimes (Amendment) Act 1987—Section 8; 1 September 1988—(*Gazette* No. G.33, 31 August 1988).

Criminal Injuries Compensation (Amendment) Act 1988—1 August 1988 (*Gazette* No. S.73, 29 July 1988).

Dangerous Goods Act 1985—Section 54 and items 5 and 6 of Schedule One—30 June 1988 (*Gazette* No. S.61, 30 June 1988).

Flora and Fauna Guarantee Act 1988—Remaining provisions—25 September 1988 (*Gazette* No. S.81, 25 September 1988).

Medical Treatment Act 1988—1 September 1988—(*Gazette* No. G.33, 31 August 1988).

Mental Health (Amendment) Act 1988—Remaining provisions—3 October 1988 (*Gazette* No. G.37, 28 September 1988).

National Parks and Wildlife (Amendment) Act 1988—Sections 4(1), 4(4) and 6; 18 September 1988 (*Gazette* No. G.35, 14 September 1988).

Occupational Health and Safety Act 1985—Item 21 of Schedule 2; 20 September 1988 (*Gazette* No. S.80, 20 September 1988).

Penalties and Sentences (Youth Attendance Projects) Act 1984—Section 18(1); 14 September 1988 (*Gazette* No. G.35, 14 September 1988).

Psychologists Registration Act 1987—Sections 1 to 11; 16 October 1988 (*Gazette* No. G.39, 12 October 1988).

- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Works and Services (Ancillary Provisions, 1988–89, No. 2) Bill.
- 8 **CONSTITUTION (AMENDMENT) BILL**—Mr Cain obtained leave, with Mr Fordham, to bring in a Bill "to amend section 50 of 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.
- 9 **LAND TAX (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill "to amend the 'Land Tax 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 **PAY-ROLL TAX (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill "to amend the 'Pay-roll Tax 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.
- 11 **STAMPS (FURTHER AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill "to amend the 'Stamps Act 1958', to make consequential amendments

to the 'Racing Act 1958', to amend the 'Trustee (Amendment) Act 1986' and the 'Taxation Acts Amendment Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 12 **ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) BILL**—Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to continue in operation certain sections of the 'Road Safety Act 1986'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **SOUTHGATE PROJECT (AMENDMENT) BILL**—Mr Roper obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Southgate Project Act 1986' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **APPROPRIATION (1988-89, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1988-89, No. 2) BILL**—Order read for resuming debate on question—That these Bills be now read a second time; debate resumed.  
Motion made and question—That the debate be now adjourned (*Mrs Hirsh*)—put and agreed to.  
Ordered—That the debate be adjourned until tomorrow.
- 15 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.
- 16 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.  
And then the House, at nineteen minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

### No. 3—Thursday, 27 October 1988

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:  
Sorrento Baths—Seeking that the Government take action to have the Sorrento Baths restored as a hot sea bathing (hydrotherapy) centre, bearing 3064 signatures (*by Dr Wells*).  
Southern Peninsula Hospital—Seeking that the Government take action to provide sufficient funds to the Southern Peninsula Hospital to enable it to expand its capacity and to maintain its casualty department, bearing 1771 signatures (*by Dr Wells*).  
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 Clerk:  
City of Melbourne Superannuation Fund Trustees—Report for the year 1986-87.  
Local Authorities Superannuation Board—Report for the year ended 29 February 1988.

Planning and Environment Act 1987—Notice of Approval of Amendments to the following Planning Schemes:

Altona Planning Scheme—Amendment No. L3.

Ballaarat (City) Planning Scheme—Amendment No. L7.

Bendigo Planning Scheme—Amendment No. L4.

Huntly Planning Scheme—Amendment No. L3.

Marong Planning Scheme—Amendment No. L5.

Metropolitan Region Planning Scheme—RL 1 Part 3, RL11 Part 2, RL35 Part 1.

South Melbourne Planning Scheme—Amendment No. L2.

Wangaratta (City) Planning Scheme—Amendment No. L7.

Warrnambool (City) Planning Scheme—Amendment No. L3.

Whittlesea Planning Scheme—Amendment No. L2.

Totalizator Agency Board—Report and Statement of Accounts for the year ended 31 July 1988.

- 5 **POULTRY FARMER LICENSING REVIEW COMMITTEE**—Motion made, by leave, and question—That, notwithstanding the recommendations of the Public Bodies Review Committee contained in the Reports presented to this House on 13 November 1987, pursuant to section 4P (5) (b) of the *Parliamentary Committees Act 1968*, this House resolves that the Poultry Farmer Licensing Review Committee shall continue to exist (*Mr Fordham*)—put, after debate, and agreed to.

Ordered—That a message be sent to the Legislative Council acquainting them of the resolution and seeking their concurrence therein.

- 6 **DAIRY INDUSTRY (AMENDMENT) BILL**—Mr Fordham obtained leave, with Mr Jolly, to bring in a Bill “*to amend section 54 of the Dairy Industry Act 1984*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **LIBRARIES BILL**—Mr Fordham obtained leave, with Mr Jolly, to bring in a Bill “*to constitute a Libraries Board of Victoria and a Council of the State Library of Victoria, to repeal the ‘Libraries Act 1958’, and the ‘Library Council of Victoria Act 1965’ and for other purposes*”; and the said Bill was read a first time, order to be printed and read a second time tomorrow.
- 8 **MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) BILL**—Ms Kirner obtained leave, with Mr Fordham, to bring in a Bill “*to facilitate the amalgamation of the Melbourne College of Advanced Education and The University of Melbourne, to repeal the ‘Melbourne College of Advanced Education Act 1982’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **VICTORIAN ECONOMIC DEVELOPMENT CORPORATION—OPERATIONS**—Motion made and question proposed—That this House calls on the Government to give a full account and release all documents in regard to the administration and conduct of the Victorian Economic Development Corporation under his Government, in order that Parliament can scrutinise the scandalous mismanagement and likely illegalities which have tainted the VEDC’s operations under the Cain Government (*Mr Kennett*)—and, after debate—

General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders—

- 10 **LOCAL GOVERNMENT (VALIDATION) BILL**—Mr McCutcheon, by leave, after debate obtained leave, with Mr Cain, to bring in a Bill “*for the validation of certain Orders made under Part II of the ‘Local Government 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.

- 11 **LAND TAX (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 10 November 1988.
- 12 **PAY-ROLL TAX (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 10 November 1988.
- 13 **STAMPS (FURTHER AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 10 November 1988.
- 14 **ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 10 November 1988.
- 15 **SOUTHGATE PROJECT (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 Kennett*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 10 November 1988.
- 16 **CONSTITUTION (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 Kennett*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 10 November 1988.
- 17 **APPROPRIATION (1988–89, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1988–89, No. 2) BILL**—Order read for resuming debate on question—That these Bills be now read a second time; debate resumed.  
Motion made and question—That the debate be now adjourned (*Mr Shell*)—put and agreed to.  
Ordered—That the debate be adjourned until tomorrow.
- 18 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past ten o'clock (*Mr Fordham*)—put and agreed to.
- 19 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 4—Friday, 28 October 1988

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Southern Peninsula Hospital—Seeking that the Government take action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 4436 signatures (*by Dr Wells*).
  - Shire of Flinders—Boat Ramps—Seeking that the Government take action to ensure that boat ramps and their approaches in the Shire of Flinders are maintained in workable condition and that new ramps are constructed where necessary to encourage the continued development of tourism, bearing 40 signatures (*by Dr Wells*).
  - Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 797 signatures (*by Mr Reynolds*).
 Severally ordered to lie on the Table.
- 4 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid on the Table by the Clerk:
  - Crimes Compensation Tribunal—Report for the year 1987–88.
  - Legal Aid Commission—Report for the year 1987–88.
- 5 **DAIRY INDUSTRY (AMENDMENT) BILL**— Motion made and question proposed— That this Bill be now read a second time (*Mr Fordham*).  
Motion made and question—That the debate be now adjourned (*Mr Austin*)—put and agreed to.  
Ordered—That the debate be adjourned until Friday, 11 November 1988.
- 6 **LIBRARIES BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Fordham*).  
Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
Ordered—That the debate be adjourned until Friday, 11 November 1988.
- 7 **MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) BILL**— Motion made and question proposed—That this Bill be now read a second time (*Ms Kirner*).  
Motion made and question—That the debate be now adjourned (*Mr Smith, Polwarth*)— put and agreed to.  
Ordered—That the debate be now adjourned until Friday, 11 November 1988.

- 8 **LOCAL GOVERNMENT (VALIDATION) BILL**—Motion made and question proposed—  
That this bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mr Delzoppo*)—put  
and agreed to.  
Ordered, after debate—That the debate be now adjourned until Friday, 11 November  
1988.
- 9 **APPROPRIATION (1988-89, No. 1) AND WORKS AND SERVICES (ANCILLARY  
PROVISIONS, 1988-89, No. 2) BILL**—Order read for resuming debate on question—  
That these Bills be now read a second time; debate resumed: Bills read a second time  
and, by leave, read a third time forthwith.  
Ordered—That the Bills be transmitted to the Legislative Council and their concurrence  
desired therein.
- 10 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising,  
adjourn until Wednesday next (*Mr Fordham*)—put and agreed to.
- 11 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That  
the consideration of remaining business be postponed (*Mr Fordham*)—put and  
agreed to.
- 12 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.  
And then the House, at thirty-nine minutes past Five o'clock, adjourned until  
Wednesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 5 and 6****No. 5—Wednesday, 2 November 1988**

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Road Upgrading in Doncaster and Templestowe—Seeking that the Government take action to ensure that sufficient funds are available to the City of Doncaster and Templestowe for the upgrading of its roads, bearing 383 signatures (*by Mr Perrin*).
  - In Vitro Fertilization—Seeking that the Government take action to legislate for the protection of human beings from the moment of fertilization and to halt in vitro fertilization, bearing 213 signatures (*by Mr Plowman*).
  - Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 150 signatures (*by Mr Steggall*).

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 Clerk:
  - Exhibition Act 1957—Report of the Minister on the failure to submit the Report of the Exhibition Trust for the year 1987–88, the reasons why and the granting of an extension of time.
  - Port of Melbourne Authority—Report for the year 1987–88.
  - Sport and Recreation—Report for the year 1987–88—Ordered to be printed.
  - Statutory Rules under the following Acts:
    - County Court Act 1958—No. 393.
    - County Court Act 1958 and Interpretation of Legislation Act 1984—No. 394.
    - Drugs, Poisons and Controlled Substances Act 1981—No. 397.
    - Firearms Act 1958—No. 398.
    - House Contracts Guarantee Act 1987—No. 395.
    - Nurses Act 1958—Nos. 357, 396.
    - Public Service Act 1974—PSD No. 53.
  - Transport Accident Commission—Report for the year 1987–88—Ordered to be printed.
  - Victorian Arts—Reports of the Council and the Ministry for the year 1987–88.
  - Water Resources Department—Report for the year 1987–88.

- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Acquainting the Assembly that they have concurred with the Resolution adopted by the Assembly on 27 October 1988 that, notwithstanding the recommendations of the Public Bodies Review Committee contained in the Reports presented to this House on 13 November 1987, pursuant to section 4P (5) (b) of the *Parliamentary Committees Act 1968*, the Poultry Farmer Licensing Review Committee continue to exist.
- 6 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—Agreeing to the following Bills without amendment:  
Works and Services (Ancillary Provisions, 1988–89, No. 2) Bill.  
Appropriation (1988–89, No. 1) Bill.
- 7 **APPROPRIATION (1988–89, No. 1) BILL**—Mr Speaker announced that he had, that day, presented to his Excellency the Governor the Appropriation (1988–89, No. 1) Bill to which His Excellency was pleased to give the Royal Assent.
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—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:  
Works and Services (Ancillary Provisions, 1988–89, No. 2) Bill.
- 9 **COUNTRY FIRE AUTHORITY (AMENDMENT) BILL**—Mr Crabb obtained leave, with Mr Fordham, to bring in a Bill “to amend the ‘Country Fire Authority 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 **BUSINESS FRANCHISE ACTS (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to amend the *Business Franchise Acts and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to amend the *Borrowing and Investment Powers Act 1987* to provide that the limits to the financial accommodation that may be obtained by certain authorities be determined by regulations, to make the borrowing and investment powers of the Totalizator Agency Board subject to the *Borrowing and Investment Powers Act 1987*, to amend the *Gas and Fuel Corporation Act 1958*, the *State Electricity Commission Act 1958*, the *Melbourne and Metropolitan Board of Works Act 1958* and the *Racing 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.
- 12 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to establish a *State Casual Employees Superannuation Fund*, to repeal the *Superannuation (Lump Sum Benefits) Act 1981*, to amend the *Borrowing and Investment Powers Act 1987* and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **STATE INSURANCE OFFICE (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to make various amendments to the *State Insurance Office Act 1984*, to make consequential amendments to the *Borrowing and Investment Powers Act 1987* and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **SUPERANNUATION (PORTABILITY) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to re-enact with amendments the law relating to the portability of superannuation within the public sector, to repeal the *Superannuation Benefits 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.

- 15 **LIQUOR CONTROL (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to amend the ‘Liquor Control Act 1987’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **SHOP TRADING (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to repeal provisions for the registration of shops and market sites, to amend the ‘Shop Trading Act 1987’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL**—Mr Kennan obtained leave, with Mr Roper, to bring in a Bill “to make miscellaneous amendments to the ‘Road Safety Act 1986’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **CONSTITUTION (DECLARATION OF RIGHTS AND FREEDOMS BILL**—Mr McCutcheon obtained leave, with Mr Kennan, to bring in a Bill “for the recognition and declaration of human rights and fundamental freedoms, 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.
- 19 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Kennan, to bring in a Bill “to amend the ‘Crimes (Family Violence) Act 1987’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **TRUSTEE COMPANIES (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Fordham, to bring in a Bill “to amend the ‘Trustee Companies Act 1984’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 **BUILDING CONTROL (PLUMBERS, GASFITTERS AND DRAINERS) (AMENDMENT) BILL**—Mr Pope obtained leave, with Mr Walsh, to bring in a Bill “to amend the ‘Building Control (Plumbers, Gasfitters and Drainers) Act 1985’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 22 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL**—Mr Roper obtained leave, with Mr Spyker, to bring in a Bill “to amend the ‘Credit (Administration) Act 1984’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 23 **LICENSING AUTHORITIES (AMENDMENT) BILL**—Mr Roper obtained leave, with Mr Spyker, to bring in a Bill “to amend the ‘Credit (Administration) Act 1984’, the ‘Motor Car Traders Act 1986’ and the ‘Travel Agents Act 1986’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 24 **ENVIRONMENT PROTECTION (OZONE LAYER) BILL**—Mr Roper obtained leave, with Mrs Setches, to bring in a Bill “to amend the ‘Environment Protection Act 1970’, to control the manufacture, sale, use and disposal of ozone-depleting substances and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 25 **ABORIGINAL LAND (NORTHCOTE LAND) BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill “to authorise the granting by the Crown of certain land at Northcote to the Aborigines Advancement League Incorporated and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 26 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) BILL**—Mr Walsh obtained leave, with Mr Fordham, to bring in a Bill “to amend ‘The Constitution Act Amendment Act 1958’, to provide for the appointment of an independent Electoral Commissioner, to regulate electoral material, to consequentially amend certain 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.
- 27 **TRANSFER OF LAND (COMPUTER REGISTER) BILL**—Mr Walsh obtained leave, with Mr Fordham, to bring in a Bill “to amend the ‘Transfer of Land Act 1958’ concerning the automation of the Land Titles Register and other matters, to make consequential amendments to 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.
- 28 **ADDRESS-IN-REPLY TO THE GOVERNOR’S SPEECH**—Order read for resuming 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. 13 *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.
- 29 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.
- 30 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.
- And then the House, at seven minutes past Eleven o’clock, adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 6—Thursday, 3 November 1988

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITION**—The Clerk announced that the following petition had been lodged for presentation:
 

Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 478 signatures (*by Mr Bildstien*).

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:
 

Melbourne and Metropolitan Board of Works—Report for the year 1987–88.

Mental Health Review Board and Psychosurgery Review Board—Report and Statement of Accounts for the year 1987–88.

Patriotic Funds Council—Report for the year 1987.

State Board of Education—Report for the year 1987–88.

Victorian Institute of Forensic Pathology—Report for the year 1987–88.

- 5 **HOUSE COMMITTEE**—Motion made, by leave, and question—That Mr Dickinson, Mr McGrath (*Lowan*), Mr Mathews, Mr Norris and Mr Weideman be members of the House Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Fordham*)—put and agreed to.
- 6 **LIBRARY COMMITTEE**—Motion made, by leave, and question—That Mr Speaker, Mr Dickinson, Mr McGrath (*Lowan*), Mr Mathews and Mr Norris be members of the Library Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Fordham*)—put and agreed to.
- 7 **PRINTING COMMITTEE**—Motion made, by leave, and question—That (a) Mr Speaker, Mr McGrath (*Lowan*), Mr Mathews, Mr Norris, Mr Plowman and Mr Smith (*Glen Waverley*) be members of the Printing Committee; (b) the Committee have power to send for persons, papers and records and to sit on days which the House does not meet; (c) three to be the quorum; and (d) the Committee have power to confer with the Printing Committee of the Legislative Council and to jointly report thereon to the House (*Mr Fordham*)—put and agreed to.
- 8 **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 Evans, Mr Lieberman, Mr McDonald, Mr Mathews, Mr Perton, Mr Sheehan (*Northcote*) and Dr Vaughan; and that the Committee have power to send for persons, papers and records; to sit on days on which the House does not meet and to move from place to place; four to be the quorum (*Mr Fordham*)—put and agreed to.
- 9 **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 Andrianopoulos, Mr Cunningham, Mr Evans, Mr Jasper, Mr Norris, Mr Plowman, Mr Richardson and Dr Vaughan; and that the Committee have leave to sit on days on which the House does not meet; five to be the quorum (*Mr Fordham*)—put and agreed to.
- 10 **ECONOMIC AND BUDGET REVIEW COMMITTEE**—Motion made, by leave, and question—That Mr Baker, Mr Clark, Mr Cole, Mr Gavin, Mrs Gleeson, Mr Honeywood, Mr Sheehan (*Ballarat South*) and Mr Steggall be appointed members of the Economic and Budget Review Committee (*Mr Fordham*)—put and agreed to.
- 11 **LEGAL AND CONSTITUTIONAL COMMITTEE**—Motion made, by leave, and question proposed—That Mr Jasper, Mr Lea, Mr Maclellan, Mr Thomson, Mrs Toner and Mr Smith (*Glen Waverley*) be appointed members of the Legal and Constitutional Committee (*Mr Fordham*).
- Amendment proposed—That the words “Mr Maclellan” be omitted with the view of inserting in place thereof the words “Mr Perton” (*Mr Kennett*) 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—put and agreed to.
- Question—That Mr Jasper, Mr Lea, Mr Perton, Mr Thomson, Mrs Toner and Mr Smith (*Glen Waverley*) be appointed members of the Legal and Constitutional Committee—put and agreed to.
- 12 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—Motion made, by leave, and question—That Mrs Hill, Mr McDonald, Mr McGrath (*Warrnambool*), Mr Reynolds, Mr Sheehan (*Northcote*) and Mr Tanner be appointed members of the Natural Resources and Environment Committee (*Mr Fordham*)—put and agreed to.
- 13 **PUBLIC BODIES REVIEW COMMITTEE**—Motion made, by leave, and question—That Mr Andrianopoulos, Mr Cunningham, Mr Delzoppo, Mr Dollis, Mr Evans,



- Mr Harrowfield, Mr Perrin, Mr Seitz and Mr Sercombe be appointed members of the Public Bodies Review Committee (*Mr Fordham*)—put and agreed to.
- 14 **SOCIAL DEVELOPMENT COMMITTEE**—Motion made, by leave, and question proposed—That Mr Leighton, Mr Micallef, Dr Naphthine, Mr Perton, Mrs Ray, Mr Sandon, Dr Vaughan and Mr Wallace be appointed members of the Social Development Committee (*Mr Fordham*).
- Amendment proposed—That the words “Mr Perton” be omitted with the view of inserting in place thereof the words “Mr Maclellan” (*Mr Kennett*) 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—put and agreed to.
- Question—That Mr Leighton, Mr Micallef, Dr Naphthine, Mr Maclellan, Mrs Ray, Mr Sandon, Dr Vaughan and Mr Wallace be appointed members of the Social Development Committee—put and agreed to.
- 15 **SITTING OF THE HOUSE**—Motion made, by leave, and question—That the House, at its rising, adjourn until Tuesday, 15 November 1988 (*Mr Fordham*)—put and agreed to.
- 16 **VICTORIAN ARTS CENTRE (AMENDMENT) BILL**—Mr Fordham obtained leave, with Mr McCutcheon, to bring in a Bill “to make further provision in relation to the powers of certain public bodies and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **MAGISTRATES (SUMMARY PROCEEDINGS) (SHERIFF) BILL**—Mr McCutcheon obtained leave, with Mr Fordham, to bring in a Bill “to make provision for the execution of certain warrants by the sheriff, to amend the ‘Magistrates (Summary Proceedings) 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 **HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL**—Mr Walsh, pursuant to the motion moved on his behalf by Mr Fordham—obtained leave, with Mr Kennan, to bring in a Bill “to amend the ‘House Contracts Guarantee Act 1987’, 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 read a second time tomorrow.
- 19 **WARSHIP VISITS TO PORT OF MELBOURNE**—Motion made and question—That this House endorses the commitment of the Federal Government to permit warships of friendly nations to berth, and, if necessary, undertake basic repairs in the Port of Melbourne or other suitable Victorian ports, as part of Australia’s obligations under treaty relationships (*Mr Kennett*)—and, after debate—
- General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders—
- 20 **COUNTRY FIRE AUTHORITY (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Thursday, 17 November 1988.
- 21 **BUSINESS FRANCHISE ACTS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).
- Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 17 November 1988.

- 22 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 23 **LIQUOR CONTROL (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 24 **SHOP TRADING (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr Gude*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 25 **TRUSTEE COMPANIES (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 26 **BUILDING CONTROL (PLUMBERS, GASFITTERS AND DRAINERS) (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question—That the debate be now adjourned (*Mr John*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 27 **ENVIRONMENT PROTECTION (OZONE LAYER) 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 John*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 28 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Walsh*).  
Motion made and question—That the debate be now adjourned (*Mr Lieberman*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 29 **ABORIGINAL LAND (NORTHCOTE LAND) BILL**—Motion made, and question proposed—That this Bill be now read a second time (*Mrs Setches*).  
Motion made and question—That the debate be now adjourned (*Mr John*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 30 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr John*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 17 November 1988.

- 31 **STATE INSURANCE OFFICE (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
 Motion made and question—That the debate be now adjourned (*Mr John*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 32 **SUPERANNUATION (PORTABILITY) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
 Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 33 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question—That the debate be now adjourned (*Mr Brown*)—put and agreed to.  
 Ordered, after debate—That the debate be adjourned until Thursday, 17 November 1988.
- 34 **CONSTITUTION (DECLARATION OF RIGHTS AND FREEDOMS) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
 Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 35 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
 Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 36 **CREDIT (ADMINISTRATION) (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 Leigh*)—put and agreed to.  
 Ordered, after debate—That the debate be adjourned until Thursday, 17 November 1988.
- 37 **LICENSING AUTHORITIES (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 Leigh*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 38 **TRANSFER OF LAND (COMPUTER REGISTER) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Walsh*).  
 Motion made and question—That the debate be now adjourned (*Mr Lieberman*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 17 November 1988.
- 39 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 20, be postponed until after No. 21.
- 40 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH**—Order read for resuming 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. 13 *ante*); debate resumed.

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

Ordered—That the debate be adjourned until tomorrow.

41 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.

42 **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, 15 November 1988.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 7, 8 and 9****No. 7—Tuesday, 15 November 1988**

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

2 **QUESTIONS**—(Pursuant to Standing Order No. 124).

3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 193 signatures (*by Mr McNamara*).

Firearms Restriction—Seeking that the House take action to enact legislation which will—(a) ban all semi-automatic weapons; (b) restrict ownership of firearms to those who have a legitimate purpose for their use and who are trained and licensed; and (c) cause a reduction in the number of guns in households, bearing 17 signatures (*by Mr Brown*).

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 Clerk:

Auditor-General's Office—Report for the year 1987–88.

Corrections—Report of the Office of Corrections for the year 1987–88—Ordered to be printed.

Country Fire Authority—Report for the year 1987–88.

Exhibition Trustees—Report for the year 1986–87.

Forests (Bowater-Scott Agreement) Act 1986—Report on Deed of Amendment to Bowater-Scott Agreement.

Gas and Fuel Corporation—Report for the year 1987–88—Ordered to be printed.

Historic Buildings Council—Report for the year 1987–88.

Industry, Technology and Resources Department—Report for the year 1987–88.

Infertility (Medical Procedures) Act 1984—Report of the Standing Review and Advisory Committee on Infertility—Approval of the following experimental procedure “Chromosome Normality of Pronuclear Eggs after Microinjection of Sperm under the Zona Pellucida”.

Intellectually Disabled Persons' Services Act 1986—Report on the Activities of Community Visitors for the five months ended June 1988.

Labour Department—Report for the year 1987–88—Ordered to be printed.

Land Conservation Council—Report for the year 1987–88—Ordered to be printed.

La Trobe University Council—Report for the year 1987; together with Statutes approved by the Governor in Council during the year 1987.

National Parks Advisory Council—Report for the year 1987–88.

Planning and Environment Ministry—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of Approval of Amendments to the following planning schemes:

- Beechworth Planning Scheme—Amendment No. L6.
- Doncaster and Templestowe Planning Scheme—Amendment No. L2.
- Geelong Regional Planning Scheme—Amendment No. R 15.
- Healesville Planning Scheme—Amendment No. L6.
- Knox Planning Scheme—Amendment No. L3, Part 1.
- Marong Planning Scheme—Amendment No. L6.
- Morwell Planning Scheme—Amendment No. L4.
- Seymour Planning Scheme—Amendment No. L10.
- Sherbrooke Planning Scheme—Amendment Nos. L3, L4.

Police Regulation Act 1958—Determination Nos. 503 and 504 of the Police Service Board.

Premier and Cabinet Department—Report for the year 1987–88.

Rural Finance Commission—Report for the year 1987–88—Ordered to be printed.

Statutory Rules under the following Acts:

Annual Reporting Act 1983—No. 405—together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Statement of Accounting Standards of the Australian Society of Accountants and the Institute of Chartered Accountants in Australia.

- AAS 1 Profit and Loss Statements;
- AAS 2 Valuation and Presentation of Inventories in the Context of the Historical Cost System;
- AAS 3 Accounting for Company Income Tax (Tax-effect Accounting);
- AAS 4 Depreciation of Non-Current Assets;
- AAS 5 Materiality in Financial Statements;
- AAS 6 Accounting Policies: Determination, Application and Disclosure;
- AAS 7 Accounting for the Extractive Industries;
- AAS 8 Events Occurring After Balance Date;
- AAS 9 Expenditure Carried Forward to Subsequent Accounting Periods;
- AAS 10 Accounting for the Revaluation of Non-Current Assets;
- AAS 11 Accounting for Construction Contracts;
- AAS 12 Statement of Sources and Applications of Funds;
- AAS 13 Accounting for Research and Development Costs;
- AAS 15 Disclosure of Operating Revenue;
- AAS 16 Financial Reporting by Segments;
- AAS 17 Accounting for Leases;
- AAS 18 Accounting for Goodwill;
- AAS 19 Accounting for Interests in Joint Ventures;
- AAS 20 Foreign Currency Translation;
- AAS 21 Accounting for the Acquisition of Assets (including Business Entities);
- AAS 23 Set-off and Extinguishment of Debt.

Firearms Act 1958—No. 400.

Hospitals Superannuation Act 1988—No. 404.

Mines Act 1958—No. 399.

Police Regulation Act 1958—No. 402.

Public Service Act 1974—PSD Nos. 43, 44, 45, 55.

Private Agents Act 1966—No. 401.

State Superannuation Act 1988—No. 406.

Victorian Curriculum and Assessment Board—Report for the year 1987–88.

Victorian Solar Energy Council—Report for the year 1987–88.

West Moorabool Water Board—Report and statement of accounts for the year 1986–87.

- 5 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Land Tax (Amendment) Bill

Pay-roll Tax (Amendment) Bill

Stamps (Further Amendment) Bill

Libraries Bill

Borrowing and Investment Powers (Amendment) Bill

The Constitution Act Amendment (Electoral Reform) Bill

Aboriginal Land (Northcote Land) Bill

State Casual Employees Superannuation Bill

State Insurance Office (Amendment) Bill

Superannuation (Portability) Bill

Credit (Administration) (Amendment) Bill

Licensing Authorities (Amendment) Bill

Transfer of Land (Computer Register) Bill

- 6 **BAYSIDE PROJECT BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “*to facilitate the development of certain land at Port Melbourne and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **LOCAL GOVERNMENT BILL**—Mr McCutcheon obtained leave, with Mr Fordham, to bring in a Bill “*to reform the law relating to local government in Victoria*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—Mr McCutcheon obtained leave, with Mr Fordham, to bring in a Bill “*to repeal certain Acts and to make amendments to certain other Acts consequent on the enactment of the ‘Local Government Act 1988’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **VICTORIAN ARTS CENTRE (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Fordham*).
- Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Tuesday next.
- 10 **MAGISTRATES (SUMMARY PROCEEDINGS) (SHERIFF) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).
- Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 29 November 1988.
- 11 **HOUSE CONTRACTS GURARANTEE (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 Leigh*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 29 November 1988.

- 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 committed; considered in Committee.  
Committee reported progress; to sit again tomorrow.
- 13 **ROAD SAFETY (PHOTOGRAPHIC DETECTION DEVICES) 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 a third time forthwith.  
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 make amendments to the ‘Health (General Amendment) Act 1988’ the ‘Health Services Act 1988’ and the ‘Mental Health (Amendment) Act 1988’ and for other purposes*”.
- 15 **HEALTH ACTS (AMENDMENT) BILL**—On the motion of Mr Roper, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **DAIRY INDUSTRY (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 11.00 p.m. pursuant to Sessional Orders.  
Motion made and question—That the sitting be continued (*Mr Fordham*)—put and agreed to.  
Debate resumed on question—That this Bill be now read a second time.  
Motion made and question—That the debate be now adjourned (*Mr McGrath, Lowan*)—put and agreed to.  
Ordered—That the debate be adjourned until tomorrow.
- 17 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.
- 18 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 8—Wednesday, 16 November 1988

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their



duties under the *State Emergency Service Act 1987*, bearing 155 and 340 signatures, respectively (by Mr Brown and Mr McDonald).

Road Safety Education—Seeking that the House take action to promote road safety by direct education for bicycle riders and road users, bearing 20 signatures (by Mr McGrath, Lowan).

S.E.C. in Edenhope—Seeking that the Government take action to ensure that the State Electricity Commission administration office in Edenhope is retained, bearing 15 signatures (by Mr McGrath, Lowan).

Australia Day Holiday—Seeking that the House take action to amend the *Labour and Industry Act 1958*, the *Bank Holiday Act 1958*, and the *Public Service Act 1974* to make provision for the Australia Day public holiday to be observed on the twenty-sixth day of January each year, bearing 22 signatures (by Mr Elder).

Old Greensborough Primary School Building—Seeking that the Minister for Planning and Environment take action to prevent the demolition of the old Greensborough Primary School building on the corner of Grimshaw Street and The Circuit, bearing 1213 signatures (by Mrs Toner).

Severally ordered to lie on the Table.

- 4 **AUDITOR-GENERAL'S REPORT—PARLIAMENTARY DEPARTMENTS**—Motion made, by leave, and question—That there be presented to this House a copy of the report of the Office of the Auditor-General on the assessment of the Administration of the Departments which support the activities of Parliament (Mr Fordham)—put and agreed to.

- 5 **PAPER**—Mr Fordham presented:

Report of the Office of the Auditor-General on the assessment of the Administration of the Departments which support the activities of Parliament—Return to the foregoing Order.

Ordered to lie on the Table.

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

Anti-Cancer Council—Report for the year 1987–88.

Egg Marketing Board—Report for the year 1987–88—Ordered to be printed.

Local Government Department—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of Approval of amendments to the following planning schemes:

Flinders Planning Scheme—Amendment No. L4.

Metropolitan Region Planning Scheme—Amendment No. RL41 Part 1.

Narracan Planning Scheme—Amendment No. L1 Part A.

Portland (City) Planning Scheme—Amendment No. L7.

State Insurance Office—Report and statement of accounts for the year 1987–88.

Tobacco Leaf Marketing Board—Report for the year ended 31 March 1988.

Victoria Grants Commission—Report for the year ended 31 August 1988—Ordered to be printed.

- 7 **VACANCIES IN MEMBERSHIP OF THE COUNCILS OF THE LA TROBE UNIVERSITY AND VICTORIAN INSTITUTE OF MARINE SCIENCES, THE VICTORIAN CURRICULUM AND ASSESSMENT BOARD AND THE VICTORIAN HEALTH PROMOTION FOUNDATION**—Mr Speaker announced that he had received the following communications:

8 November 1988

The Hon. K. Coghill, M.L.A.,  
Speaker,  
Legislative Assembly,  
Parliament House,  
MELBOURNE 3002

Dear Mr Speaker,

Section 7 of the *La Trobe University Act 1964* 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 and conducted in accordance with rules adopted for the purpose by the Members present at the Sitting.

Two casual vacancies have been created on the University Council as Carl William Dunn Kirkwood, Esq. and Milton Stanley Whiting, Esq. who had been appointed for a term ending on 18 December 1990, did not contest the State elections held on 1 October 1988.

I would be grateful if you could arrange for a Joint Sitting of the Legislative Council and the Legislative Assembly to recommend Members for appointment to the Council of La Trobe University for a term of office ending on 18 December 1990.

I have addressed a similar letter to the Hon. A. J. Hunt, MLC, President of the Legislative Council.

Yours sincerely,

CAROLINE HOGG,

Minister assisting the Minister for Education with responsibility for Post-Secondary Education

14 November 1988

The Hon. K. Coghill, M.L.A.,  
Speaker,  
Legislative Assembly,  
Parliament House,  
MELBOURNE 3002

Dear Mr Speaker,

Section 7 (1) (d) of the *Victorian Curriculum and Assessment Board Act 1986* provides that three members of the Board 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 and conducted in accordance with rules adopted for the purpose by the Members present at the Sitting.

The Honourable Haddon Storey, Q.C., M.L.C., and Ms Carolyn Hirsh, M.L.A., who are members of the Board for a period ending on 16 September 1990 have indicated that they wish to be replaced as members of the Board.

I would be grateful if you could arrange for a Joint Sitting of the Legislative Council and the Legislative Assembly to recommend the names of two Members to replace them as members of the Victorian Curriculum and Assessment Board for a term of office ending 16 September 1990.

I have addressed a similar letter to the Hon. A. J. Hunt, M.L.C., President of the Legislative Council.

Yours sincerely,

JOAN E. KIRNER,  
Minister for Education

The Honourable Ken Coghill, M.P.,  
Speaker of the Legislative Assembly,  
Parliament House,  
MELBOURNE 3002

Dear Mr Speaker,

The *Victorian Institute of Marine Sciences Act 1974* provides for Governor in Council appointment of three Members of Parliament to the governing Council of the Institute. Members are recommended for appointment as an outcome of a Joint Sitting 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 three Members of Parliament currently appointed are:

The Honourable R. M. Hallam, M.L.C.,  
Dr R. J. H. Wells, M.P., and  
M. J. McDonald, Esq., M.P.

Their terms of appointment expire on 1 March 1989.

Accordingly, I would be grateful if you could arrange for such a Joint Sitting to recommend three members for appointment to these impending vacancies.

Yours sincerely,

KAY SETCHES,  
Minister for Conservation, Forests and Lands

11 November 1988

The Honourable Ken. Coghill, M.L.A.,  
Speaker of the Legislative Assembly,  
Parliament House,  
MELBOURNE 3002

Dear Mr Speaker,

I write to you concerning a current vacancy on the Membership of the Victorian Health Promotion Foundation.

I refer to Section 21 (1) (f) of the *Tobacco Act 1987*, which stipulates that membership of the Foundation must consist of:

“three persons who are members of the Legislative Council or the Legislative Assembly elected by the Legislative Council and Legislative Assembly jointly”.

Following the recent state election, Mr Michael John Arnold, former member of the Legislative Council, is no longer qualified to be a member of the Victorian Health Promotion Foundation.

I would therefore be grateful if you could place this matter on the Agenda of a Joint Sitting of the two Houses, to be scheduled in the near future.

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

Yours sincerely,

DAVID WHITE,  
Minister for Health

Motion made and question—That this House meets the Legislative Council for the purpose of sitting and voting together to—

(a) nominate Members of the Parliament of Victoria for appointment as follows:

- (i) two Members for the Council of the La Trobe University;
  - (ii) two Members for the Victorian Curriculum and Assessment Board; and
  - (iii) three Members for the Council of the Victorian Institute of Marine Sciences;
- and

(b) elect one Member to the Victorian Health Promotion Foundation—

and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 23 November 1988 at 6.00 p.m. (*Mr Fordham*)—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.

- 8 **POLICE REGULATION (AMENDMENT) BILL**—Mr Crabb obtained leave, with Mr Jolly, to bring in a Bill “to amend the ‘Police Regulation Act 1958’, the ‘Corrections Act 1986’, the ‘Pensions Supplementation Act 1966’ and the ‘Community Welfare Services 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.
- 9 **SUPERANNUATION ACTS (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Fordham, to bring in a Bill “to make miscellaneous amendments to the ‘Emergency Services Superannuation Act 1986’, the ‘Hospitals Superannuation Act 1988’, the ‘Metropolitan Fire Brigades Superannuation Act 1976’, the ‘State Employees Retirement Benefits Act 1979’, the ‘State Superannuation Act 1988’, the ‘Transport Superannuation Act 1988’ and the ‘Port of Melbourne Authority Act 1958’, to consequentially amend the ‘Borrowing and Investment Powers Act 1987’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **CO-OPERATIVE HOUSING SOCIETIES (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Fordham, to bring in a Bill “to amend section 75 of the ‘Co-operative Housing Societies 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.
- 11 **RACING (FURTHER AMENDMENT) BILL**—Mr Trezise obtained leave, with Mr McCutcheon, to bring in a Bill “to amend the ‘Racing 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.
- 12 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 4 inclusive, be postponed until later this day.
- 13 **DAIRY 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 a third time forthwith.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **LOCAL GOVERNMENT (VALIDATION) BILL**—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 15 **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 recommend Members for appointment to the La Trobe University Council, the Victorian Curriculum and Assessment Board and the Victorian Institute of Marine Sciences Council, and to elect a Member for appointment to the Victorian Health Promotion Foundation as proposed by the Assembly and concur that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 23 November 1988 at 6.00 p.m.
- 16 **LAND TAX (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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **PAY-ROLL TAX (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 11.00 p.m. pursuant to Sessional Orders—Motion made and question—That the sitting be continued (*Mr Fordham*)—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.
- 18 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Pay-roll Tax (Amendment) Bill.
- 19 **PAY-ROLL TAX (AMENDMENT) BILL**—Considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **LOCAL GOVERNMENT BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mr Delzoppo*)—put and agreed to.  
Ordered—That the debate be adjourned until Wednesday, 30 November 1988.
- 21 **LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mr Delzoppo*)—put and agreed to.  
Ordered—That the debate be adjourned until Wednesday, 30 November 1988.
- 22 **BAYSIDE PROJECT BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Fordham*).  
Motion made and question—That the debate be now adjourned (*Mr Heffernan*)—put and agreed to.  
Ordered—That the debate be adjourned until Wednesday, 23 November 1988.
- 23 **HEALTH ACTS (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 Leigh*)—put and agreed to.

Ordered—That the debate be adjourned until Wednesday, 30 November 1988.

- 24 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.
- 25 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Fordham*)—and, after debate—  
And then the House having continued to sit till after Twelve of the clock—

THURSDAY, 17 NOVEMBER 1988

Question—put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 9—Thursday, 17 November 1988

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
- Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 447 and 414 signatures, respectively (*by Mr John and Mr Wallace*).
- Magistrates' Court Bill—Seeking that the Government will not introduce the Magistrates' Court Bill No. 2 because it extends the criminal jurisdiction of the Magistrates' court and downgrades the penalty for serious offences, bearing 213 signatures (*by Mr John*).
- Women's Health Research Projects—Seeking that the House will not provide funding for Women's Health Research Projects, with the exception of the purchase of equipment to aid cancer screening, particularly in the Loddon-Campaspe Mallee Region, bearing 316 signatures (*by Mr John*).
- Port Phillip Bay—Seeking that the Government take action to conduct an urgent enquiry into the biology of Port Phillip Bay to establish actual fish levels and marine patterns and develop a long-term management plan with particular emphasis on tourist fishing, bearing 853 signatures (*by Dr Wells*).
- Fingerprinting and Detention Time—Seeking that the Government take action to rescind the current finger-printing restrictions and extend the minimum detention time of suspect criminals, bearing 188 signatures (*by Mrs Hirsh*).
- 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 Clerk:
- Equal Opportunity—Reports of the Commissioner and the Board for the year 1987-88—Ordered to be printed.

Geelong Regional Commission Act 1977—Report by the Minister on the failure to submit the Annual Report of the Geelong Regional Commission by 30 September and the granting of an extension of time until 21 November 1988.

Industrial Relations Commission—Report of the President for the year ended 31 October 1987.

Metropolitan Fire Brigades Board—Report for the year 1987–88.

National Companies and Securities Commission—Report and financial statements for the year 1987–88.

Upper Yarra Valley and Dandenong Ranges Authority—

Report for the year ended 30 September 1986

Report for the year ended 30 September 1987.

Victorian Development Fund—Financial Report and Report of the Auditor-General for the year 1987–88.

Victorian Public Authorities Finance Agency—Report and statement of accounts for the year 1987–88.

- 5 **CONCURRENT DEBATE—LOCAL GOVERNMENT BILL AND LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—Motion made, by leave, and question—That this House authorises and requires Mr Speaker to permit the second reading and subsequent stages of the Local Government Bill and the Local Government (Consequential Provisions) Bill to be moved and debated concurrently (*Mr Fordham*)—put and agreed to.

- 6 **RURAL POLICIES**—Motion made and question proposed—That this House, recognising that rural Victorians are the most socially, economically and culturally deprived of all citizens in the State, calls on the Government to implement policies which recognise the importance of rural industries in the economic and social framework of the State, and in particular to—(a) reduce the incidence of State taxation on rural enterprises; (b) implement a positive decentralisation policy to reduce the excessive demands on services in the metropolitan area; and (c) provide health and education services accessible to all Victorian citizens (*Mr McNamara*)—and, after debate—

General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.

- 7 **POLICE REGULATION (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 Cooper*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 1 December 1988.

- 8 **SUPERANNUATION ACTS (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 Stockdale*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 1 December 1988.

- 9 **CO-OPERATIVE HOUSING SOCIETIES (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 (*Mrs Wade*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 1 December 1988.

- 10 **RACING (FURTHER AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Trezise*).  
Motion made and question—That the debate be now adjourned (*Mr Gude*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 1 December 1988.
- 11 **MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) 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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **MELBOURNE COLLEGE OF ADVANCED EDUCATION (AMALGAMATION) BILL—CLERK'S CORRECTION**—Mr Speaker announced that he had received a report from the Clerk notifying that he had made the following corrections in this Bill:
1. The enacting words preceding the preamble on page 1, line 1, have been omitted.
  2. In Clause 5, page 5, line 21, the title "*Transfer of Lands Act 1958*" has been corrected to read "*Transfer of Land Act 1958*".
- 13 **MINISTERIAL STATEMENT—EXPENSE CLAIMS OF THE CHAIRMAN OF THE VICTORIAN TOURISM COMMISSION, MR ROBERT H. NORDLINGER**—Mr Crabb made a Ministerial Statement relating to the expense claims of the Chairman of the Victorian Tourism Commission.  
(*Leave granted to postpone remainder of Ministerial Statement until later this day.*)
- 14 **SOUTHGATE PROJECT (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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **MINISTERIAL STATEMENT—EXPENSE CLAIMS OF THE CHAIRMAN OF THE VICTORIAN TOURISM COMMISSION, MR ROBERT H. NORDLINGER**—Mr Crabb resumed Ministerial Statement relating to the expense claims of the Chairman of the Victorian Tourism Commission.  
Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Crabb*)—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.
- 16 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.
- 17 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.  
And then the House, at fourteen minutes past Six o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 10, 11 and 12****No. 10—Tuesday, 22 November 1988**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 669 signatures (*by Mrs Ray*).
  - Ironbarks Forest, Stawell—Seeking controlled exploration in the Ironbarks Forest in Stawell, bearing 693 signatures (*by Mr Austin*).
 Severally ordered to lie on the Table.
- 4 **ADMINISTRATIVE ARRANGEMENTS ORDERS**—Motion made, by leave, and question—That there be presented to this House a copy of Administrative Arrangements Orders Nos. 64 and 65 of 1988 (*Mr Cain*)—put and agreed to.
- 5 **PAPER**—Mr Cain presented:
  - Administrative Arrangements Orders—Nos. 64 and 65 of 1988—Return to the foregoing Order.
 Severally ordered to lie on the Table.
- 6 **VICTORIAN RECYCLING AND LITTER ADVISORY COMMITTEE REPORT**—Motion made, by leave, and question—That there be presented to this House a copy of the Second Report of the Victorian Recycling and Litter Advisory Committee on the Victorian Government Recycling and Anti-litter Program for the year 1987–88 (*Mr Roper*)—put and agreed to.
- 7 **PAPER**—Mr Roper presented:
  - Victorian Recycling and Advisory Committee on the Victorian Government Recycling and Anti-litter Program—Report for the year 1987–88—Return to the foregoing Order.
 Ordered to lie on the Table.
- 8 **PAPERS**—Mr Speaker presented:
  - Auditor-General—Special Report No. 10—Utilisation of Plant and Equipment and the Youth Guarantee.
 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:

  - National Tennis Centre Trust—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of Approval of amendments to the following planning schemes:

- Bulla Planning Scheme—Amendment No. L2.
- Dundas Planning Scheme—Amendment No. L1.
- Huntly Planning Scheme—Amendment No. L6.
- Pyalong Planning Scheme—Amendment Nos. L2, L3, L4.
- Rosedale Planning Scheme—Amendment No. L17.
- Tambo Planning Scheme—Amendment No. L4.
- Traralgon (City) Planning Scheme—Amendment No. L4.

Public Service Board—Report for the year 1987–88—Ordered to be printed.

River Improvement Act 1958—Notice of Intention to unite the Ovens and King River District and Fifteen Mile Creek Improvement District and to form the Ovens River Management Board.

Statutory Rules under the following Acts:

- Associations Incorporation Act 1981—No. 408.
- Business Names Act 1962—No. 409.
- Co-operation Act 1981—No. 412.
- Co-operative Housing Societies Act 1958—No. 411.
- Drugs, Poisons and Controlled Substances Act 1958—No. 413.
- Food Act 1984—No. 416.
- Friendly Societies Act 1986—No. 410.
- Health Act 1958—Nos. 414, 415, 417, 418, 419, 420.
- Hospitals Superannuation Act 1988—No. 422.
- Nurses Act 1958—No. 396, issued in lieu of No. 396 previously circulated.
- Public Service Act 1974—PSD No. 54.
- Trustee Act 1958—No. 407, together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:
  - Commonwealth Banking Act 1959 (as amended).
  - Commonwealth Financial Corporations Act 1974.
- Valuation of Land Act 1960—No. 421.
- Water Act 1958—No. 423.

Victorian Dairy Industry Authority—Report for the year 1987–88.

- 9 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Bayside Project Bill.
  - Local Government Bill.
  - Police Regulation (Amendment) Bill.
  - Superannuation Acts (Amendment) Bill.
  - Co-operative Housing Societies (Amendment) Bill.
- 10 **STAMPS (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.  
 Ordered—That the Bill be considered in Committee later this day.

- 11 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Stamps (Further Amendment) Bill.
- 12 **STAMPS (FURTHER AMENDMENT) BILL**—Considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Land Tax (Amendment) Bill without amendment.
- 14 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until after No. 3.
- 15 **SHOP TRADING (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 a third time.  
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:  
Road Safety (Photographic Detection Devices) Bill.  
Dairy Industry (Amendment) Bill.
- 17 **LIBRARIES BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.  
Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders.  
Motion made and question—That the sitting be continued (*Mr Fordham*)—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.  
Committee reported progress; to sit again tomorrow.
- 18 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.
- 19 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Fordham*)—and, after debate—

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

WEDNESDAY, 23 NOVEMBER 1988

Question—put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 11—Wednesday, 23 November 1988

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
  - Accident Compensation Commission—Report for the year 1987–88; together with a Report of the Treasurer on the failure of the Commission to submit the Report to the Treasurer by 30 September 1988 and the reasons therefore.
  - Accident Compensation Tribunal—Report for the year 1987–88; together with a Report of the Treasurer on the failure of the Tribunal to submit the Report to the Treasurer by 30 September 1988 and the reasons therefore.
  - Attorney-General's Department—Report for the year 1987–88.
  - Community Services Victoria—Report for the year 1987–88—Ordered to be printed.
  - Consumer Affairs Ministry—Report for the year 1987–88—Ordered to be printed.
  - Education Ministry—Report for the year 1987–88—Ordered to be printed.
  - Estate Agents Board—Report for the year 1987–88.
  - Management and Budget Department—Report for the year 1987–88.
  - National Parks Act 1975—Report of the Director for the year 1987–88.
  - Property and Services Department—Report for the year 1987–88.
  - Public Prosecutions Office—Report of the Director for the year 1987–88.
  - Transport Ministry—Report for the year 1987–88 which contains quantitative performance targets for 1988–89 determined by the Minister of Transport pursuant to section 58 of the *Transport Act* 1983 for the Metropolitan Transit Authority, the State Transport Authority, the Road Traffic Authority and the Road Construction Authority—Ordered to be printed.
  - Urban Land Authority—Report for the year 1987–88.
  - Victorian Accident Rehabilitation Council—Report for the year 1987–88; together with a Report of the Treasurer on the failure of the Council to submit the Report to the Treasurer by 30 September 1988 and the reasons therefore.
- 4 **PRIVILEGES COMMITTEE**—Motion made, by leave, and question—That Mr Perton be discharged from attendance on the Privileges Committee and Mr Maclellan be appointed in his stead (*Mr Fordham*)—put and agreed to.
- 5 **ESTIMATES COMMITTEE**—Motion made, by leave and question proposed—
  1. That a Joint Select Committee be appointed to inquire into and report upon the Annual Estimates of Receipts and Payments and any Additional or Supplementary Estimates of Receipts and Payments presented to the Legislative Assembly and the Legislative Council and referred to the Committee by resolution of the Council and the Assembly from time to time.
  2. That the Committee may in addition inquire into and report on the efficiency, effectiveness and economy of the administration of particular programs and items of expenditure contained in Appropriation Bills or on any other matter arising out of the Estimates.

**Priority to Parliamentary References**

3. That the Committee shall give priority to such investigations referred to it by resolution of the Council and the Assembly.

**Time Period for Reporting**

4. That the resolution referring Estimates to the Committee for inquiry and report shall fix a day by which the Committee shall report its findings to each House.

**Membership**

5. That the Committee shall consist of 8 Members, comprising not more than 6 Members of the Council and not more than 6 Members of the Assembly.

**Quorum**

6. That 4 Members of the Committee shall constitute a quorum of the Committee.

**Chairman**

7. That the Committee shall elect one of the Government members of the Committee to be Chairman.
8. That the Chairman shall have a deliberative vote and, in the event of an equality of votes, shall have a casting vote.

**Deputy Chairman**

9. That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform all the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.

**Sitting Times and Places**

10. That the Committee may sit in such places in Victoria as seems most convenient for the proper and speedy despatch of business.
11. The Committee shall not sit while either House is actually sitting except by leave of that House and may not, while either House is actually sitting, sit in any place other than a place that is within the Parliament buildings.

**Participation of Non-Members**

12. That members of either House, not being members of the Committee, may participate at the discretion of the Chairman in any public hearing at which evidence is given and witnesses are examined but shall not vote, move any motion or be counted for the purpose of a quorum.

**Procedure of the Committee**

13. That the Committee may ask for explanations from Ministers from either House, and from public servants and other relevant persons relating to items of proposed expenditure.
14. That the Committee may send for persons, papers and records and report Minutes of Evidence from time to time.
15. That the Committee shall unless it otherwise resolves take all evidence in public.
16. That the Committee shall keep a record of all evidence given before it and determinations made by it.
17. That the Committee have the power to authorise publication of any evidence given before it in public and any document presented to it subject to the consideration of the views of the relevant Ministers.

### Use of Consultancy Services

18. That the Committee may, with the prior approval of the Treasurer and the Speaker, commission any person or persons to investigate and report to the Committee on any aspect of a proposal, matter or thing being inquired into or being considered by the Committee.

### Discussion Papers/Reports

19. That the Committee may publish discussion papers and present interim reports to the Parliament prior to any final report to the Parliament.
20. That reports of the Committee may recommend matters for further investigation by a joint investigatory committee appointed under the *Parliamentary Committees Act 1968*.
21. Where requested so to do by one or more members of the Committee, the Committee shall include with a report made by it to each House a minority report on behalf of that member or those members.

### Payment of Members

22. That the Committee be a Committee to which section 51A of the *Parliamentary Committees Act 1968* applies.

### Hansard

23. That as soon as practicable after the completion of each day's proceedings a transcript of the evidence taken in public by the Committee shall be published.

### Conflict with Standing Orders

24. That the foregoing provisions of this resolution so far as they are inconsistent with the Standing Orders and Practices of the Houses shall have effect notwithstanding anything contained in those Standing Orders.

### Expiry of Resolution

25. This resolution shall have effect up to and until 31 May 1989.

(*Mr Fordham*)—put and agreed to.

Ordered—That the foregoing resolution be transmitted to the Legislative Council with a message desiring their concurrence therein.

- 6 VACANCY IN MEMBERSHIP OF MELBOURNE UNIVERSITY COUNCIL—Mr Speaker announced that he had received the following communication:

8 November 1988

Dr. K. Coghill,  
Speaker, Legislative Assembly,  
Parliament House,  
Melbourne, Vic. 3002

Dear Mr Speaker,

Section 5 (1) (a) of the *Melbourne University Act 1958* provides for the appointment by the Governor in Council of a member of the Legislative Council and two members of the Legislative Assembly as members of the University Council.

As one of the nominees of the Legislative Assembly Mr Theodore Sidiropoulos did not contest the last State election held on 1 October 1988, I would be pleased to receive the name of a member of the Legislative Assembly to replace him as a

member of the University Council for the balance of a term of office ending on 16 December 1991.

Yours sincerely,

CAROLINE HOGG

Minister Assisting the Minister for Education with Responsibility for Post-Secondary Education

Motion made, by leave, and question—That Mr Dollis be recommended to the Governor in Council for appointment to the Council of Melbourne University (*Mr Fordham*)—put and agreed to.

- 7 **ORDER OF THE DAY DISCHARGED**—Motion made and question—That the following Order of the Day, Government Business, be read and discharged:
- Crimes (Family Violence) (Amendment) Bill—Second reading—Resumption of debate.*
- and that the Bill be withdrawn (*Mr Fordham*)—put and agreed to.
- 8 **SUMMARY OFFENCES (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Fordham, to bring in a Bill “*to amend section 6 of the ‘Summary Offences Act 1966’*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **FOOTSCRAY LAND BILL**—Mrs Setches obtained leave, with Mr Fordham, to bring in a Bill “*to facilitate the development of land at Footscray, to revoke the permanent reservation of certain Crown land, to amend the ‘Melbourne and Metropolitan Board of Works Act 1958’ and the ‘Port of Melbourne Authority 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 **CHILDREN AND YOUNG PERSONS BILL**—Mr Spyker, pursuant to motion moved on his behalf by Mr Fordham obtained leave, with Mrs Kirner, to bring in a Bill “*to establish The Children’s Court of Victoria, to provide for the constitution, jurisdiction and proceedings of that Court, to make fresh provision in relation to the protection of children and in relation to children who have been charged with, or who have been found guilty of, offences, to repeal the ‘Children’s Court Act 1973’, to amend the ‘Community Welfare Services Act 1970’ and 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.
- 11 **BUILDING CONTROL (PLUMBERS, GASFITTERS AND DRAINERS) (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 a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **BUSINESS FRANCHISE ACTS (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 a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 13 **VICTORIAN ARTS CENTRE (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 a third time forthwith.

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

- 14 **VACANCIES IN MEMBERSHIP OF THE COUNCIL OF THE LA TROBE UNIVERSITY, THE COUNCIL OF THE VICTORIAN INSTITUTE OF MARINE SCIENCES, THE VICTORIAN CURRICULUM AND ASSESSMENT BOARD AND THE VICTORIAN HEALTH PROMOTION FOUNDATION**—Mr Speaker reported that this day, the House had met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to recommend members and elect a member to various bodies and that—

- (a) The Honourable Ronald Alexander Best, M.L.C. and Anthony John Sheehan, M.P. had been recommended for appointment to the Council of La Trobe University;
- (b) Ann Patricia Barker, M.P. and the Honourable Ian Winton Smith, M.P. had been recommended for appointment to the Victorian Curriculum and Assessment Board;
- (c) The Honourable Brian William Mier, M.L.C., Peter Ross-Edwards, M.P. and Ronald James Herbert Wells, M.P. had been recommended for appointment to the Council of Victorian Institute of Marine Sciences; and
- (d) Malcolm John Sandon, M.P. had been elected to the Victorian Health Promotion Foundation.

- 15 **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.

Committee reported progress; to sit again later this day.

- 16 **LIBRARIES BILL**—Further considered in Committee.

Committee reported progress.

Motion made and question—That the Bill be further considered in Committee later this day (*Mr Fordham*)—after debate, put.

The House divided.

AYES, 43

Mr Andrianopoulos	Mrs Hill	Mr Pope	Mr Spyker
Mr Baker	Mrs Hirsh	Mrs Ray	Mr Thomson
Mrs Barker	Mr Jolly	Mr Roper	Mrs Toner
Mr Cain	Mr Kennan	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Seitz	Mr Walsh
Mr Dollis	Mr Leighton	Mr Sercombe	
Mr Fordham	Mr McCutcheon	Mrs Setches	<i>Tellers</i>
Mr Gavin	Mr McDonald	Mr Sheehan	Mr Ernst
Mrs Gleeson	Mr Mathews	( <i>Northcote</i> )	Mr Sheehan
Mr Hamilton	Mr Micallef	Mr Shell	( <i>Ballarat South</i> )
Mr Harrowfield	Mr Norris	Mr Simmonds	



## NOES, 38

Mr Austin	Mr Hann	Mr Maclellan	Mr Steggall
Mr Bildstien	Mr Hayward	Dr Napthine	Mr Stockdale
Mr Brown	Mr Jasper	Mr Perton	Mr Tanner
Mr Clark	Mr John	Mr Plowman	Mrs Wade
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Wallace
Mr Cooper	Mr Lea	Mr Richardson	Mr Weideman
Mr Delzoppo	Mr Leigh	Mr Ross-Edwards	
Mr Dickinson	Mr Lieberman	Mr Smith	
Mr Elder	Mr McGrath	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Evans	( <i>Warrnambool</i> )	Mr Smith	Mr Perrin
Mr Gude	Mr McNamara	( <i>Polwarth</i> )	Dr Wells

And so it was resolved in the affirmative.

Ordered—To be further considered in Committee this day.

- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Southgate Project (Amendment) Bill without amendment.
- 18 LIBRARIES BILL—DECLARATION OF BILL AS URGENT—LIMITATION OF DEBATE—Mr Fordham declared that this Bill was an urgent Bill and moved—That this 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, 41

Mr Baker	Mrs Hirsh	Mrs Ray	Mr Shell
Mrs Barker	Mr Jolly	Mr Roper	Mr Simmonds
Mr Cain	Mr Kennedy	Mr Rowe	Mr Spyker
Mr Cole	Ms Kirner	Mr Sandon	Mr Thomson
Mr Dollis	Mr Leighton	Mr Seitz	Mrs Toner
Mr Ernst	Mr McCutcheon	Mr Sercombe	Mr Trezise
Mr Fordham	Mr McDonald	Mrs Setches	Dr Vaughan
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Walsh
Mrs Gleeson	Mr Micallef	( <i>Ballarat South</i> )	<i>Tellers</i>
Mr Hamilton	Mr Norris	Mr Sheehan	Mr Andrianopoulos
Mr Harrowfield	Mr Pope	( <i>Northcote</i> )	Mr Cunningham

## NOES, 38

Mr Austin	Mr Hann	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Hayward	Dr Napthine	Mrs Wade
Mr Brown	Mr Jasper	Mr Perrin	Mr Wallace
Mr Clark	Mr John	Mr Perton	Mr Weideman
Mr Coleman	Mr Kennett	Mr Plowman	Dr Wells
Mr Cooper	Mr Lea	Mr Reynolds	
Mr Delzoppo	Mr Leigh	Mr Richardson	
Mr Dickinson	Mr Lieberman	Mr Ross-Edwards	<i>Tellers</i>
Mr Elder	Mr McGrath	Mr Smith	Mr Smith
Mr Evans	( <i>Warrnambool</i> )	( <i>Polwarth</i> )	( <i>Glen Waverley</i> )
Mr Gude	Mr McNamara	Mr Stockdale	Mr Steggall

And so it was resolved in the affirmative.

Motion made and question—That the time allotted in connection with the remaining stages of this Bill be until 11.00 p.m. this day (*Mr Fordham*)—put, after debate, and agreed to.

Further considered in Committee.

*Limitation of Debate*—The time allotted in connection with the remaining stages of the Bill having expired—Bill reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

Business having been interrupted at 11.02 p.m. pursuant to Sessional Orders—

- 19 **ADJOURNMENT**—Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the Chair at forty-four minutes past Eleven o'clock.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 12—Thursday, 24 November 1988

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - School Crossing Supervisors—Seeking that the Government will reconsider its decision to remove school crossing supervisors, bearing 95 signatures (*by Mr Tanner*).
  - Industrial Waste Plant—Seeking that the Government take action to ensure that no industrial waste plant be located in the Shire of Melton, bearing 296 signatures (*by Mr Cunningham*).

Severally ordered to lie on the Table.
- 4 **PORTLAND SMELTER UNIT TRUST, ALUMINIUM SMELTERS OF VICTORIA PTY. LTD. AND SUMMARY OF VICTORIAN TAXATION**—Motion made, by leave, and question—That there be presented to this House copies of:
  - (a) Portland Smelter Unit Trust Report and financial statements for the year 1987–88.
  - (b) Aluminium Smelters of Victoria Pty. Ltd.—Report on operations for the year 1987–88.
  - (c) Summary of Victorian Taxation incorporating report of the Commissioner of Land Tax pursuant to section 95 of the *Land Tax Act 1958* (*Mr Jolly*)—put and agreed to.
- 5 **PAPERS**—Mr Jolly presented:
  - (a) Portland Smelter Unit Trust Report and financial statements for the year 1987–88.
  - (b) Aluminium Smelters of Victoria Pty. Ltd.—Report on operations for the year 1987–88.
  - (c) Summary of Victorian Taxation incorporating report of the Commissioner of Land Tax pursuant to section 95 of the *Land Tax Act 1958*—Returns to the foregoing Order.

Severally ordered to lie on the Table.
- 6 **REPORT OF THE ACTIVITIES OF NATIONAL COMMON POLICE SERVICES**—Motion made, by leave, and question—That there be presented to this House a copy of the Report on Activities of National Common Police Services for the year 1986–87 (*Mr Fordham*)—put and agreed to.

7 PAPER—Mr Fordham presented:

National Common Police Services Activities—Report for the year 1986–87—Return to the foregoing Order.

Ordered to lie on the Table.

8 COMMONWEALTH POLICY DISCUSSION PAPER ON AIDS—Motion made, by leave, and question—That there be presented to this House a copy of the Commonwealth Policy Discussion Paper on Aids: “A time to care, a time to act” (Mr Roper)—put and agreed to.

9 PAPER—Mr Roper presented:

Commonwealth Policy Discussion Paper on Aids: “A time to care, a time to act”—Return to the foregoing Order.

Ordered to lie on the Table.

10 LEGAL AND CONSTITUTIONAL COMMITTEE—Mr Jasper brought up the Thirteenth Report from the Legal and Constitutional Committee on subordinate legislation concerning the Police Gaols Regulations 1988 (Statutory Rule 73 of 1988) and the Corrections (Firearms Amendment) Regulations 1988 (Statutory Rule 292 of 1988); together with Appendices.

Ordered to lie on the Table and to be printed.

11 NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—Mrs Hill brought up an Interim Report from the Natural Resources and Environment Committee upon South-Western Region Water Management Strategy; together with an Appendix.

Ordered to lie on the Table and to be printed.

12 PAPERS—Mr McCutcheon presented, by Command of His Excellency the Governor: Supreme Court Judges—Report for the year 1987.

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:

Conservation, Forests and Lands Department—Report for the year 1987–88—Ordered to be printed.

Guardianship and Administration Board—Report for the year 1987–88.

Law Reform Commission—Report No. 15 on Sexual Offences Against People with Impaired Mental Functioning.

Law Reform Commission and Regulation Review Unit—Report No. 2 on Occupational Regulation.

Ombudsman—Report for the year 1987–88—Ordered to be printed.

Public Advocate—Report for the year 1987–88.

Victorian Health Promotion Foundation—Report for the year 1987–88.

Young Farmer’s Finance Council—Report for the year 1987–88.

13 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment;

Shop Trading (Amendment) Bill

Melbourne College of Advanced Education (Amalgamation) Bill

- 14 **ADJOURNMENT MOTION—YOUTH GUARANTEE SCHEME**—Mr Kennett proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely—  
 “The failure of the government to promptly rectify the gross mismanagement of the Youth Guarantee Scheme, resulting in the continuing inability of the guarantee to meet its targets, provide employment, education and training to all young Victorians, and conform with established approval procedures for promotional activities.”  
 Mr Speaker having ascertained that twelve Members approved of the proposed discussion—  
 Motion made and question proposed—That the House do now adjourn (*Mr Kennett*).  
 Debate having been interrupted at 2.00 p.m. pursuant to Sessional Orders.
- 15 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until after No. 2.
- 16 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) 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—To 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 and a New Clause to enable inspection of the marked voters’ rolls by a candidate or scrutineer (*Mr Lieberman*)—put and agreed to.  
 Bill considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 Building Control (Plumbers, Gasfitters and Drainers) (Amendment) Bill without amendment.
- 18 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until Thursday, 8 December 1988 (*Mr Fordham*)—put and agreed to.
- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Acquainting the Assembly that they have concurred with the Assembly and have resolved to appoint a Joint Select Committee to inquire into and report upon the Annual Estimates of Receipts and Payments and any Additional or Supplementary Estimates of Receipts and Payments presented to the Legislative Assembly and the Legislative Council and referred to the Committee by resolution of the Council and the Assembly from time to time.
- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Local Government (Validation) Bill with an amendment.  
 Ordered—That the said amendment be printed and taken into consideration tomorrow.
- 21 **SUMMARY OFFENCES (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
 Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 8 December 1988.
- 22 **FOOTSCRAY LAND BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question—That the debate be now adjourned (*Mr John*)—put and agreed to.

Ordered—That the debate be adjourned until Thursday, 8 December 1988.

- 23 **TRUSTEE COMPANIES (AMENDMENT) BILL**—Further considered in committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 24 **BORROWING AND INVESTMENT POWERS (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 11.00 p.m.—pursuant to Sessional Orders.

Motion made and question—That the sitting be continued (*Mr Fordham*)—put and agreed to.

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

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

Committee reported progress; to sit again tomorrow.

- 25 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.

- 26 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Fordham*)—and, after debate—

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

FRIDAY, 25 NOVEMBER 1988

Question—put and agreed to.

And then the House, at twenty-three minutes past Twelve o'clock, adjourned until Thursday, 8 December 1988.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 13, 14 and 15****No. 13—Thursday, 8 December 1988**

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **DEATH OF ALAN ALFRED CAMPBELL LIND, A.O.**—Motion made and question—That this House expresses its sincere sorrow at the death of Alan Alfred Campbell Lind, A.O., 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 Mildura 1952–1955 and Dandenong 1969–1979 (*Mr Fordham*)—put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Alan Alfred Campbell Lind, A.O., Esquire, the House do now adjourn until 11.45 a.m. this day (*Mr Fordham*)—put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**No. 14—Thursday, 8 December 1988**

(FORTY-NINE MINUTES PAST ELEVEN O'CLOCK)

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair.
- 2 **STANDING ORDERS SUSPENDED—POSTPONEMENT OF FORMAL BUSINESS**—Motion made, by leave, and question—That Standing Orders be suspended so far as to allow formal business, including questions, to be called upon after consideration of business set down upon the Notice Paper and that formal business be so called upon at 4.00 p.m. this day (*Mr Fordham*)—put and agreed to.
- 3 **POSTPONEMENT OF GENERAL BUSINESS—GRIEVANCES**—Motion made, by leave, and question—That the consideration of notices of motion, General Business, be postponed and that the question “That grievances be noted” be now proposed and put at 1.00 p.m. (*Mr Fordham*)—put and agreed to.
- 4 **GRIEVANCES**—Question—That grievances be noted—put, after debate, and agreed to.
- 5 **CHILDREN AND YOUNG PERSONS BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Spyker*).  
Motion made and question—That the debate be now adjourned (*Mr Hayward*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 22 December 1988.

- 6 **BAYSIDE PROJECT 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 a third time.

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

- 7 **RACING (FURTHER AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Government Business having been interrupted at 4.00 p.m. pursuant to foregoing resolution of the House.

- 8 **QUESTIONS**—(Pursuant to Standing Order No. 124).

- 9 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Health Services in Alexandra—Seeking that the Government take action to conduct an independent and impartial review of the complete health services within the Shire of Alexandra, bearing 319 signatures (*by Mr McNamara*).

Rating System—Poll Provisions—Seeking that the democratic right of citizens to choose their rating system be retained by keeping the poll provisions as provided in the *Local Government Act 1958*, bearing 1792 signatures (*by Mr Perton*).

Dental Services—Seeking that the Government take action to expand the public dental service to sufficient locations to ensure access for all Victorians, bearing 105 signatures (*by Mr Smith, Glen Waverley*).

Traffic Lights in Eltham—Seeking that the Government take action to install traffic lights at the intersection of Bolton Street and Main Road, Eltham, bearing 192 signatures (*by Mrs Toner*).

Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 2431, 316 and 2616 signatures (*by Mr Cooper, Mr Hann and Mr Honeywood, respectively*).

Bus Services in East Preston—Seeking that the Government take action to re-introduce a direct bus service between Mill Park and Northland Shopping Centre, East Preston, bearing 202 signatures (*by Mrs Gleeson*).

Harmful Toys—Seeking that the Government take action to extend the definition of “harmful” under the Consumer Affairs Act to include those products which are wilfully intended to promote aggressive and destructive attitudes in child consumers, bearing 2814 signatures (*by Mrs Kirner*).

Severally ordered to lie on the Table.

- 10 **COMMISSIONER FOR THE ENVIRONMENT REPORT**—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Commissioner for the Environment for the year 1987–88 (*Mr Roper*)—put and agreed to.

- 11 **PAPER**—Mr Roper presented:

Commissioner for the Environment—Report for the year 1987–88—Return to the foregoing Order.

Ordered to lie on the Table.

- 12 **CONSULTATIVE COUNCIL ON OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY REPORT**—Motion made, by leave, and question—That there be presented to this House a copy of the report of the Consultative Council on Obstetric

and Paediatric Mortality and Morbidity for the year 1986 (*Mr Roper*)—put and agreed to.

13 PAPER—Mr Roper presented:

Consultative Council on Obstetric and Paediatric Mortality and Morbidity—  
Report for the year 1986—Return to the foregoing Order.

Ordered to lie on the Table.

14 HEALTH COMPUTING SERVICES REPORT—Motion made, by leave, and question—  
That there be presented to this House a copy of the Health Computing Services  
Victoria Ltd. Report for the year 1987–88 (*Mr Roper*)—put and agreed to.

15 PAPER—Mr Roper presented:

Health Computing Services Victoria Ltd—Report for the year 1987–88—Return  
to the foregoing Order.

Ordered to lie on the Table.

16 VICTORIAN GOVERNMENT MAJOR PROJECTS UNIT REPORT—Motion made, by  
leave, and question—That there be presented to this House a copy of the Victorian  
Government Major Projects Unit Report for the year 1987–88 (*Mr Fordham*)—put  
and agreed to.

17 PAPER—Mr Fordham presented:

Victorian Government Major Projects Unit—Report for the year 1987–88—Return  
to the foregoing Order.

Ordered to lie on the Table.

18 LEGAL AND CONSTITUTIONAL COMMITTEE—Mr Jasper brought up the following  
Reports from the Legal and Constitutional Committee:

(a) The Fourteenth Report on Subordinate Legislation concerning M.M.B.W. By-  
law No. 250: Trade Waste (Statutory Rule No. 285 of 1988); together with an  
Appendix; and

(b) The Fourth Report on the operation of section 32 of the *Interpretation of  
Legislation Act 1984* concerning the Place Names Committee (Member's Fees  
and Travelling Allowances) Regulations 1988 (Statutory Rule No. 251 of 1988);  
together with an Appendix.

Severally ordered to lie on the Table and to be printed.

19 SOCIAL DEVELOPMENT COMMITTEE—Mrs Ray, Chairman, brought up the Second  
Report from the Social Development Committee upon the Inquiry into Strategies to  
Deal with the Issue of Community Violence; together with Appendices and Extracts  
from the Proceedings of the Committee.

Ordered to lie on the Table and to be printed.

20 PAPERS—Mr Speaker presented:

BLF (De-recognition) Act 1985—Fifth Report of the Custodian.

Mr Crabb presented, by command of His Excellency the Governor:

Victoria Police—Report for the year 1987–88.

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:

Agriculture and Rural Affairs Department—Report for the year 1987–88.

Attorney-General's Department—Report for the year 1987–88. (*In lieu of Report  
tabled on Wednesday, 23 November 1988*).



- Chiropractors and Osteopaths Registration Board—Report and financial statements for the year 1987.
- Council of Adult Education—Report for the year 1987–88.
- Ethnic Affairs Commission—Report for the year 1987–88.
- Exhibition Act 1957—Report by the Minister for Industry, Technology and Resources on the failure to submit the Annual Report of the Exhibition Trustees for the year 1987–88 and the granting of a further extension of time until 8 December 1988.
- Geelong Regional Commission—Report and statement of accounts for the year 1987–88.
- Harness Racing Board—Report for the year ended 31 July 1988.
- Health Department—Report for the year 1987–88—Ordered to be printed.
- Housing and Construction Ministry—Report of the Director-General for the year 1987–88—Ordered to be printed.
- Latrobe Regional Commission—Report and statement of accounts for the year 1987–88.
- Law Reform Commission—Report for the year 1987–88—Ordered to be printed.
- Law Reform Commission—  
 Report No. 18 on Sexual Offences Against Children.  
 Report on Sexual Offences Against Children: Research Reports.
- Legal Profession Practice Act 1958—Report of the Lay Observer for the year 1987—  
 Barristers' Disciplinary Tribunals;  
 Solicitors' Disciplinary Tribunals.
- Liquor Licensing Commission—Report for the two months ended June 1988—incorporating the Report of the Liquor Control Commission for the period 1 July 1987 to 2 May 1988—Ordered to be printed.
- Mental Health Act 1986—Report on the Activities of Community Visitors for the five months ended June 1988.
- Metropolitan Transit Authority—Report for the year 1987–88—Ordered to be printed.
- Optometrists Registration Board—Report for the year 1987–88.
- Parliamentary Committees Act 1968—Response by the Minister for Health with respect to the Social Development Committee Report on the Inquiry into Alternative Medicine and the Health Food Industry.
- Pharmacy Board—Report and statement of accounts for the year 1987.
- Planning and Environment Act 1987—Notice of approval of amendments to the following planning schemes.  
 Altona Planning Scheme—No. L1.  
 Bendigo Planning Scheme—Nos. L1, L3.  
 Buninyong Planning Scheme—Nos. L9, L10.  
 Chiltern Planning Scheme—No. L5.  
 Doncaster and Templestowe Planning Scheme—No. L8.  
 Eltham Planning Scheme—No. L1.  
 Frankston Planning Scheme—No. L3.  
 Geelong Regional Planning Scheme—Nos. R1, R5, Part 1, R16, RL13.  
 Glenelg Planning Scheme—No. L2.

- Gordon Planning Scheme—No. L1.  
 Hampden Planning Scheme—Nos. L1, L3.  
 Horsham Planning Scheme—No. L4.  
 Kilmore Planning Scheme—No. L7.  
 Korumburra Planning Scheme—Nos. L4, L6.  
 Lillydale Planning Scheme—Nos. L4, L17, L23A, L34.  
 Metropolitan Region Planning Scheme—Nos. R14, R19, R20, R24, RL1 Part 5, RL8, RL11, Part 3, RL19, RL29 Part 2, RL39, RL46, RL50, RL51 Part 1, RL57.  
 Mildura (City) Planning Scheme—No. L4.  
 Mildura (Shire) Planning Scheme—No. L10.  
 Moe Planning Scheme—No. L5.  
 Narracan Planning Scheme—No. L7.  
 Pakenham Planning Scheme—Nos. L2, L4.  
 Rochester Planning Scheme—No. L2.  
 Rosedale Planning Scheme—No. L14.  
 Seymour Planning Scheme—No. L3.  
 South Gippsland Planning Scheme—No. L10.  
 Stawell (Town) Planning Scheme—Nos. L2, L4, L8.  
 Tambo Planning Scheme—No. L14.  
 Traralgon (City) Planning Scheme—Nos. L2, L3.  
 Warrnambool (City) Planning Scheme—No. L5.  
 Winchelsea Planning Scheme—No. L2.  
 Wodonga Development Areas Planning Scheme—No. L1.  
 Woorayl Planning Scheme—No. L9.
- Police and Emergency Services Ministry—Report for the year 1987–88.  
 Radiation Advisory Committee—Report for the year ending 31 October 1988.  
 Road Construction Authority—Report for the year 1987–88—Ordered to be printed.  
 Road Traffic Authority—Report for the year 1987–88—Ordered to be printed.  
 Rural Water Commission—  
 Report for the year 1987–88—Ordered to be printed. Report from the Minister on the failure of the Commission to submit the report within 3 months at the end of the financial year and the reasons therefore.  
 Small Business Development Corporation—Report for the year 1987–88.  
 Standing Review and Advisory Committee on Infertility—Reports for the years 1985–86, 1986–87, 1987–88.  
 State Transport Authority—Report for the year 1987–88—Ordered to be printed.  
 Statutory Rules under the following Acts:  
 Building Control Act 1981—No. 426.  
 Construction Industry Long Service Act 1983—No. 425.  
 Drugs, Poisons and Controlled Substances Act 1981—No. 424.  
 Public Service Act 1974—PSD Nos. 56, 57, 58.  
 Racing Act 1958—No. 403.

Victorian Dried Fruits Board—Report and Statement of Accounts for the year 1987.

Victorian Nursing Council—Report and Statement of Accounts for the year 1987–88.

Victorian Prison Industries Commission—Report and Statement of Accounts for the year 1987–88.

Victorian Relief Committee Act 1958—Report by the Premier on the failure to submit the Annual Report of the Victorian Relief Committee by 30 September, the reasons therefore and the granting of an extension of time, until 30 December 1988.

\* \* \* \*

The following proclamations fixing operative dates for various Acts were laid upon the table by the Clerk, pursuant to an Order of the House dated 25 October 1988.

Building Control Act 1981—Part VI and Item 13 of the Schedule; 1 December 1988 (*Gazette* No. S94, 29 November 1988).

Building Control (Plumbers, Gasfitters and Drainers) Act 1985—Whole Act except Sections 25 and 26; 30 November 1988 (*Gazette* No. S94, 29 November 1988).

Building Control (Amendment) Act 1986—Whole Act; 30 November 1988 (*Gazette* No. S94, 29 November 1988).

Building Control (Plumbers, Gasfitters and Drainers) (Amendment) Act 1988—Whole Act; 29 November 1988 (*Gazette* No. S94, 29 November 1988).

Health (General Amendment) Act 1988—

Sections 1, 2, 3, 4, 6, 8, 9, 11, 12, 18, 19, 23, 24, 26, 27, 29, 30, 32, 33, 34, 36, 37, 38 and 46; 1 December 1988 (*Gazette* No. G46, 30 November 1988).

Telecommunications (Interception) (State Provisions) Act 1988—Whole Act; 27 October 1988 (*Gazette* G41, 26 October 1988).

- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Pay-roll Tax (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Libraries Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 23 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—Agreeing to the following Bills without amendment:  
Business Franchise Acts (Amendment) Bill.  
Stamps (Further Amendment) Bill.
- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Trustee Companies (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Victorian Arts Centre (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 26 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Transmitting a Bill for “*An Act to amend the ‘Crimes (Family Violence) Act 1987’*”.
- 27 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2)**—On the motion of Mr Spyker, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 28 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to The Constitution Act (Amendment) (Electoral Reform) Bill with amendments.

Ordered—That the said amendments be printed and taken into consideration tomorrow.

- 29 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—ASSENT TO BILLS**—Informing the Assembly that he had, on 29 November 1988, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Road Safety (Photographic Detection Devices) Bill.

Dairy Industry (Amendment) Bill.

Land Tax (Amendment) Bill.

Melbourne College of Advanced Education (Amalgamation) Bill.

Shop Trading (Amendment) Bill.

Southgate Project (Amendment) Bill.

Building Control (Plumbers, Gasfitters and Drainers) (Amendment) Bill.

- 30 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Borrowing and Investment Powers (Amendment) Bill.

- 31 **RACING (FURTHER AMENDMENT) BILL**—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 a third time.

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

- 32 **LIQUOR CONTROL (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, as a matter of urgency, a complete review and re-assessment of the operation of the Liquor Control Act 1987 and Liquor Licensing Commission is undertaken with a view to introducing appropriate amendments to ensure that the Act adequately controls the industry and addresses the problem of underage drinking.” (*Mr Jasper*)—and after debate—

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

The House divided.

AYES, 70

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Smith
Mr Baker	Mr Hayward	Mr Perrin	( <i>Glen Waverley</i> )
Mrs Barker	Mr Heffernan	Mr Perton	Mr Smith
Mr Bildstien	Mrs Hill	Mr Pescott	( <i>Polwarth</i> )
Mr Brown	Mrs Hirsh	Mr Plowman	Mr Spyker
Mr Cole	Mr Honeywood	Mr Pope	Mr Stockdale
Mr Coleman	Mr John	Mrs Ray	Mr Tanner
Mr Cooper	Mr Jolly	Mr Reynolds	Mr Thomson
Mr Cunningham	Mr Kennan	Mr Roper	Mrs Toner
Mr Delzoppo	Mr Kennedy	Mr Rowe	Mr Trezise
Mr Dickinson	Mr Kennett	Mr Sandon	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mrs Wade
Mr Elder	Mr Leigh	Mrs Setches	Mr Walsh
Mr Ernst	Mr Leighton	Mr Sheehan	Dr Wells
Mr Fordham	Mr Lieberman	( <i>Ballarat South</i> )	Mrs Wilson
Mr Gavin	Mr McCutcheon	Mr Sheehan	
Mrs Gleeson	Mr McDonald	( <i>Northcote</i> )	<i>Tellers</i>
Mr Gude	Mr Mathews	Mr Shell	Dr Napthine
Mr Hamilton	Mr Micallef	Mr Simmonds	Mr Seitz

## NOES, 7

Mr Evans  
Mr Jasper  
Mr McGrath  
(Lowan)

Mr McNamara  
Mr Ross-Edwards

Tellers  
Mr McGrath  
(Warrnambool)  
Mr Steggall

And so it was resolved in the affirmative.

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

Committee reported progress.

Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—Mr Speaker took the Chair.

Motion made and question—That the sitting be continued (*Mr Fordham*)—put and agreed to.

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

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

33 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Fordham*)—put and agreed to.

34 **COUNTRY FIRE AUTHORITY (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 Sheehan, Ballarat South*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

35 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.

36 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Fordham*)—and, after debate—

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

FRIDAY, 9 DECEMBER 1988

Question—put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 15—Friday, 9 December 1988

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).

- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 270 signatures (*by Mr McNamara*).

Car Parking Facilities at the Alfred Hospital—Seeking that the Government take action to have adequate car parking facilities made available to staff, patients and visitors at the Alfred Hospital, Prahran, bearing 1030 signatures (*by Mr Walsh*).

High-Rise Development, Flagstaff Gardens—Seeking that the Government disallow high-rise development around the periphery of the Flagstaff gardens and that the gardens' public amenity and sanctity be retained for the use and enjoyment of Victorians and visitors, bearing 83 signatures (*by Mr John*).

Benwerrin Pre-School Funding—Seeking that the Minister for Community Services review the allocation of funds for the Benwerrin Pre-School, bearing 81 signatures (*by Mr Pescott*).

Police Presence in Melton—Seeking that the Government take action to provide more police vehicles in the Shire of Melton in order to prevent crime, protect the public and to assist in the reduction of vandalism, bearing 237 signatures (*by Mr Cunningham*).

Severally ordered to lie on the Table.

- 4 **LADY NELL SEEING EYE DOG AND REHABILITATION CENTRE**—Motion made, by leave, and question—That there be presented to this House a copy of the report of inspectors appointed to investigate the affairs of the Guide Dog Owners' and Friends' Association and Northern Thanet Pty. Ltd. who conduct—"The Lady Nell Seeing Eye Dog and Rehabilitation Centre" together with a statement thereon by the Attorney-General (*Mr McCutcheon*)—put and agreed to.

- 5 **PAPER**—Mr McCutcheon presented:

Guide Dog Owners' and Friends' Association and Northern Thanet Pty Ltd who conduct—"The Lady Nell Seeing Eye Dog and Rehabilitation Centre"—Report of Inspectors appointed to investigate affairs, together with a statement by the Attorney-General—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:

Building Societies Council—Report for the year 1987–88; together with a report by the Treasurer on the failure of the Council to submit the report by 30 September and the reasons therefor.

Members of Parliament (Register of Interests) Act 1978—Summary of Returns—December 1988—Ordered to be printed.

Statutory Rules under the following Acts:

Chiropractors and Osteopaths Act 1978—No. 435.

Dietitians Act 1981—No. 430.

Drugs, Poisons and Controlled Substances Act 1981—No. 431.

Health Act 1958—Nos. 432, 433, 434.

Optometrists Registration Act 1958—No. 429.

Physiotherapists Act 1978—No. 428.

## Wildlife Act 1975—No. 436.

Victorian Conservation Trust—Report for the year 1987–88.

- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—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:
- Stamps (Further Amendment) Bill.  
Business Franchise Acts (Amendment) Bill.
- 8 **AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) BILL—**Mr Fordham obtained leave, with Mr Jolly, to bring in a Bill “*to make certain amendments to the ‘Animal Preparations Act 1987’, the ‘Dairy Industry Act 1984’, the ‘Dried Fruits Act 1958’, the ‘Fruit and Vegetables Act 1958’, the ‘Seeds Act 1982’, the ‘Vegetation and Vine Diseases Act 1958’ and certain other Acts 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 **BUILDING CONTROL (AMENDMENT) BILL—**Mr Roper obtained leave, with Mr Fordham, to bring in a Bill “*to amend the ‘Building Control Act 1981’ and the ‘Building Control (General Amendment) Act 1988’ 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 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL—**Further considered in Committee and reported with amendments, and with an amended title which title is as follows:
- “A Bill to amend the ‘Borrowing and Investment Powers Act 1987’ to provide the limits to the financial accommodation that may be obtained by certain authorities, to make the borrowing and investment powers of the Totalizator Agency Board subject to the ‘Borrowing and Investment Powers Act 1987’, to amend the ‘Gas and Fuel Corporation Act 1958’, the State Electricity Commission Act 1958’, the ‘Melbourne and Metropolitan Board of Works Act 1958’ and the ‘Racing Act 1958’ and for other purposes.”*
- Bill, as amended, considered, and amendments agreed to; read a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **PAY-ROLL TAX (AMENDMENT) BILL—**Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time.
- Amendments Nos. 1 and 2.
1. Clause 4, omit this clause.
  2. Clause 11, omit this clause.
- Motion made and question—That this House do agree with these amendments with the following consequential amendments:
1. Clause 2, line 6, omit “5, 6 and 11” and insert “and 5”.
  2. Clause 2, line 8, omit “7, 8, 9, 10, 12 and 13” and insert “6, 7, 8, 9, 10 and 11” (*Mr Jolly*)—put and agreed to.
- Amendments Nos. 1 and 2 agreed to with consequential amendments.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

- 12 **SUPERANNUATION ACTS (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 a third time forthwith.

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

- 13 **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 committed; considered in Committee and reported without amendment; read a third time.

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

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Bayside Project Bill without amendment.

- 15 **ESTIMATES COMMITTEE—MEMBERSHIP**—Motion made, by leave, and question—That Mr Baker, Mrs Gleeson, Mr Harrowfield, Mr Sheehan (*Northcote*), Mr Stockdale and Mrs Wade be appointed members of the Estimates Committee (*Mr Fordham*)—put and agreed to.

- 16 **FOOTSCRAY 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 committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 17 **LIBRARIES BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 18 **VICTORIAN ARTS CENTRE (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time.

On the motion of Mr Fordham and, after debate—Amendments Nos. 1–5 agreed to.

Amendment No. 6.

*Insert the following new clause to follow clause 4:*

“AA. The Agreements referred to in the Schedule and any subsequent agreements to the like effect between Olympic Park Management and Victorian Arts Centre Trust or between National Tennis Centre Trust and Victorian Arts Centre Trust, are specifically authorised and approved”.

Motion made and question—That this House do agree with this amendment (*Mr Fordham*)—put.

The House divided.



## AYES, 51

Mr Andrianopoulos	Mrs Hirsh	Mr Mathews	Mr Shell
Mrs Barker	Mr Jasper	Mr Micallef	Mr Simmonds
Mr Cole	Mr Jolly	Mr Norris	Mr Spyker
Mr Crabb	Mr Kennan	Mr Pope	Mr Thomson
Mr Cunningham	Mr Kennedy	Mrs Ray	Mrs Toner
Mr Dollis	Ms Kirner	Mr Roper	Mr Trezise
Mr Ernst	Mr Leighton	Mr Ross-Edwards	Dr Vaughan
Mr Fordham	Mr McCutcheon	Mr Rowe	Mr Wallace
Mr Gavin	Mr McDonald	Mr Sandon	Mr Walsh
Mrs Gleeson	Mr McGrath	Mr Seitz	Mrs Wilson
Mr Hamilton	( <i>Lowan</i> )	Mr Sercombe	<i>Tellers</i>
Mr Hann	Mr McGrath	Mrs Scches	Mr Baker
Mr Harrowfield	( <i>Warrnambool</i> )	Mr Sheehan	Mr Steggall
Mrs Hill	Mr McNamara	( <i>Ballarat South</i> )	

## NOES, 30

Mr Austin	Mr Heffernan	Mr Perrin	Mrs Wade
Mr Bildstien	Mr Honeywood	Mr Pescott	Mr Weideman
Mr Brown	Mr John	Mr Plowman	Dr Wells
Mr Coleman	Mr Kennett	Mr Smith	
Mr Cooper	Mr Lea	( <i>Glen Waverley</i> )	
Mr Delzoppo	Mr Leigh	Mr Smith	<i>Tellers</i>
Mr Dickinson	Mr Lieberman	( <i>Polwarth</i> )	Mr Elder
Mr Gude	Mr Maclellan	Mr Stockdale	Mr Perton
Mr Hayward	Dr Napthine	Mr Tanner	

And so it was resolved in the affirmative.

Amendment No. 6 agreed to.

Ordered—That a Message be sent to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

- 19 **TRUSTEE COMPANIES (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 20 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL REFORM) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 21 **LOCAL GOVERNMENT (VALIDATION) BILL**—Order read for the consideration of the amendment made by the Legislative Council.

And the said amendment was read a second time and, after debate, agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 22 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 2)**—Read a second time, after debate, and by leave, read a third time forthwith.

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

- 23 **BUILDING CONTROL (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 Kennett*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 23 December 1988.
- 24 **AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Fordham*).  
Motion made and question—That the debate be now adjourned (*Mr Kennett*)—put and agreed to.  
Ordered—That the debate be adjourned until Friday, 23 December 1988.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Liquor Control (Amendment) Bill without amendment.
- 26 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament were laid upon the Table by the Clerk:  
Exhibition Trustees—Report for the year 1987–88.  
Parliamentary Committees Act 1968—Response by the Minister for Transport to the Social Development Committee Inquiry into Child Pedestrian and Bicycle Safety.
- 27 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 12 to 14 inclusive, be postponed until tomorrow.
- 28 **SUMMARY OFFENCES (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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 29 **SITTING OF THE HOUSE**—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 Fordham*)—put, after debate, and agreed to.
- 30 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.
- 31 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.
- And then the House, at eight minutes past seven o'clock 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.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

## No. 16

Wednesday, 21 December 1988

- 1 The House met pursuant to the terms of the resolution of 9 December 1988, Mr Speaker having fixed this day at Four o'clock as the time of meeting—Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Victorian State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victorian State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 828 signatures (*by Mr Cunningham*).
  - High-rise Development, Flagstaff Gardens—Seeking that the Government disallows high-rise development around the periphery of the Flagstaff Gardens and that the gardens' public amenity and sanctity be retained for the use and enjoyment of Victorians and visitors, bearing 270 signatures (*by Mr Cole*).
 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 Clerk:
  - Deakin University—Report and Statement of Accounts for the year 1986; together with statutes approved by the Governor in Council.
  - Melbourne Wholesale Fruit and Vegetable Market Trust—Report for the year 1986–87.
  - Planning and Environment Act 1987—Notices of approval of amendments to the following planning schemes:
    - Caulfield Planning Scheme—No. L1, Part A.
    - Hastings Planning Scheme—No. L9.
    - Keilor Planning Scheme—No. L3.
    - Metropolitan Region Planning Scheme—No. RL48, Part 1.
    - Orbost Planning Scheme—No. L6.
    - Sale Planning Scheme—No. L3.
    - Traralgon (City) Planning Scheme—No. L19.
    - Woorayl Planning Scheme—No. L10.
  - Statutory Rules under the following Acts:
    - Building Control Act 1981—No. 427, together with copies of the following documents as required by S. 32 of the *Interpretation of Legislation Act 1984* to accompany the statutory rule:
      - Australian Standard
      - AS 2118—1982: Automatic Fire Sprinkler System (as amended).

Plumbing and Gasfitting Modular course T23 conducted by TAFE Board.  
 Plumbing and Gasfitting Modular course T23A conducted by TAFE Board.

Plumbing course 32CDA conducted by TAFE Board.

Australian Standards

AS 1254—1973: Unplasticized PVC (UPVC) pipes and fittings for storm or surface water applications.

AS 1736—1975: Pliable roof sarking.

AS 1903—1976: Installation of Reflective foil laminate (as amended).

AS 1904—1976: Installation of Reflective foil laminate in buildings.

AS 1834-1—1986: Material for soldering—Solder alloys.

AS 1834-2—1986: Material for soldering—Flux-cored solders.

AS 1562—1980: Design and installation of metal roofing.

AS 2424—1981: Plastics building sheets—General installation requirements and design of roofing systems.

AS 1445—1986: Hot-dipped zinc-coated or aluminium/zinc-coated steel sheet—76 mm pitch corrugated.

AS 2179—1986: Metal rainwater goods—specification.

AS 2180—1986: Metal rainwater goods—selection and installation.

AS 2908—1987: Cellulose cement products—Corrugated sheets for roofing and cladding.

AS 1477-1—1988: Unplasticized P.V.C. (UPVC) pipes and fittings for pressure applications (Metric units).

Gas and Fuel Corporation of Victoria Service Department Specification for Installation of Domestic Ducted Central Heating Systems, November 1986 (I.S. 2011).

Drugs, Poisons and Controlled Substances Act 1981—No. 413 (*In lieu of No. 413 tabled on 22 November 1988*).

Fisheries Act 1968—Nos. 441, 442.

Lifts and Cranes Act 1967—No. 446.

Magistrates' Courts Act 1971—No. 449.

Pharmacists Act 1974—No. 444.

Prevention of Cruelty to Animals Act 1986—No. 439.

Public Service Act 1974—Nos. 447, 448, PSD Nos. 59, 60, 62.

Supreme Court Act 1986—Nos. 437, 438.

Tobacco Act 1987—No. 443.

Wildlife Act 1975—No. 440.

Youth Affairs Act 1986—No. 445.

Victorian Law Foundation—Report for the year ended 30 September 1988.

Victorian Public Offices Corporation—Report for the year 1986–87.

Zoological Board of Victoria—Report for the year 1987–88.

- 5 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the consequential amendments made by the Assembly in the Pay-roll Tax (Amendment) Bill.

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

- Footscray Land Bill
- Summary Offences (Amendment) Bill
- Country Fire Authority (Amendment) Bill
- Borrowing and Investment Powers (Amendment) Bill
- Superannuation Acts (Amendment) Bill
- Racing (Further Amendment) Bill

7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—ASSENT TO BILLS**—Informing the Assembly that he had given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:

On 15 December 1988—

- Bayside Project Bill
- Country Fire Authority (Amendment) Bill
- Crimes (Family Violence) (Amendment) Bill (No. 2)
- Liquor Control (Amendment) Bill
- Local Government (Validation) Bill
- Pay-roll Tax (Amendment) Bill
- Racing (Further Amendment) Bill
- Summary Offences (Amendment) Bill
- The Constitution Act Amendment (Electoral Reform) Bill
- Trustee Companies (Amendment) Bill
- Victorian Arts Centre (Amendment) Bill

On 20 December 1988—

- Borrowing and Investment Powers (Amendment) Bill
- Footscray Land Bill
- Libraries Bill
- Superannuation Acts (Amendment) Bill

8 **VICTORIAN ECONOMIC DEVELOPMENT CORPORATION—REPORT OF INQUIRY**—Motion made, by leave, and question—That there be presented to this House a copy of the Report of Inquiry into the Victorian Economic Development Corporation (*Mr Jolly*)—put and agreed to.

9 **PAPER**—Mr Jolly presented:

Victorian Economic Development Corporation—Report of Inquiry—Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

10 **MINISTERIAL STATEMENT—VICTORIAN ECONOMIC DEVELOPMENT CORPORATION—REPORT OF INQUIRY**—Mr Jolly made a Ministerial Statement relating to the Report of Inquiry on the Victorian Economic Development Corporation.

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

Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders.

Motion made and question—That the sitting be continued (*Mr Fordham*)—put and agreed to.

Debate resumed on question—That this House takes note of the Ministerial Statement and the Report.

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

Ordered—That the debate be adjourned until tomorrow.

11 **SITTING OF THE HOUSE**—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 in writing to each member of the House (*Mr Fordham*)—put and agreed to.

12 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Fordham*)—put and agreed to.

13 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Fordham*)—and, after debate—

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

THURSDAY, 22 DECEMBER 1988

Question—put and agreed to.

And then the House, at fifteen minutes past Twelve o'clock in the morning adjourned until a day and hour to be fixed by Mr Speaker and notified in writing to each Member of the House as determined by resolution of the House at this sitting.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 17, 18 and 19****No. 17—Tuesday, 14 March 1989**

1 The House met pursuant to the terms of the resolution of 21 December 1989, Mr Speaker having fixed this day at Two o'clock as the time of meeting—Mr Speaker took the Chair and read the Prayer.

2 **RESIGNATION OF SEAT**—Mr Speaker announced that on 25 January 1989, he had received the following letter:

25 January 1989

The Hon. Ken Coghill  
Speaker  
Legislative Assembly  
Parliament House  
Melbourne 3000

Dear Mr Speaker

I hereby resign my seat of Rodney in the Legislative Assembly.

It has been a great privilege to be a Member of the Legislative Assembly for the past 15½ years and to represent the Rodney Electorate on behalf of the National Party.

I wish to take this opportunity of expressing my gratitude to the people of Rodney for their strong support, encouragement, and the warm friendship that they have extended to my wife Jenny and I over the years. We will certainly miss the close contact that we have had with so many people throughout the Electorate.

I would like to thank you Mr Speaker, all members of the House, and all the staff of the Parliament for the warm friendship extended to me during my term in the Victorian Parliament.

I do wish the Parliament and all Members well with their deliberations in the future.

I am,

Yours sincerely

EDDIE HANN, MLA  
for Rodney

3 **ISSUE OF AND RETURN TO WRIT**—Mr Speaker announced that on 28 January 1989, he had issued a writ for the election of a Member to serve for the Electoral District of Rodney in the place of Edward James Hann, Esquire, resigned, and that he had received a return to the said writ by which it appeared that Noel John Maughan, Esquire, had been duly elected for the Electoral District of Rodney in pursuance of the said writ.

4 **MEMBER SWORN**—Noel John Maughan, Esquire, was then introduced and took and subscribed the Oath required by law.

- 5 **RESIGNATION OF SEAT**—Mr Speaker announced that on 28 February 1989, he had received the following letter:

28 February 1989

Hon. Ken Coghill, M.P.

Speaker

Parliament House

Spring Street

Melbourne 3002

Dear Mr Speaker,

I hereby tender my resignation as the Member for the Electoral District of Greensborough.

It has been a privilege to serve as Member for Greensborough for the past 11 years and I would like to take this opportunity to thank the people of the Electorate for their support over the years.

I would also like to thank you Mr Speaker, all Members of the House and the staff for the friendship and help during the period of my membership of the House.

Yours sincerely,

PAULINE TONER, M.P.

Member for Greensborough

- 6 **DEATHS OF THE HONOURABLE PAULINE THERESE TONER, THE HONOURABLE FREDERICK SHEPPARD GRIMWADE, A.O. AND JAMES DAVID MACDONALD ESQUIRE**—Motion made and question—

1 That this House expresses its sincere sorrow at the death of the Honourable Pauline Therese Toner, and places on record its acknowledgement of the valuable services rendered by her to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Greensborough from 1977 to 1989 and Minister for Community Welfare Services from 1982 to 1985.

2 That this House expresses its sincere sorrow at the death of the Honourable Frederick Sheppard Grimwade, A.O., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Council for the Bendigo Province from 1967 to 1979, for the Central Highlands Province from 1979 to 1987 and as President of the Legislative Council from 1979 to 1985.

3 That this House expresses its sincere sorrow at the death of James David MacDonald Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Burwood from 1955 to 1967, the Electoral District of Glen Iris from 1967 to 1976 and Chairman of Committees from 1969 to 1970.

(*Mr Cain*)—put, after Mr Speaker and other Honourable Members had addressed the House in support of the motions and, Honourable Members rising in their places to signify their assent, agreed to unanimously.

- 7 **ADJOURNMENT**—Motion made and question—That, as a further mark of respect to the memories of the late Honourable Pauline Therese Toner, the late Honourable Frederick Sheppard Grimwade, A.O., and the late James David MacDonald Esquire, the House adjourn until Two o'clock tomorrow (*Mr Cain*)—put and agreed to.



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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 18—Wednesday, 15 March 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **MINISTERIAL STATEMENT—INDUSTRY ASSISTANCE POLICY**—Mr Cain made a Ministerial Statement relating to Industry Assistance Policy.  
Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Cain*)—and, after debate—  
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.  
Motion made and question—That the debate be now adjourned until tomorrow (*Mr Roper*)—put.

The House divided.

### AYES, 42

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cole	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cunningham	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Sercombe	
Mr Ernst	Mr Leighton	Mrs Setches	
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	( <i>Ballarat South</i> )	<i>Tellers</i>
Mrs Gleeson	Mr Mathews	Mr Shell	Mr Baker
Mr Hamilton	Mr Micallef	Mr Simmonds	Mr Sheehan
Mr Harrowfield	Mr Pope	Mr Spyker	( <i>Northcote</i> )

### NOES, 39

Mr Austin	Mr Heffernan	Mr Perrin	Mrs Wade
Mr Bildstien	Mr Honeywood	Mr Pescott	Mr Wallace
Mr Brown	Mr Jasper	Mr Plowman	Dr Wells
Mr Clark	Mr John	Mr Reynolds	
Mr Coleman	Mr Kennett	Mr Richardson	
Mr Cooper	Mr Lea	Mr Ross-Edwards	
Mr Delzoppo	Mr Leigh	Mr Smith	
Mr Dickinson	Mr Lieberman	( <i>Glen Waverley</i> )	
Mr Elder	Mr McNamara	Mr Smith	
Mr Evans	Mr Maclellan	( <i>Polwarth</i> )	
Mr Gude	Mr Maughan	Mr Stockdale	<i>Tellers</i>
Mr Hayward	Dr Napthine	Mr Tanner	Mr Perton
			Mr Steggall

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until tomorrow.

- 4 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Victoria State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victoria State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 1405, 2347 and 2502 signatures (*by Mr McNamara, Mr Wallace and Mr Smith, Polwarth, respectively*)

Severally ordered to lie on the Table.

5 PAPERS—Mr Speaker presented:

BLF (De-recognition) Act 1985—Sixth Report of the Custodian.

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:

Dentists Act 1972—

Dental Board—Report and Statement of Accounts for the year ended 30 September 1988.

Specialist Practitioners Qualifications Committee—Report and Statement of Accounts for the year ended 30 September 1988.

Geelong and District Water Board—Report for the year 1987–88.

Geelong Performing Arts Centre Trust—Report for the year 1987–88.

Government Employee Housing Authority—Report for the year 1987–88.

Greyhound Racing Control Board—Report for the year ended 31 July 1988.

Groundwater Act 1969—Groundwater Investigation Program—Report for the year 1987–88.

Melbourne and Metropolitan Board of Works—

Provident Fund—Report for the two months ended 31 August 1987.

Superannuation Scheme—Report for the year September 1987– 30 June 1988.

Melbourne University—Report of the Council for the year 1987; together with Statutes approved by His Excellency the Governor during 1987.

Mornington Peninsula and District Water Board—Report and Statement of Accounts for the year 1987–88.

Museum of Victoria Council—Report for the year 1986–87.

Pathology Services Accreditation Board—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of Approval of amendments to the following planning schemes.

Alberton Planning Scheme—No. L3 Part 1.

Alexandra Planning Scheme—Nos. L1, L2, L3, L4, L6, L8.

Altona Planning Scheme—No. L2.

Bacchus Marsh Planning Scheme—No. L7 Part 1.

Bairnsdale (Town) Planning Scheme—No. L8.

Ballan Planning Scheme—No. L3.

Ballaarat (City) Planning Scheme—Nos. L10, L20.

Ballarat (Shire) Planning Scheme—No. L20.

Benalla (City) Planning Scheme—Nos. L8, L9.

Bendigo Planning Scheme—Nos. L2, L7.

Berwick Planning Scheme—No. L1.

Bright Planning Scheme—Nos. L3, L7.

Broadmeadows Planning Scheme—No. L2.

Bungaree Planning Scheme—Nos. L1, L20.

Buninyong Planning Scheme—Nos. L14, L20.

Caulfield Planning Scheme—Nos. L2, L4 Part A.

Cobram Planning Scheme—No. L2.

Coburg Planning Scheme—No. L2.

- Cranbourne Planning Scheme—Nos. L2, L7, L9 Part 1.  
 Croydon Planning Scheme—No. L1 Parts 1 and 2.  
 Dimboola Planning Scheme—Nos. L1 Part 1, L2 Part 1.  
 Eaglehawk Planning Scheme—No. L1.  
 Euroa Planning Scheme—No. L3.  
 Flinders Planning Scheme—Nos. L1, L6, L27.  
 Footscray Planning Scheme—No. L2.  
 Geelong Regional Planning Scheme—Nos. R10 Parts 1, 2 and 3, R19, RL4.  
 Grenville Planning Scheme—No. L20.  
 Hamilton Planning Scheme—Nos. L2, L3.  
 Hastings Planning Scheme—No. L15.  
 Healesville Planning Scheme—Nos. L9, L12.  
 Heidelberg Planning Scheme—Nos. L1, L3.  
 Horsham Planning Scheme—No. L10.  
 Kaniva Planning Scheme—No. L1.  
 Keilor Planning Scheme—No. L4.  
 Kew Planning Scheme—No. L1.  
 Lillydale Planning Scheme—Nos. L2, L13, L15, L47, L48.  
 Maffra Planning Scheme—Nos. L9, L14.  
 Marong Planning Scheme—No. L2.  
 Maryborough Planning Scheme—Nos. L3, L5.  
 Melbourne Planning Scheme—Nos. L7, L15.  
 Metcalfe Planning Scheme—No. L3.  
 Metropolitan Regional Planning Scheme—Nos. R2, R16, R23, R27, R28,  
 R30, R31, R33, R37, RL11 Parts 4, 5 and Part 7, RL26 Part 2, RL41 Part  
 2, RL48 Part 2, RL49, RL56 Parts 1 and 4, RL59 Part 1, RL72.  
 Myrtleford Planning Scheme—Nos. L1 Part 2, L3, L4, L5.  
 Narracan Planning Scheme—Nos. L2, L9.  
 Newstead Planning Scheme—No. L1.  
 Newham and Woodend Planning Scheme—No. L7.  
 Orbost Planning Scheme—No. L7.  
 Omeo Planning Scheme—No. L1.  
 Phillip Island Planning Scheme—Nos. L8, L14, L16, L17.  
 Portland (Shire) Planning Scheme—No. L5.  
 Preston Planning Scheme—No. L1.  
 Romsey Planning Scheme—No. L8.  
 Rosedale Planning Scheme—Nos. L9, L15.  
 Sebastopol Planning Scheme—No. L20.  
 Seymour Planning Scheme—Nos. L1, L2, L5, L7, L8, L11.  
 Shepparton (City) Planning Scheme—No. L12.  
 Sherbrooke Planning Scheme—Nos. L8, L9, L11.  
 South Gippsland Planning Scheme—No. L15.  
 St Kilda Planning Scheme—No. L2.  
 Strathfieldsaye Planning Scheme—Nos. L1, L5.

Talbot and Clunes Planning Scheme—Nos. L1, L2.

Tambo Planning Scheme—Nos. L18, L20.

Traralgon (Shire) Planning Scheme—No. L15.

Upper Murray Planning Scheme—No. L3.

Upper Yarra Planning Scheme—No. L3.

Wangaratta (City) Planning Scheme—No. L3.

Wangaratta Planning Scheme—No. L8.

Warracknabeal Planning Scheme—No. L1.

Warrnambool (City) Planning Scheme—No. L4 Part.

Werribee Planning Scheme—No. L1.

Woorayl Planning Scheme—Nos. L4, L6.

Wycheproof Planning Scheme—No. L2.

Yarrawonga Planning Scheme—No. L1.

Police Regulation Act 1958—

Determination Nos. 505 to 508 of the Police Service Board.

Determination No. 9 of the Police Service Board for Protective Services Officers.

Rural Finance Act 1988—Directions by the Treasurer to the Rural Finance Corporation to establish, operate and administer:

(a) A scheme for persons carrying on or seeking to establish rural industries and for other persons, in particular, those who have entered into operation with the Victorian Economic Development Corporation 18 November 1988.

(b) A scheme of assistance to persons engaged in rural industries in Victoria to be known as the Rural Adjustment Scheme 1988, 6 February 1988.

State Film Centre of Victoria Council—Report and Financial Statement for the year 1987–88.

Statutory Rules under the following Acts:

Agricultural Chemicals Act 1958—Nos. 478, 480/1988.

Architects Act 1958—No. 523/1988.

Audit Act 1958—No. 24/1989.

Bees Act 1971—No. 479/1988.

Building Control Act 1981—Nos. 522/1988, 7, 8/1989.

Caravan Parks and Movable Dwellings Act 1988—No. 475/1988.

Chattel Securities Act 1987—No. 14/1989.

Construction Industry Long Service Leave Act 1983—No. 474/1988.

Country Fire Authority Act 1958—Nos. 502, 503/1988.

County Court Act 1958—

Nos. 460, 461/1988;

No. 518/1988 together with a copy of the Public Service Determinations Nos. 4.1 to 4.3 and Table 5 of Appendix E as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;

No. 519/1988.

Credit Act 1984—No. 25/1989.

Dentists Act 1972—No. 517/1988.

Dental Technicians Act 1972—Nos. 513, 515/1988.

- Drugs, Poisons and Controlled Substances Act 1981—Nos. 514/1988, 6/1989.  
 Education Act 1958—No. 473/1988.  
 Emergency Services Superannuation Act 1986—No. 476/1988.  
 Equal Opportunity Act 1984—No. 466/1988.  
 Evidence Act 1958—Nos. 463, 464/1988.  
 Extractive Industries Act 1966—No. 509/1988.  
 Films Act 1971—No. 526/1988.  
 Financial Institutions Duty Act 1982—No. 21/1989.  
 Fisheries Act 1968—Nos. 18, 31/1989.  
 Forests Act 1958—No. 472/1988.  
 Futures Industry (Application of Laws) Act 1986—No. 465/1988.  
 Grain Elevators Act 1958—Nos. 487, 488/1988.  
 Groundwater Act 1969—No. 521/1988.  
 Health Act 1958—Nos. 467/1988, 2/1989.  
 Health Services Act 1988—No. 30/1989.  
 Historic Buildings Act 1981—No. 454/1988.  
 Hospitals and Charities Act 1958—No. 29/1989.  
 Intellectually Disabled Persons' Services Act 1986—No. 5/1989.  
 Juries Act 1967—No. 525/1988.  
 Land Act 1958—No. 468/1988.  
 Land Tax Act 1958—No. 485/1988.  
 Latrobe Valley Act 1958—No. 32/1989.  
 Liquor Control Act 1987—No. 507/1988.  
 Lotteries, Gaming and Betting Act 1966—Nos. 493, 494/1988.  
 Magistrates' Courts Act 1971—No. 462/1988.  
 Marine Act 1988—  
   Nos. 489;  
   No. 490/1988 together with copies of the following documents as required  
   by section 32 of the *Interpretation of Legislation Act* 1984 to accompany  
   the Statutory Rule:  
     Australian Standards  
       2260-1988—Personal Flotation Devices—Type 3.  
       Z27-1966—Life Jackets.  
       1499-1979—Buoyancy Vests.  
       1499-1983—Buoyancy Vests.  
       1499-1988—Personal Flotation Devices—Type 2.  
       2092-1988—Pyrotechnic Marine Distress Flares and Signals for  
       Pleasure Craft.  
       2261-1979—Rescue Buoys.  
     Navigation Act 1912 of the Commonwealth—Marine Orders—  
     Part 25.  
     Australian Standards  
       1512-1973—Life Jackets.  
       1512-1981—Life Jackets.  
       1512-1983—Life Jackets.

- 1512-1988—Personal Flotation Devices—Type 1.  
2259-1988—General Requirements for Buoyancy Aids.  
1499-1988—Personal Flotation Devices—Type 2.  
2260-1988—Personal Flotation Devices—Type 3.  
1846-1985—Portable Fire Extinguishers—Powder Type (as amended).  
1847-1985—Portable Fire Extinguishers—Carbon Dioxide Type.  
1848-1985—Portable Fire Extinguishers—Halon Type (as amended).  
1843-1845-1976—Portable Fire Extinguishers—Foam Type.  
1844-1985—Portable Fire Extinguishers—Foam (Gas Container) Type.  
1845-1988—Portable Fire Extinguishers—Foam (Stored Pressure) Type.  
Uniform Shipping Laws Code (as amended).  
British Standards  
BS MA 24-1974—Ships' side scuttles (as amended).  
BS MA 25-1973—Ships' windows (as amended).  
Australian Standards  
1530.1-1984—Methods for fire tests on building materials, components and structures—Part 1 combustibility test for materials.  
1530.3-1982—Methods for fire tests on building materials and structures—Test for early fire hazard properties of materials.  
Marine Orders, Part 12 (Ship Construction) (Supersedes Navigation (Construction) Regulations).  
Structural Design of Planning Craft (Transactions of the Royal Institution of Naval Architects 1961) Heller and Jasper.  
Australian Standards  
Z5-Part 1-1968—General Terms for Welding, Brazing and Cutting.  
1874-1988—Aluminium and Aluminium Alloys—Ingots and Castings (Supersedes 1874-1977).  
1588-1974—Filler rods for welding.  
British Standards  
4365-1968—Specification for Industrial Argon.  
Australian Standards  
B301, Parts I to VIII-1971—Methods for Destructive Testing of Fusion Welded Joints and Weld Metal in Steel.  
1391-1974—Methods for Tensile Testing of Metals.  
1665-1976—SAA Aluminium Welding Code.  
1664-1979—SAA Aluminium Structures Code.  
1302-1982—Steel Reinforcing Bars for Concrete.  
1303-1984—Hard-Drawn Steel Reinforcing Wire for Concrete (as amended).  
1304-1984—Welded Wire Reinforcing Fabric for Concrete (as amended).  
1315-1982—Portland Cement (as amended).

- A77-1957—Aggregates for Concrete.
- A173 and CA58-1969—Chemical Admixtures for Concrete.
- 1481-1974—SAA Prestressed Concrete Code.
- British Standard
- BS 3532-1962—Unsaturated Polyester Resin Systems (as amended).
- International Standard
- ISO R527—Determination of Tensile Properties.
- American Standard
- ASTM D2583—Standard Test Method for Indentation Hardness of Rigid Plastics by means of a Barcol Impressor.
- British Standards
- BS 3496-1973—E Glass Fibre Chop Strand Mat for the reinforcement of polyester resin systems.
- BS 3691-1969—Glass Fibre Rovings.
- BS 3749-1974—Woven Roving Fabrics of E Glass Fibre for the reinforcement of polyester resin systems.
- Australian Standards
- 2272-1979—Marine Plywood.
- 2269-1979—Structural Plywood.
- International Standards
- ISO 178-1975—Plastics—Determination of flexural properties of rigid plastics.
- R1172-1975—Textile Glass Reinforced Plastics—determination of loss on ignition.
- Australian Standards
- 1204-1980—Structural steels—ordinary weldable Grades.
- 1796-1983—SAA Welder—Certification Code (as amended).
- 1544.1-1985—SAA Structural Steel Welding Code—Part 1 welding of steel structures (as amended).
- 1738-1975—Timber for Marine Craft.
- 086-1964—Marine Plywood (as amended).
- British Standard
- BS 1204-Part 1-1979—Synthetic resin adhesive (phenolic and aminoplastic) for wood—Part 1—specification for gap filling adhesives.
- Commonwealth Navigation (Crew Accommodation) Regulations (as amended).
- Australian Standard
- 1799.1-1987—Small Pleasure Boats Code—Part 1—General requirements for Power Boats.
- Australian Standards
- 1345-1982—Identification of the contents of piping, conduits and ducts.
- CB 18-Part 1-1967—SAA Pressure Piping Code, Part 1—Ferrous Piping (as amended).
- 1695-1975—PVC Insulated Electric Cables for fixed wiring in ships (as amended).

- 3147-1988—Electric Cables—Thermoplastic insulated for working voltages up to and including 0.6/1 kV.
- 3116-1981—Elastomer insulated electric cables and flexible cables for working voltages up to and including 0.6/1 kV.
- 1168-1973—Elastomer insulated electric cables for fixed wiring in ships.
- 3157-1986—Electric floor polishers.
- 3178-1975—Silicon Rubber insulated electric Cables and flexible cables for fixed wiring in ships for working voltages of 0.6/1 kV.
- 3198-1977—XLPE Insulated Electric Cables for working voltages of 0.6/1 kV.
- 3187-1986—Mineral Insulated Metal—Sheathed Cables.
- 3191-1981—Electric Flexible Cords.
- Regulations for the Electrical and Electronic Equipment of Ships issued by the Institution of Electrical Engineers of the United Kingdom.
- Australian Standards
- 2030-1977—SAA Gas Cylinders Code (as amended).
- 1596-1983—SAA LP Gas Code (as amended).
- 1715 and 1716-1975—Respiratory Protective Devices.
- 1677-1986—Refrigerating Systems (as amended).
- 3000-1986—Rulings to the SAA Wiring Rules plus supplement No. 1 1986—Cable and Conductor Tables.
- 1482-1985—Electrical Equipment for Explosive Atmospheres.
- 2700-1985—Colour standards for General Purposes.
- British Standard
- BS 381C-1988—Colours for identification, coding and special purposes.
- Australian Standard
- 1968-1976—Helical Spring Lock Washers.
- American National Standard
- ASTM D841-1977—Nitration Grade Toluene.
- ASTM D843-1971—Nitration Grade Xylene.
- ASTM D1692-M1968—Flammability of Plastic Sheetting and Cellular Plastics.
- British Standards
- BS 1425-1960—Cleanliness of fillings and stuffings for bedding, upholstery, toys and other domestic articles.
- BS 2087-1981: Part 1—Preservative treatments for textiles Part 1—specification for treatments (as amended).
- Australian Standards
- CL 1-1945—Testing woven textile fabrics (as amended).
- L 15-Part 1-1970—Methods for determining colour fastness of textiles—General Principles of Testing—Use of Grey Scales (as amended).
- L 15-Part 14-1961—Methods for determining the colour fastness of textiles—Colour fastness to sea water.



- L 15—Part 15 1964—Methods for determining the colour fastness of textiles—Colour fastness to washing.
- 1177—Part 2—1974—Methods for determining the colour fastness of textiles—Colour fastness to Light—Daylight.
- 1440—1973—Vinyl (PVC) Coated fabrics for upholstery and other purposes.
- 2259—1988—General requirements for Buoyancy Aids.
- 1441—Methods of Test for Coated Fabrics.
- 2324—1979—PVC Film and Sheeting (Flexible, unsupported and calendered).
- 1248—1976—Fabrics for Domestic Apparel of the low fire hazard type.
- 1287—Part 5—1974—Methods for the determination of Dimensional change in Fabrics—Part 5—Dimensional change in Laundering of Woven and Knitted fabrics and Garments (as amended).
- 1091—1973—Determination of the Tear Resistance of woven Textile fabrics by the wing-rip method.
- 1820—1976—Loomstate Cotton Duck.
- 1840 to 1842—1976—Portable Fire Extinguishers—Water Type.
- 1841—1985—Portable Fire Extinguishers—Water (Gas Container) Type.
- 1842—1985—Portable Fire Extinguishers—Water (Stored Pressure) Type.
- 1843 to 1845—1976—Portable Fire Extinguishers—Foam Type.
- 1846—1985—Portable Fire Extinguishers—Powder Type (as amended).
- 1847—1985—Portable Fire Extinguishers—Carbon Dioxide Type.
- 1848—1985—Portable Fire Extinguishers—Halon Type.
- CB4—1967—SAA Gas Cylinders Code (as amended).
- Marine Orders, Part 26 (Equipment—Communication)
- RB 239—Specification published by the Commonwealth concerning Radiotelephone alarm signal generating device.
- Commonwealth Handbook for Radiotelephone Ship Station Operators (Restricted Certificate Standard).
- RB 211D—Specification for Two frequency Simplex and Duplex MF and HF single sideband Radiotelephony Equipment for use in the Ship/shore Radiotelephone subscribers service.
- Doc 274/2 Operating Modes, Frequencies and Designators.
- International Standards
- ISO 449—Shipbuilding—Magnetic compasses and binnacles—Class A.
- ISO R694—Positioning of Magnetic Compasses in ships.
- ISO 1069—Magnetic compasses and binnacles for sea navigation—vocabulary.
- ISO 2269—Magnetic compasses and accessories—rules for testing and certification.
- ISO 613—Shipbuilding—Magnetic compasses, binnacles and azimuth reading devices—Class B.

**British Standard**

BS MA 2 Part 3—1969—Specification for Magnetic Compasses and Binnacles. Part 3 Recommendations for the positioning of compasses.

Commonwealth Navigation (Compass) Regulations.

Marine Orders, Part 10 (Health—Medicines and Medical Stores).

International Regulations for Preventing Collisions at Sea—1972.

**Australian Standard**

1799–1975—SAA Small Boats Code (as amended).

**British Standard**

BS MA 16–1971—Specification for inflatable boats (Manual or Motor Propelled).

No. 491/1988 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Uniform Shipping Laws Code.

Marine Orders, Part 29 Emergency Procedures and Safety of Navigation.

No. 492/1988 together with a copy of the Uniform Shipping Laws Code as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.

Medical Practitioners Act 1970—No. 516/1988.

Melbourne and Metropolitan Board of Works Act 1958—No. 457/1988.

Mental Health Act 1986—No. 19/1989.

Metropolitan Fire Brigades Act 1958—Nos. 504, 505/1988.

Mildura Irrigation Trusts and Sunraysia Water Board Act 1958—No. 520/1988.

Mines Act 1958—No. 508/1988.

Mining Development Act 1958—No. 512/1988.

National Parks Act 1975—Nos. 450, 451, 469, 470/1988.

Occupational Health and Safety Act 1985—No. 506/1988.

Parliamentary Salaries and Superannuation Act 1968—No. 23/1989.

Pay-roll Tax Act 1971—No. 486/1988.

Petroleum Act 1958—No. 511/1988.

Pipelines Act 1967—No. 510/1988.

Planning and Environment Act 1987—Nos. 453/1988, 22/1989.

Port of Melbourne Authority Act 1958—No. 524/1988 together with copies of the following documents as required by section 32 of *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Regulations for Preventing Collisions at Sea 1972;

International Code of Signals 1985;

Harold Holt Marine Reserves Proclamation 1979.

Professional Boxing Control Act 1985—No. 15/1989.

Public Service Act 1974—Nos. 455/1988; PSD 61, 63, 64, 65, 66, 67 [in lieu of Statutory Rule PSD 67 previously circulated], 68, 69/1988; PSD 1, 2, 3, 4/1989; DEC 1, 2/1988; 27/1989.

Racing Act 1958—Nos. 495, 496, 497, 498, 499, 500/1988, 28/1989.

- Registration of Births Deaths and Marriages Act 1959—No. 501/1988, 17/1989.  
 Residential Tenancies Act 1980—No. 452/1988.  
 Road Safety Act 1986—Nos. 9, 10/1989.  
 Seeds Act 1982—No. 481/1988.  
 State Employees Retirement Benefits Act 1979—No. 477/1988.  
 State Superannuation Act 1988—No. 26/1989.  
 Stock (Artificial Breeding) Act 1962—No. 482/1988.  
 Stock Diseases Act 1968—No. 483/1988.  
 Supreme Court Act 1986—  
   No. 458/1988;  
   No. 459/1988 together with a copy of the Public Service Determinations No. 7.1 and Table 6 of Appendix E as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.  
   No. 1/1989.  
 Survey—Co-ordination Act 1958—No. 16/1989 together with a copy of the Public Service Determination Nos. 4.1 to 4.6, 7.1 and Tables 4, 5 and 6 of Appendix E as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.  
 The Constitution Act Amendment Act 1958—No. 20/1989.  
 Transport Accident Act 1986—No. 255/1988 [*in lieu of Statutory Rule No. 255 previously circulated*] together with a copy of Guides to the Evaluation of Permanent Impairment, 2nd Edition, as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.  
 Transport Act 1983—No. 456/1988, 11, 12, 13/1989.  
 Trustee Act 1958—No. 3/1989.  
 Trustee Companies Act 1984—No. 4/1989.  
 Vegetation and Vine Diseases Act 1958—No. 484/1988.  
 Wildlife Act 1975—No. 440, [*in lieu of Statutory Rule No. 440 previously circulated*], 471/1988, 33/1989.  
 Swan Hill Pioneer Settlement Authority—Report for the year 1986–87.  
 Victorian Arts Centre Trust—Report for the year 1987–88.  
 Victorian Fishing Industry Council—Report for the year 1986–87.  
 Victorian Post-Secondary Education Commission—Report for the year 1987–88—Ordered to be printed.  
 Victorian Psychological Council—Report and Statement of Accounts for the year 1987.  
 Victorian Relief Committee—Report for the year 1987–88.  
 Victorian Registrar of Friendly Societies—Report for the year 1987–88—Ordered to be printed.

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

- Adoption (Amendment) Act 1987—Section 8; 1 January 1989 (Gazette No. G49, 21 December 1988); section 14; 25 January 1989 (Gazette No. G4, 25 January 1989).  
 Bayside Project Act 1988—Sections 1, 2 and 3 (except sub-section (3) which shall come into operation in accordance with the provisions of sections 2 (2)), 4, 6 (1)–(4), 9–13, 34 (6), 35, 36, 40 and 41; 1 March 1989 (Gazette No. G9, 1 March 1989).

- Agricultural Acts (Amendment) Act 1988—Section 3; 1 February 1989 (Gazette No. G4, 25 January 1989).
- Agricultural Acts (Further Amendment) Act 1987—Section 28; 7 December 1988 (Gazette No. G47, 7 December 1988).
- Caravan Parks and Movable Dwellings Act 1988—15 February 1989 (Gazette No. G5, 1 February 1989).
- Community Services Act 1987—Sections 1 to 6 and 9 to 13; 22 February 1989 (Gazette No. G8, 22 February 1989).
- Crimes (Family Violence) (Amendment) Act 1988—16 December 1988 (Gazette No. S99, 16 December 1988).
- Footscray Land Act 1988—Sections 1 to 5, 9 to 12 and 14 to 18; 25 January 1989, section 8 on 1 July 1989 (Gazette No. G4, 25 January 1989).
- Health (Children's Services) Act 1987—1 February 1989 (Gazette No. G49, 21 December 1988).
- Health (General Amendment) Act 1988—Section 39; 12 March 1989 (Gazette No. G10, 8 March 1989).
- Marine Act 1988—Whole Act except section 159 (4); 20 December 1988 (Gazette No. S105, 20 December 1988).
- Prevention of Cruelty to Animals Act 1986—Sections 26 (2) (*h*) and 42 (1) (*n*); 7 December 1988 (Gazette No. G47, 7 December 1988).
- Racing (Further Amendment) Act 1988—21 December 1988 (Gazette No. G49, 21 December 1988).
- Southgate Project Act 1986—13 December 1988 (Gazette No. G48, 14 December 1988).
- Summary Offences (Amendment) Act 1988—16 December 1988 (Gazette No. S99, 16 December 1988).
- Trustee Companies Act 1988—25 January 1989 (Gazette No. G4, 25 January 1989).

- 6 **CORRECTION OF BILLS**—Motion made, by leave, and question—That where a Bill has passed through both Houses and the citation of the Bill includes a reference to a calendar year earlier than that in which the passage of the Bill was completed, the Clerk of the Parliaments be empowered to alter the calendar year reference in the citation of the Bill and any corresponding reference within the Bill itself to the year in which the passage of the Bill is so completed (*Mr Roper*)—put and agreed to.
- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Children and Young Persons Bill.
- 8 **ELECTORAL COMMISSIONER AND DEPUTY ELECTORAL COMMISSIONER**—Mr Speaker announced that he had, on 27 January 1989, administered to Gregory Philip Lyons, the Electoral Commissioner and Colin Anthony Barry, the Deputy Electoral Commissioner, the Oath required by section 144D of *The Constitution Act Amendment Act 1958*.
- 9 **LOCAL GOVERNMENT BILL AND LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL**—Order read for resuming debate on question—That these Bills be now read a second time; debate resumed; Bills read a second time and committed; considered in Committee.

Committee reported progress.

Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—Mr Speaker took the Chair.

Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.

Bills further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

10 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.

11 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Roper*)—and, after debate—

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

THURSDAY, 16 MARCH 1989

Question—put and agreed to.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 19—Thursday, 16 March 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS**—(Pursuant to Standing Order No. 124).

3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Caging and Trapping of Birds—Seeking that the Government take action to make the caging, trapping and selling of birds illegal, bearing 1847 signatures (*by Mrs Ray*).

Pedestrian Signals in Templestowe—Seeking that the Government make funds available to provide signals at the pedestrian crossing at the intersection of Porter Street and Fitzsimons Lane, Templestowe, bearing 193 signatures (*by Mr Ferrin*).

Foreshore Land in Flinders—Seeking that the foreshore land in the Shire of Flinders from Safety Beach to Dromana north (on the seaward side) of the Esplanade and from Dromana to Sorrento north (on the seaward side) of Nepean Highway be amended to "Recreational, not for commercial or higher density housing development", bearing 19 signatures (*by Mrs Hill*).

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 Clerk:

Statutory Rules under the following Acts:

Discharged Servicemen's Preference Act 1943—No. 35.

Drugs, Poisons and Controlled Substances Act 1981—No. 34.

Victorian Economic Development Corporation—Report for the year 1987-88.

- 5 **GRIEVANCES**—Question—That grievances be noted—put, after debate, and agreed to.
- 6 **CORRECTIONS (AMENDMENT) BILL**—Mr Crabb obtained leave, with Mr Roper, to bring in a Bill “*to amend the ‘Corrections Act 1986’, the ‘Penalties and Sentences Act 1985’ and the ‘Crimes Act 1958’, to make consequential amendments to 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.
- 7 **POLICE REGULATION (AMENDMENT) BILL (No. 2)**—Mr Crabb obtained leave, with Mr Roper, to bring in a Bill “*to amend the ‘Police Regulation Act 1958’, the ‘Ombudsman Act 1973’, the ‘Corrections Act 1986’, the ‘Pensions Supplementation Act 1966’ and the ‘Community Services Act 1970’ 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 **PORT OF MELBOURNE AUTHORITY (AMENDMENT) BILL**—Mr Kennan obtained leave, with Mr Roper, to bring in a Bill “*to amend the ‘Port of Melbourne Authority 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.
- 9 **TRANSPORT (AMENDMENT) BILL**—Mr Kennan obtained leave, with Mr Roper, to bring in a Bill “*to amend the ‘Transport Act 1983’ 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 **COUNTY COURT (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Kennan, to bring in a Bill “*to amend the ‘County Court 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.
- 11 **NATIONAL PARKS (AMENDMENT) BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill “*to make amendments to the ‘National Parks 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 **WARRNAMBOOL LAND BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill “*to revoke the permanent reservation of certain land and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **PRICES BILL**—Mr Spyker obtained leave, with Mr Roper, after debate, to bring in a Bill “*relating to the regulation of prices, to amend the ‘Fuel Prices Regulation Act 1981’, to repeal the ‘Beer Prices (Temporary Provisions) Act 1983’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **VALUATION OF LAND (AMENDMENT) BILL**—Mr Walsh obtained leave, with Mr Roper, to bring in a Bill “*to transfer the valuation provisions of the ‘Local Government Act 1958’ to the ‘Valuation of Land Act 1960’, to amend the ‘Local Government Act 1958’, the ‘Valuation of Land Act 1960’ 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 **POLICE REGULATION (AMENDMENT) BILL (No. 2)**—Motion made and question proposed—That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 30 March 1989.

- 16 **PORT OF MELBOURNE AUTHORITY (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question—That the debate be now adjourned (*Mr Brown*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 30 March 1989.
- 17 **TRANSPORT (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question—That the debate be now adjourned (*Mr Brown*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Thursday, 30 March 1989.
- 18 **VALUATION OF LAND (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Walsh*).  
Motion made and question—That the debate be now adjourned (*Mr Lieberman*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 30 March 1989.
- 19 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until tomorrow.
- 20 **HEALTH ACTS (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 a third time forthwith.  
Ordered—That a Message be sent to the Legislative Council, acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 21 **MAGISTRATES (SUMMARY PROCEEDINGS) (SHERIFF) 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 McGrath, Warrnambool*)—put and agreed to.  
Ordered—That the debate be adjourned until tomorrow.
- 22 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 23 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.
- And then the House, at fifty-seven minutes past Five o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

<b>VOTES AND PROCEEDINGS</b>
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<b>Nos. 20, 21, 22 and 23</b>
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**No. 20—Tuesday, 21 March 1989**

- 1 Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATH OF THE HONOURABLE GEORGE LEONARD TILLEY**—Motion made and question—That this House expresses its sincere sorrow at the death of the Honourable George Leonard Tilley, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Council for the Electoral Province of South Eastern from 1952 to 1958 and Minister for Forests and Mines in 1955 (*Mr Cain*)—put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Honourable George Leonard Tilley, the House do now adjourn until Three o'clock this day (*Mr Cain*)—put and agreed to.
- And then the House, at twenty-two minutes past Two o'clock, adjourned until Three o'clock this day.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**No. 21—Tuesday, 21 March 1989**

(THREE O'CLOCK)

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Vaughan Springs Mineral Reserve—Seeking that the Government take action to upgrade the facilities at the Vaughan Springs Mineral Reserve for the benefit of future generations, bearing 11 signatures (*by Mr Kennedy*).
  - Somerville Primary School—Seeking that the Government take action to commence planning for a second primary school in Somerville which will be ready for the start of the 1991 school year, bearing 267 signatures (*by Mr Cooper*).

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 Clerk:
  - National Gallery of Victoria—Report for the year 1987–88.



Planning and Environment Act 1987—Notices of approval of amendments to the following planning schemes:

Beechworth Planning Scheme—No. L10.

Flinders Planning Scheme—No. L36.

Metropolitan Region Planning Scheme—Nos RL 29 Part 3, RL 56 Part 2.

South Melbourne Planning Scheme—No. L6.

- 5 **MESSAGE FROM THE LIEUTENANT-GOVERNOR AS DEPUTY FOR HIS EXCELLENCY THE GOVERNOR—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:  
Health Act (Amendment) Bill.
- 6 **LEGAL AND CONSTITUTIONAL COMMITTEE—MEMBERSHIP**—Motion made, by leave, and question—That Mr Shell be appointed a member of the Legal and Constitutional Committee (*Mr Roper*)—put and agreed to.
- 7 **SOCIAL DEVELOPMENT COMMITTEE—MEMBERSHIP**—Motion made, by leave, and question—That Mr Sandon be discharged from attendance on the Social Development Committee and that Mrs Wilson be appointed in his stead (*Mr Roper*)—put and agreed to.
- 8 **MESSAGES FROM THE LIEUTENANT-GOVERNOR AS DEPUTY FOR HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of Messages from His Excellency the Lieutenant-Governor recommending appropriations for the purposes of the following Bills:  
Police Regulation (Amendment) Bill (No. 2).  
Transport (Amendment) Bill.  
Valuation of Land (Amendment) Bill.
- 9 **CORRECTIONS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered—That the debate be adjourned until Tuesday, 4 April 1989.
- 10 **COUNTY COURT (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Tuesday, 4 April 1989.
- 11 **WARRNAMBOOL LAND BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).  
Motion made and question—That the debate be now adjourned (*Mr Lieberman*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Tuesday, 4 April 1989.
- 12 **MAGISTRATES (SUMMARY PROCEEDINGS) (SHERIFF) 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 a third time.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 13 **ENVIRONMENT PROTECTION (OZONE LAYER) 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 a third time.

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

- 14 **CONCURRENT DEBATE—CREDIT (ADMINISTRATION) (AMENDMENT) BILL AND LICENSING AUTHORITIES (AMENDMENT) BILL**—Motion made, by leave, and question—That this House authorises and requires Mr Speaker to permit the second reading and subsequent stages of the Credit (Administration) (Amendment) Bill and the Licensing Authorities (Amendment) Bill to be moved and debated concurrently (*Mr Roper*)—put and agreed to.

- 15 **CREDIT (ADMINISTRATION) (AMENDMENT) AND LICENSING AUTHORITIES (AMENDMENT) BILL**—Order read for resuming debate on question—That these Bills be now read a second time; debate resumed; Bills read a second time and committed; considered in Committee.

Committee reported progress.

Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—Mr Speaker took the Chair.

Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.

Bills further considered in Committee.

Committee reported progress; to sit again tomorrow.

- 16 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.

- 17 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Roper*)—and, after debate—

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

WEDNESDAY, 22 MARCH 1989

Question—put and agreed to.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 22—Wednesday, 22 March 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Clee Crescent Estate—Seeking that the Minister for Housing take action to integrate public housing with private housing at the Clee Crescent Estate, Bendigo in the ratio of one Ministry home for every five privately owned homes, bearing 66 signatures (*by Mr John*).

Victoria State Emergency Services Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victoria State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 2228 and 193 signatures (by Mr Hamilton and Mr McGrath, Warrnambool, respectively).

Forest Protection in the Otways—Seeking that the House take action to preserve our forests and ban clearfelling and woodchipping in the Otways, bearing 65 signatures (by Mr McDonald).

Water Supply in the Otways—Seeking that the House take action to ensure that the Otways are managed primarily for water supplies and tourism, bearing 51 signatures (by Mr McDonald).

Severally ordered to lie on the Table.

- 4 **STATE CONSERVATION STRATEGY**—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the State Conservation Strategy, March 1989 (Mr Roper)—put and agreed to.

- 5 **PAPER**—Mr Roper presented:

State Conservation Strategy, March 1989—Return to the foregoing Order.

Ordered to lie on the Table.

- 6 **PAPERS**—Mr McCutcheon presented, by Command of His Excellency the Governor:

County Court of Victoria—Report for the year 1987–88.

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:

Construction Industry Long Service Leave Board—Report for the year 1987–88.

Grain Elevators Board—Report for the year ended 30 September 1988.

MTA Superannuation Fund—Report for the year 1987–88.

Port of Geelong Authority—Report and Statement of Accounts for the year 1987–88.

Port of Portland Authority—Report and Statement of Accounts for the year 1987–88.

- 7 **ACTING PUBLIC ADVOCATE**—Mr Speaker announced that he had, that day, administered to Dymphna Laurie, Acting Public Advocate, the Oath required in accordance with the *Guardianship and Administration Board Act 1986*.

- 8 **MAGISTRATES' COURT BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “to establish the Magistrates’ Court of Victoria, to provide for the constitution, jurisdiction and proceedings of that Court, to repeal the ‘Magistrates’ Courts Act 1971’ and the ‘Magistrates (Summary Proceedings) Act 1975’, to amend the ‘Bail Act 1977’, the ‘Crimes Act 1958’, the ‘Evidence Act 1958’, the ‘Interpretation of Legislation Act 1984’ and certain 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.

- 9 **MAGISTRATES' COURT (CONSEQUENTIAL AMENDMENTS) BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “to amend certain Acts consequent on the enactment of the ‘Magistrates’ Court Act 1989’ and the ‘Supreme Court Act 1986’, to amend the ‘Bail Act 1977’ and the ‘Corrections Act 1986’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 1) BILL**—Mr Jolly obtained leave, with Mr Roper, to bring in a Bill “to make ancillary provisions for certain works and purposes for the financial year 1989-90”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **ORDER OF THE DAY DISCHARGED**—Motion made and question—That the following Order of the Day, Government Business be read and discharged:  
*Police Regulation (Amendment) Bill—Second Reading—Resumption of debate.*  
And that the Bill be withdrawn (*Mr Roper*)—put and agreed to.
- 12 **ORDER OF THE DAY DISCHARGED**—Motion made and question—That the following Order of the Day, Government Business be read and discharged:  
*Agricultural Acts (Further Amendment) Bill—Second Reading.*  
And that the Bill be withdrawn (*Mr Roper*)—put and agreed to.
- 13 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL AND LICENSING AUTHORITIES (AMENDMENT) BILL**—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered—That these Bills be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **ABORIGINAL LAND (NORTHCOTE LAND) BILL**—Order read for resuming debate on question—That this Bill be now read a second time.  
Mr Speaker ruled the Bill to be a Private Bill.  
Motion made and question—That this Bill be treated as a Public Bill and that fees be dispensed with (*Mrs Setches*)—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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **CO-OPERATIVE HOUSING SOCIETIES (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 a third time.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **AUDITOR-GENERAL'S SPECIAL REPORT NO. 11**—Motion made, by leave, and question—That there be presented to this House a copy of the Auditor-General Special Report No. 11 on Financial Assistance to Industry (*Mr Roper*)—put, after debate, and agreed to.
- 17 **PAPER**—Mr Roper presented:  
Auditor-General—Special Report No. 11—Financial Assistance to Industry—Return to the foregoing Order.  
Ordered to lie on the Table and to be printed.
- 18 **STATE CASUAL EMPLOYEES 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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 19 **TRANSFER OF LAND (COMPUTER REGISTER) 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 a third time. Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **HOUSE CONTRACTS GUARANTEE (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 Jasper*)—put and agreed to. Ordered—That the debate be adjourned until tomorrow.
- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Magistrates' (Summary Proceedings) (Sheriff) Bill without amendment.
- 22 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 23 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.
- And then the House, at thirty-seven minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 23—Thursday, 23 March 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
- Foreshore Land in Flinders—Seeking that the foreshore land in the Shire of Flinders from Safety Beach to Dromana north (on the seaward side) of the Esplanade and from Dromana to Sorrento north (on the seaward side) of the Nepean Highway be amended to “Recreational, not for commercial or higher density housing development”, bearing 2934 signatures (*by Dr Wells*).
- Southern Peninsula Hospital—Seeking that the Government take action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 49 signatures (*by Dr Wells*).
- Southern Peninsula Freeway—Seeking that the Government give priority to construction of the last section of the Southern Peninsula Freeway, bearing 40 signatures (*by Dr Wells*).
- 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 Clerk:
- Hospitals Superannuation Board—Report for the year 1987–88—Ordered to be printed.
- Loddon–Campaspe Regional Planning Authority—Report for the year 1987–88. Statutory Rule under the following Act:
- Fisheries Act 1968—No. 36.

- 5 **GOVERNMENT ECONOMIC STRATEGY**—Motion made and question proposed—That this House commends the State Government's long term economic strategy which has enabled Victoria to sustain the lowest unemployment rate for a record period and endorses the Government's economic targets for the decade ending 1992–93 (*Mr Harrowfield*).

Amendment proposed—That all the words after “House” be omitted with the view of inserting in place thereof the words “notes the State Government's long-term economic strategy and calls on the Premier to take immediate action on the Auditor-General's Special Report No. 11 in order to restore even minimal credibility in Government by—(a) standing down the Treasurer; and (b) acting to appoint a Royal Commission to enquire into why the Victorian Economic Development Corporation, the Victorian Investment Corporation, the Department of Industry, Technology and Resources and other Government agencies advanced hundreds of millions of dollars of taxpayers' funds to businesses which had little or no prospect of repaying such monies” (*Mr Stockdale*)—and after debate—

General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.

- 6 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill “to amend the ‘National Parks Act 1975’ to provide for an Alpine National Park 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**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Supply (1989–90, No.1) Bill.
- 8 **SUPPLY (1989–90, No. 1) BILL**—Mr Jolly, pursuant to Standing Order No. 169, obtained leave, with Mr Roper, to bring in a Bill “to make interim provision for the appropriation of money out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1989–90”; 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 Jolly*).

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

Ordered—That the debate be adjourned until Thursday, 6 April 1989.

- 9 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989–90, No. 1) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).

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

Ordered—That the debate be adjourned until Thursday, 6 April 1989.

- 10 **PRICES BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Spyker*).

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

Ordered, after debate—That the debate be adjourned until Thursday, 6 April 1989.

- 11 **CONCURRENT DEBATE—MAGISTRATES' COURT BILL AND MAGISTRATES' COURT (CONSEQUENTIAL AMENDMENTS) BILL**—Motion made, by leave, and question—That this House authorises and requires Mr Speaker to permit the second reading and subsequent stages of the Magistrates' Court Bill and the Magistrates' Court (Consequential Amendments) Bill to be moved and debated concurrently (*Mr Roper*)—put and agreed to.

- 12 **MAGISTRATES' COURT BILL AND MAGISTRATES' COURT (CONSEQUENTIAL AMENDMENTS) BILL**—Motion made and question proposed—That these Bills be now read a second time (*Mr McCutcheon*).
- Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 20 April 1989.
- 13 **HOUSE CONTRACTS GUARANTEE (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 providing for—(a) the approved guarantor to prepare an annual report in relation to its operations and submit the report to the Director of Consumer Affairs for inclusion in the annual report to the Minister pursuant to section 8A of the *Ministry of Consumer Affairs Act 1973*; and (b) the disallowance of regulations made under the Principal Act in whole or in part by resolution of either House of Parliament (*Mr Leigh*)—put, after debate, and negatived.
- Bill considered in committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **STATE INSURANCE OFFICE (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 a third time forthwith.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until Tuesday, 11 April 1989 (*Mr Roper*)—put and agreed to.
- 16 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 17 **ADJOURNMENT**—Resolved, after debate—That the house do now adjourn.
- And then the House, at fourteen minutes past Five o'clock, adjourned until Tuesday, 11 April 1989.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

Nos. 24, 25 and 26

## No. 24—Tuesday, 11 April 1989

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Foreshore Land in Flinders—Seeking that the planning scheme covering the foreshore land in the Shire of Flinders from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of the Nepean Highway be amended to “Recreational, not for commercial or higher density housing development”, bearing 1076 signatures (by *Dr Wells*).
  - Traffic Lights in Croydon—Seeking that the Government take urgent action to have pedestrian-operated traffic lights installed in Plymouth Road, Croydon, adjacent to the Good Shepherd Lutheran Primary School and the McAdam Square Shopping Centre, bearing 1971 signatures (by *Mr Honeywood*)
 Severally ordered to lie on the Table.
- 4 **‘DAMIEN’ CASE REVIEW**—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Review of the Case of ‘Damien’ and section 104 of the *Community Welfare Services Act 1970* (*Mr Spyker*)—put and agreed to.
- 5 **PAPER**—Mr Spyker presented:
  - Report of the Review of the Case of ‘Damien’ and section 104 of the *Community Welfare Services Act 1970*, March 1989.—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:
  - Albury–Wodonga (Victoria) Corporation—Report for the year 1987–88.
  - Constitution Act Amendment Act 1958—Statement of Functions conferred on the Electoral Commissioner, April 1989.
  - Law Reform Commission—Occupational Regulation Report No. 4 on Process Servers and Commercial Agents.
  - Local Authorities Superannuation Board—Report for the period 1 March to 30 June 1988.
  - Planning and Environment Act 1987—Notices of approval of amendments to the following Planning Schemes:
    - Ballan Planning Scheme—No. L1.
    - Box Hill Planning Scheme—No. L1.
    - Camberwell Planning Scheme—No. L1.
    - Doncaster and Templestowe Planning Scheme—No. L1.



Lillydale Planning Scheme—No. L31.

Melbourne Planning Scheme—No. L17.

Metropolitan Region Planning Scheme—Nos. R39, R41, RL1 Part 6, RL13 Part 2, RL56 Part 3, RL65, RL82.

Moorabbin Planning Scheme—No. L1.

Nunawading Planning Scheme—No. L1.

Oakleigh Planning Scheme—No. L1.

Otway Planning Scheme—No. L2.

Ringwood Planning Scheme—No. L1.

Police Regulation Act 1958—

Determination Nos. 509 to 512 of the Police Service Board.

Determination Nos. 13 and 14 of the Police Service Board for Police Recruits.

Determination Nos. 10 and 11 of the Police Service Board for Protective Services Officers.

Statutory Rules under the following Acts:

Alpine Resorts Act 1983—No. 41.

Building Control Act 1981—Nos. 38, 39.

Drugs, Poisons and Controlled Substances Act 1981—No. 37.

Environment Protection Act 1970—No. 44.

Groundwater Act 1969—No. 42.

Lifts and Cranes Act 1967—No. 43 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Australian Standards

2549-1982—Cranes—Glossary of Terms

1763-1985—Industrial Trucks—Glossary of Terms

B 291-1971—Lifting Rings and Links

1000-1979—International System of Units (S.I.) and its Application

1170 Part 2-1983—Loading Code, Part 2 Wind Forces (as amended)

1418—SAA Crane Code

Part 1-1986—General Requirements (as amended)

Part 2-1986—Serial Hoists and Winches

Part 3-1986—Bridge and Gantry Cranes

Part 4-1988—Tower Cranes

Part 5-1985—Mobile and Vehicle Loading Cranes

Part 6-1988—Guided Storing and Retrieving Appliances

Part 7-1977—Builders Hoists and Equipment

Part 9-1987—Vehicle Hoists

Part 10-1987—Elevating Work Platforms

1532-1974—Short Pitch Transmission Precision Roller Chains and Chain Wheels

1575-1974—Tubes Couplers and Accessories Used in Metal Scaffolding

1577-1974—Solid Timber Scaffold Planks

1578-1974—Laminated Timber Scaffold Planks

- 1649-1974—Determination of Basic Working Loads for Metal Fasteners for Timber
- 1657-1985—Fixed Platforms, Walkways, Stairways and Ladders
- 1720-1975—Timber Engineering Code
- 1735-SAA Lift Code
- Part 1-1986—General Requirements
  - Part 2-1986—Passenger and Goods Lift—Electric (as amended)
  - Part 3-1986—Passenger and Goods Lift—Electrohydraulic
  - Part 4-1986—Service Lifts—Power Operated
  - Part 5-1986—Escalators
  - Part 6-1986—Moving Walks
  - Part 7-1987—Stairway Lifts
  - Part 8-1986—Inclined Lifts
  - Part 10-1986—Tests
  - Part 11-1986—Fire-Rated Landing Doors
  - Part 12-1986—Facilities for Persons with Disabilities
  - Part 13-1986—Lifts for persons with Limited Mobility—Manually Powered
- 1755-1986—Conveyors—Design, Construction, Installation and Operation—Safety Requirements
- 1768-1983—Lightning Protection
- 1891-1983—Industrial Safety Belts and Harnesses
- 2076-1977—Wire Rope Grips
- 2294-1979—Protective Structures for Operators of Earthmoving Machines
- 2319-1984—Rigging Screws and Turnbuckles
- 2321-1979—Short-Link Chain for Lifting Purposes (Non-Calibrated)
- 2359.1-1985—Industrial Trucks Code Part 1—Design and Manufacture
- 2359.2-1985—Industrial Trucks Code Part 2—Operation
- 2550-1982—Cranes—Mobile Tower and Derrick—Selection and Operation
- 2615-1987—Trolley Jacks
- 2671-1983—Fluid Power—Hydraulic Systems and Components
- 2693-1987—Vehicle Jacks
- 2741-1984—Shackles
- 2759-1985—Steel Wire Rope—Application Guide
- 5237-1985—British Standard Lifting Twist Locks
- Public Service Act 1974—PSD Nos. 5, 7, 8, 9, 10, 11, 12.
- Racing Act 1958—No. 40.
- Supreme Court Act 1986—
- No. 45 together with a copy of the Commonwealth Admiralty Rules for 1988 as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.
- No. 46.
- State Trustees—Report for the eight months ended June 1988. [Incorporating the Report of the Public Trustee for the four months ended October 1987].

Victorian Prison Industries Commission—Audited Financial Statements for the year 1987–88.

- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—ASSENT TO BILL**—Informing the Assembly that he had, on 4 April, 1989, given the Royal Assent to the following Bill presented to him by the Clerk of the Parliaments:  
Magistrates (Summary Proceedings) (Sheriff) Bill.
- 8 **CONCURRENT DEBATE—SUPPLY (1989–90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989–90, No. 1) BILL**—Motion made, by leave, and question—That this House authorises and requires Mr Speaker to permit the second reading and subsequent stages of the Supply (1989–90, No. 1) Bill and the Works and Services (Ancillary Provisions, 1989–90, No. 1) Bill to be moved and debated concurrently (*Mr Roper*)—put and agreed to.
- 9 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
Agricultural Acts (Miscellaneous Amendments) Bill  
Building Control (Amendment) Bill  
County Court (Amendment) Bill  
Magistrates' Court Bill  
Prices Bill  
Warrnambool Land Bill  
Works and Services (Ancillary Provisions, 1989–90, No. 1) Bill.
- 10 **SUPPLY (1989–90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989–90, No. 1) BILL**—Order read for resuming debate on question—that these Bills be now read a second time; debate resumed.  
Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—
- 11 **ADJOURNMENT**—Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the Chair at forty-six minutes past Eleven o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 25—Wednesday, 12 April 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:  
Price Marking of Goods—Seeking that the Government take action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 432 and 120 signatures (*by Mr Cunningham and Mr Leighton, respectively*).  
Foreshore Land in Flinders—Seeking that the planning scheme covering the foreshore land in the Shire of Flinders from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of the Nepean Highway be amended to "Recreational, not

for commercial or higher density housing development", bearing 77 signatures (by Dr Wells).

Flinders Planning Scheme—Seeking that the Government take action to change the Shire of Flinders Planning Scheme to ensure that—(a) no new commercial or housing development above two storeys is permitted on the foreshore between Safety Beach and Portsea; and (b) building height limits be brought in line with planning controls covering the rest of the eastern Port Phillip coastline—bearing 111 signatures (by Dr Wells).

Sorrento Baths—Seeking that the Government take action to have the Sorrento Baths restored as a Hot Sea Bathing (Hydrotherapy) Centre, bearing 4002 signatures (by Dr Wells).

Severally ordered to lie on the Table.

- 4 **EMBRYO EXPERIMENTATION REVIEW**—Motion made, by leave, and question—That there be presented to this House a copy of the—(a) Solicitor-General's opinion on whether the experimental procedure—"Chromosomal Normality of Cleavage-Stage Embryos derived from Oocytes which have delayed Pronuclear Formation"—approved by the Standing Review and Advisory Committee on Infertility could be approved under the *Infertility (Medical Procedures) Act 1984*; and (b) Terms of Reference of the Review of Post-Syngamy Experimentation (Mr Roper)—put and agreed to.

- 5 **PAPERS**—Mr Roper presented:

Solicitor-General's opinion on whether the experimental procedure—"Chromosomal Normality of Cleavage-Stage Embryos derived from Oocytes which have delayed Pronuclear Formation"—approved by the Standing Review and Advisory Committee on Infertility could be approved under the *Infertility (Medical Procedures) Act 1984*.

Terms of Reference of the Review of Post-Syngamy Experimentation, March 1989—

Returns to the foregoing Order.

Severally ordered to lie on the Table.

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

*Infertility (Medical Procedures) Act 1984*—Report of the Standing Review and Advisory Committee on Infertility—Approval of the experimental procedure entitled "Chromosomal Normality of Cleavage-Stage Embryos derived from Oocytes which have delayed Pronuclear Formation".

Statutory rule under the following Act:

*Public Service Act 1974*—PSD No. 6.

- 7 **PRESCRIBED WEAPONS BILL**—Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "to amend the *Firearms Act 1958* to prohibit prescribed weapons, to change the short title of the *Firearms 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 **SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL**—Mr Roper obtained leave, with Mr Spyker, to bring in a Bill "to amend the *Small Claims Tribunals 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.
- 9 **SUBDIVISION (AMENDMENT) BILL**—Mr Roper obtained leave, with Mr Rowe, to bring in a Bill "to amend the *Subdivision Act 1988* and various related Acts, to amend the *Building Control Act 1981* and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **DANGEROUS GOODS (AMENDMENT) BILL**—Mr Pope obtained leave, with Mr Crabb, to bring in a Bill “to amend the ‘Dangerous Goods Act 1985’ and the ‘Magistrates’ Courts Act 1971’ and the ‘Magistrates’ Court Act 1989’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—Mr Pope obtained leave, with Mr Crabb, to bring in a Bill “to amend the ‘Occupational Health and Safety Act 1985’ to apply to lifts, cranes, boilers, pressure vessels, scaffolding and amusement structures at workplaces and elsewhere; and to amend the ‘Limitation of Actions Act 1958’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL**—Mr Pope obtained leave, with Mr Roper, to bring in a Bill “to amend the ‘Occupational Health and Safety Act 1985’ and the ‘Magistrates’ Courts Act 1971’ and the ‘Magistrates’ Court Act 1989’ with respect to penalties for occupational health and safety offences and to require employers to nominate health and safety co-ordinators”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **ESTATE AGENTS (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “to make miscellaneous amendments to the ‘Estate Agents Act 1980’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “to amend the ‘Caravan Parks and Movable Dwellings Act 1988’ and the ‘Health (General Amendment) Act 1988’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **INTELLECTUALLY DISABLED PERSONS’ SERVICES (AMENDMENT) BILL**—Mr Spyker, pursuant to motion moved on his behalf by Mr Roper, after debate, obtained leave, with Mr Jolly, to bring in a Bill “to amend the ‘Intellectually Disabled Persons’ Services Act 1986’, the ‘Penalties and Sentences Act 1985’, the ‘Alcoholics and Drug-dependent Persons Act 1968’ and the ‘Children’s Court 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.
- 16 **NATIONAL PARKS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.  
 Ordered, after debate—That the debate be adjourned until Wednesday, 26 April 1989.
- 17 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.  
 Ordered, after debate—That the debate be adjourned until Wednesday, 3 May 1989.
- 18 **SUPERANNUATION (PORTABILITY) 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 a third time forthwith.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 19 **CONSTITUTION (DECLARATION OF RIGHTS AND FREEDOMS) 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 Roper*)—put and agreed to.  
 Ordered—That the debate be adjourned until tomorrow.
- 20 **BUILDING 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 committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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—That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.
- 22 **SUPPLY (1989–90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989–90, No. 1) BILL**—Order read for resuming debate on question—That these Bills be now read a second time; debate resumed.  
 Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—  
 Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.  
 Debate resumed on question—That these Bills be now read a second time.  
 Motion made and question—That the debate be now adjourned (*Mr Smith, Glen Waverley*)—put and agreed to.  
 Ordered—That the debate be adjourned until tomorrow.
- 23 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 24 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.  
 And then the House, at forty-nine minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 26—Thursday, 13 April 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).  
 —*Member named and suspended*—The Honourable the Leader of the Opposition having been named by Mr Speaker for disregarding the authority of the Chair—  
 Motion made and question—That the Honourable the Leader of the Opposition be suspended from the service of the House (*Mr Roper*)—put.  
 The House divided.

## AYES, 43

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mr Roper	Mr Spyker
Mrs Barker	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cain	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Crabb	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Cunningham	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	Tellers
Mr Gavin	Mr Micallef	(Northcote)	Mr Harrowfield
Mrs Gleeson	Mr Norris	Mr Shell	Mrs Hirsh

## NOES, 38

Mr Austin	Mr Honeywood	Mr Maughan	Mr Stockdale
Mr Bildstien	Mr John	Dr Napthine	Mr Tanner
Mr Brown	Mr Kennett	Mr Perrin	Mrs Wade
Mr Clark	Mr Lea	Mr Perton	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Pescott	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Plowman	Dr Wells
Mr Dickinson	(Lowan)	Mr Reynolds	
Mr Elder	Mr McGrath	Mr Ross-Edwards	
Mr Evans	(Warrnambool)	Mr Smith	Tellers
Mr Gude	Mr McNamara	(Polwarth)	Mr Heffernan
Mr Hayward	Mr Maclellan	Mr Steggall	Mr Jasper

And so it was resolved in the affirmative.

The Honourable the Leader of the Opposition withdrew from the Chamber.

- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Price Marking of Goods—Seeking that the Government take action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 37 signatures (*by Mr Simmonds*).

Community Health Centre for Reservoir—Seeking that the House take action to create and fund a Community Health Centre to service special needs in Reservoir, bearing 506 signatures (*by Mr Simmonds*).

Severally ordered to lie on the Table.

- 4 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT**—Motion made, by leave, and question—That there be presented to this House a copy of the report of the Parliamentary Contributory Superannuation Fund for the year 1987–88 (*Mr Jolly*)—put and agreed to.

- 5 **PAPER**—Mr Jolly presented:

Parliamentary Contributory Superannuation Fund—Report for the year 1987–88—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:

Coal Miners Accident Relief Board—Final Report for the period 1 July to 23 December 1987.

Coal Mine Workers' Pensions Tribunal—Report for the year 1987–88.

Planning and Environment Act 1987—Notices of approval of amendments to the following planning schemes:

Ararat (City) Planning Scheme—No. L4.

Berwick Planning Scheme—No. L4.

Flinders Planning Scheme—No. L37.

- Marong Planning Scheme—No. L7.  
 McIvor Planning Scheme—No. L2.  
 Melbourne Planning Scheme—No. L13.  
 Metropolitan Region Planning Scheme—Nos. R38, R43.  
 Port Melbourne Planning Scheme—No. L2.  
 Sandringham Planning Scheme—No. L1.  
 Stawell (Town) Planning Scheme—No. L6.

- 7 **POSTPONEMENT OF NOTICE OF MOTION**—Motion made, by leave, and question—That Notice of Motion, General Business, No. 1, standing in the name of the Honourable the Leader of the Opposition remain on the Notice Paper for the next day of sitting (*Mr Brown*)—put and agreed to.
- 8 **PUBLIC TRANSPORT SYSTEM**—Motion made and question proposed—That this House congratulates the Government on its performance in renewing and expanding the public transport system in Victoria and in particular commends the Government for showing the vision for the future of public transport in Melbourne through the MET PLAN (*Mrs Hirsh*)—and, after debate—  
 General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Local Government Bill with amendments.  
 Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 10 **PRESCRIBED WEAPONS BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 27 April 1989.
- 11 **SMALL CLAIMS TRIBUNALS (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 Leigh*)—put and agreed to.  
 Ordered—That the debate be adjourned until Thursday, 27 April 1989.
- 12 **DANGEROUS GOODS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question—That the debate be now adjourned (*Mr Gude*)—put and agreed to.  
 Ordered, after debate—That the debate be adjourned until Thursday, 27 April 1989.
- 13 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question—That the debate be now adjourned (*Mr Gude*)—put and agreed to.  
 Ordered, after debate—That the debate be adjourned until Thursday, 27 April 1989.
- 14 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Pope*).



- Motion made and question—That the debate be now adjourned (*Mr Gude*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 27 April 1989.
- 15 **ESTATE AGENTS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).
- Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Thursday, 27 April 1989.
- 16 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).
- Motion made and question—That the debate be now adjourned (*Mr Delzoppo*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 27 April 1989.
- 17 **INTELLECTUALLY DISABLED PERSONS' SERVICES (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Spyker*).
- Motion made and question—That the debate be now adjourned (*Mr Hayward*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 27 April 1989.
- 18 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 9, be postponed until later this day.
- 19 **AGRICULTURAL ACTS (MISCELLANEOUS AMENDMENTS) 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 a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 and 12, be postponed until later this day.
- 21 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH**—Order read for resuming 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.22 *ante*); debate resumed.
- Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 22 **SUBDIVISION (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 John*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 27 April 1989.

23 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.

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

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**

Nos. 27, 28 and 29

**No. 27—Tuesday, 18 April 1989**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITION**—The Clerk announced that the following petition had been lodged for presentation.  
Victoria State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victoria State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 695 signatures (*by Mr Norris*).  
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:  
City of Melbourne Superannuation Fund Trustees—Report for the year 1987–88.  
Gas and Fuel Corporation Superannuation Board—Report for the year 1987–88.  
Law Reform Commission—  
Occupational Regulation Report No. 3 on the Sheep Owners Protection Act.  
Report No. 16—Second Report on Obsolete Legislation.  
National Crime Authority—Report for the year 1987–88, together with comments made by the Inter-Governmental Committee.  
Statutory Rules under the following Acts:  
Credit (Administration) Act 1984—S.R. No. 47.  
Weights and Measures Act 1958—S.R. No. 48.  
Victorian Fishing Industry Council—Report for the year 1987–88.
- 5 **WARRNAMBOOL LAND 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 Roper*)—put and agreed to.  
Ordered—That the debate be adjourned until later this day.
- 6 **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.
- 7 **LOCAL GOVERNMENT BILL**—Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and, after debate, agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 8 **COUNTY COURT (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 a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 9 **WARRNAMBOOL LAND BILL**—Read a second time and, by leave, read a third time forthwith.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH**—Order read for resuming 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. 22 *ante*); debate resumed.
- Motion made and question—That the debate be now adjourned (*Dr Wells*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 11 **VALUATION 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 committed; considered in Committee.
- Committee reported progress.
- Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—Mr Speaker took the Chair.
- Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.
- Bill further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; 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**—Agreeing to the Local Government (Consequential Provisions) Bill without amendment.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Environment Protection (Ozone Layer) Bill with an amendment.
- Ordered—That the said amendment be printed and taken into consideration tomorrow.
- 14 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 15 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Roper*)—and, after debate—

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

WEDNESDAY, 19 APRIL 1989

Question—put and agreed to.

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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 28—Wednesday, 19 April 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Price Marking of Goods—Seeking that the Government take action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 140 signatures (*by Mrs Hill*).
  - Met Line Concessions—Seeking that the Government take action to extend the Met Line concession to Pakenham, to include all citizens living in the area covered by the Warragul Service who qualify for over-60 travel, bearing 228 signatures (*by Mr Delzoppo*).

Severally ordered to lie on the Table.
- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE**—Mr Lea brought up a Report from the Legal and Constitutional Committee upon the Public Liability of Voluntary Organisations; together with Appendices and Minutes of Evidence.  
Ordered to lie on the Table and the Report and Appendices 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:
  - Annual Reporting Act 1983—
    - Notification of extensions of time granted to Ministers under section 8 (7) of the *Annual Reporting Act* 1983 in relation to the 1987–88 financial year.
    - Notification of exemptions from provisions or regulations of the Act granted to Chief Administrators under section 8 (5) of the *Annual Reporting Act* 1983 in relation to the 1987–88 financial year.
    - Notification of directions or exemptions from provisions or regulations of the Act granted to public bodies under section 15 (1) (a) and 15 (1) (b) of the *Annual Reporting Act* 1983 in relation to the 1987–88 financial year.
  - Statutory Rules under the following Acts:
    - Fertilizers Act 1974—S.R. No. 55.
    - Margarine Act 1975—S.R. No. 56.
    - Metropolitan Fire Brigades Superannuation Act 1976—S.R. No. 80.
- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the House Contracts Guarantee (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration, by leave, later this day.

- 7 **EXTRACTIVE INDUSTRIES (AMENDMENT) BILL**—Mr Jolly, after debate, obtained leave, with Mr Roper, to bring in a Bill “to amend the ‘*Extractive Industries Act 1966*’, to make minor amendments to the ‘*Extractive Industries (Amendment) Act 1980*’, the ‘*Extractive Industries (Amendment) Act 1984*’ and the ‘*Planning and Environment Act 1987*’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **CONSTITUTION (SUPREME COURT) BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “to amend Part III of 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, by leave, later this day.
- 9 **LEGAL PROFESSION PRACTICE (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “to amend the ‘*Legal Profession Practice Act 1958*’, the ‘*Ombudsman Act 1973*’ and the ‘*Supreme Court Act 1986*’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **SECOND-HAND DEALERS AND PAWNBROKERS BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “to provide for the licensing and regulation of second-hand dealers and pawnbrokers and to facilitate and expedite the recovery of stolen goods from second-hand dealers and pawnbrokers; to repeal the ‘*Second-hand Dealers Act 1958*’, the ‘*Pawnbrokers Act 1958*’ and the ‘*Marine Stores and Old Metals Act 1958*’; to amend the ‘*Goods Act 1958*’; to make other consequential amendments and repeals; and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **EGG INDUSTRY BILL**—Mr Rowe obtained leave, with Mr Roper, to bring in a Bill “to re-enact with amendments provisions applicable to the egg industry, to repeal the ‘*Egg Industry Stabilization Act 1983*’ and the ‘*Poultry Levy (Collection Arrangement) Act 1965*’, to amend the ‘*Marketing of Primary Products Act 1958*’ and the ‘*Borrowing and Investment Powers Act 1987*’, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill “to amend the ‘*Conservation, Forests and Lands Act 1987*’, the ‘*Land Act 1958*’, the ‘*Forests Act 1958*’, the ‘*Firearms Act 1958*’ and the ‘*Wildlife 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.
- 13 **LAND (MISCELLANEOUS MATTERS) BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill “to revoke the permanent reservations, Crown Grants and Certificate of Title of certain lands, to add certain lands to lands permanently reserved, to amend the ‘*Kew and Heidelberg Lands Act 1933*’, the ‘*Kew and Heidelberg Lands Act 1958*’ and the ‘*Melbourne Lands Act 1987*’, to repeal the ‘*Moolap Salt Works Act 1896*’, the ‘*Wangaratta Lands Act 1933*’ and the ‘*Melbourne (Veterinary School) Lands 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.
- 14 **RACING (AMENDMENT) BILL**—Mr Trezise, obtained leave, with Mr Roper, to bring in a Bill “to amend the ‘*Racing 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 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL**—Mr Walsh, obtained leave, with Mr Roper, 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.

**16 LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL—CLERK OF THE PARLIAMENTS CORRECTIONS**—Mr Speaker announced that he had received a communication from the Clerk of the Parliaments in conformity with Joint Standing Order No. 21, reporting that certain clerical errors had been discovered in this Bill.

On the motion of Mr Roper, the House agreed that the errors as reported by the Clerk of Parliaments be corrected by omitting the expression "*Local Government Act 1988*" wherever occurring in the Bill as follows and inserting the expression "*Local Government Act 1989*" in its stead:

The Long Title

Clauses 1, 3, 5, 6, 7, 8, 9, 10, 11.

The following items in Schedule Two:

1.1	42.13	80.4	120.46
4.6	42.22	80.7	122.16
4.8	47.1	80.8	122.17
4.10	47.2	80.11	122.20
5.1	47.3	80.12	122.22
5.3	47.4	80.13	122.23
9.5	47.5	80.14	122.25
9.18	47.6	82.8	125.1
9.26	47.10	82.11	127.2
9.39	49.3	83.1	130.7
10.2	49.4	94.8	130.8
10.3	49.5	94.9	130.57
12.2	51.4	95.1	130.73
12.6	51.5	96.1	130.95
19.1	51.6	96.2	130.97
21.3	51.7	96.3	130.98
21.6	52.20	98.1	130.102
21.8	52.21	102.2	130.108
21.10	52.23	103.3	130.111
22.10	56.2	104.22	130.112
22.13	57.1	104.25	130.113
23.4	57.2	105.1	130.116
23.20	57.10	105.10	130.118
23.28	57.49	107.2	130.126
23.29	58.1	107.18	131.1
23.32	59.6	107.23	131.10
23.34	61.10	107.26	131.11
23.39	66.1	107.28	131.12
23.41	66.2	107.29	131.26
23.46	66.4	107.30	131.32
23.48	68.22	107.45	131.35
23.51	68.24	112.1	131.38
23.55	69.7	112.4	131.43
28.3	69.13	112.21	131.44
28.6	73.1	112.23	131.45
28.8	76.1	112.27	131.46
28.10	76.2	115.4	131.54
29.1	77.3	115.8	131.60
29.10	77.22	118.1	131.62
32.2	77.46	120.5	132.3
33.2	77.51	120.9	132.9
33.11	77.57	120.32	132.11
33.13	77.83	120.33	132.13
37.1	78.1	120.34	135.35
37.8	80.1	120.37	
42.1	80.2	120.45	

Ordered—That the communication from the Clerk of the Parliaments be transmitted to the Legislative Council with a message requesting their concurrence in the correction of the errors.

- 17 **LOCAL GOVERNMENT BILL—CLERK OF THE PARLIAMENTS CORRECTIONS**—Mr Speaker announced that he had received a communication from the Clerk of the Parliaments in conformity with Joint Standing Order No. 21, reporting that a clerical error had been discovered in this Bill.

On the motion of Mr Roper, the House agreed that the error be amended by omitting the expression "*Local Government (Consequential Provisions) Act 1988*" in Clause 163, page 68, line 38 and inserting in place thereof the expression "*Local Government (Consequential Provisions) Act 1989*".

Ordered—That the communication from the Clerk of the Parliaments be transmitted to the Legislative Council with a message requesting their concurrence in the correction of the error.

- 18 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH**—Order read for resuming 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. 22 *ante*); debate resumed.

Question—put, and Address agreed to.

Attention having been drawn to the lack of a quorum of Members when the question was put, Mr Speaker caused the bells to be rung.

Quorum having been formed, Mr Speaker resubmitted the question to the House.

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.

- 19 **HOUSE CONTRACTS GUARANTEE (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 20 **CONSTITUTION (SUPREME COURT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).

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

Ordered, after debate—That the debate be adjourned until tomorrow.

- 21 **SUPPLY (1989-90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 1) BILL**—Order read for resuming debate on question—That these Bills be now read a second time: debate resumed.

Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—

Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.

Debate resumed on question—That these Bills be now read a second time.

Bills read a second time and, by leave, read a third time forthwith.

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



- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Acquainting the Assembly that they have concurred with the Assembly in correcting the clerical errors reported by the Clerk of the Parliaments in the Local Government Bill.
- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Acquainting the Assembly that they have concurred with the Assembly in correcting the clerical errors reported by the Clerk of the Parliaments in the Local Government (Consequential Provisions) Bill.
- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Warrnambool Land Bill without amendment.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Transmitting a Bill for “*An Act to amend the ‘Cancer Act 1958’ and for other purposes*”.
- 26 **CANCER (CENTRAL REGISTERS) BILL**—On the motion of Mr Roper, 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**—Agreeing to the Credit (Administration) (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 28 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Licensing Authorities (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 29 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 30 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.  
And then the House, at forty-eight minutes past Eleven o’clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 29—Thursday, 20 April 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITION**—The Clerk announced that the following petition had been lodged for presentation:  
Child Maltreatment—Seeking that the Government take action to ensure a higher priority is accorded to programs destined to prevent, identify and treat child maltreatment and that legislation be enacted to make it mandatory for designated categories of professionally trained people to report any suspected case of child maltreatment to the appropriate investigating authority, bearing 4638 signatures (*by Mr Dickinson*).
- Ordered to lie on the Table.
- 4 **GOVERNMENT FAMILY PLEDGE**—Motion made and question proposed—That this House calls on the Premier to put his family pledge into a legislative form and so honour the commitments he made during the 1988 election campaign, namely, that for the typical Victorian family, the payment of the Education Expense Allowance

and the abolition of motor registration fees, together with the commitment to hold down the cost of basic household budget items such as gas, electricity, MMBW water and sewerage rates, third party insurance, drivers' licences and transport fares, means that for the next four years, the typical Victorian family will not pay a dollar more in total than was paid for these items as at 20 September 1988 (*Mr Kennett*)—and, after debate—

General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.

- 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 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and, after debate, agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 7 **LICENSING AUTHORITIES (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and, after debate, agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 8 **POLICE REGULATION (AMENDMENT) 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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 9 **CANCER (CENTRAL REGISTERS) 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 Weideman*)—put and agreed to.  
Ordered—That the debate be adjourned until tomorrow.
- 10 **EXTRACTIVE INDUSTRIES (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 Weideman*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 4 May 1989.
- 11 **SECOND-HAND DEALERS AND PAWNBROKERS BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 4 May 1989.
- 12 **CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).  
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 4 May 1989.

- 13 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (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 Maclellan*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 4 May 1989.
- 14 **RACING (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Trezise*).  
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 4 May 1989.
- 15 **EGG INDUSTRY 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 Austin*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Thursday, 4 May 1989.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered, after debate—That the consideration of Orders of the Day, Government Business, Nos. 12 to 15 inclusive, be postponed until later this day.
- 17 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) 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 McGrath, Warrnambool*)—put and agreed to.  
Ordered—That the debate be adjourned until tomorrow.
- 18 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until Tuesday, 2 May 1989 (*Mr Roper*)—put and agreed to.
- 19 **LAND (MISCELLANEOUS MATTERS) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).  
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Thursday, 4 May 1989.
- 20 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 21 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.  
And then the House, at twenty-one minutes past six o'clock, adjourned until Tuesday, 2 May 1989.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

Nos. 30, 31 and 32

## No. 30—Tuesday, 2 May 1989

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **ISSUE OF AND RETURN TO WRIT**—Mr Speaker announced that on 6 March 1989, he had issued a Writ for the election of a Member to serve for the electoral district of Greensborough in the place of the Honourable Pauline Therese Toner, resigned, and that he had received a return to the said Writ by which it appeared that Mrs Sherryl Maree Garbutt had been duly elected for the electoral district of Greensborough, in pursuance of the said Writ.
- 3 **MEMBER SWORN**—Mrs Sherryl Maree Garbutt was then introduced and took and subscribed the Oath required by law.
- 4 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 5 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Hunters' Rights—Seeking that the Government take action to—(a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute, to the full extent of the law, protesters found in possession of protected species; and (c) enact legislation for the protection of hunters' rights, bearing 1595 signatures (*by Mr McNamara*).
  - Price Marking of Goods—Seeking that the Government take action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 21 signatures (*by Mr Fordham*).
  - Chemical Aerial Spraying—Seeking that the House take action to ban chemical aerial spraying, bearing 2222 signatures (*by Mr Maughan*).
 Severally ordered to lie on the Table.
- 6 **CHIEF REPORTER OF THE VICTORIAN PARLIAMENTARY DEBATES**—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Chief Reporter of the Department of Victorian Parliamentary Debates for the year 1987-88 (*Mr Roper*)—put and agreed to.
- 7 **PAPER**—Mr Roper presented:
  - Chief Reporter—Department of the Victorian Parliamentary Debates—Report for the year 1987-88—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:
  - Constitution Act Amendment Act 1958—Statement of functions conferred on the Electoral Commissioner, 1 May 1989.
  - Law Reform Commission—Report No. 22 on Priorities.

Planning and Environment Act 1987—Notices of approval of amendments to the following planning schemes:

- Bungaree Planning Scheme—No. L2.
- Footscray Planning Scheme—No. L3.
- Geelong Regional Planning Scheme—No. R21.
- Horsham Planning Scheme—No. L7.
- Huntly Planning Scheme—No. L13.
- Lillydale Planning Scheme—Nos. L14, L35.
- Maffra Planning Scheme—No. L17.
- Marong Planning Scheme—No. L3.
- Metropolitan Region Planning Scheme—Nos. R34, R45, RL68, RL69 Part 1, RL73 Part 1.
- Mildura (City) Planning Scheme—No. L6.
- Mildura (Shire) Planning Scheme—No. L5.
- Morwell Planning Scheme—Nos. L5, L10, L17.
- Orbost Planning Scheme—No. L8.
- Romsey Planning Scheme—No. L3.
- Stawell (Shire) Planning Scheme—No. L5.
- St Kilda Planning Scheme—No. L1.
- Talbot and Clunes Planning Scheme—No. L3.
- Tambo Planning Scheme—No. L21.
- Whittlesea Planning Scheme—No. L4.

Statutory Rules under the following Acts:

- Abattoir and Meat Inspection Act 1973—S.R. No. 50.
- Aerial Spraying Control Act 1966—S.R. No. 51.
- Alpine Resorts Act 1983—S.R. No. 79.
- Animal Preparations Act 1987—S.R. No. 52.
- Chiropodists Act 1968—S.R. No. 66.
- Chiropractors and Osteopaths Act 1978—S.R. No. 67.
- County Court Act 1958—S.R. No. 49 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:
  - Section 78AA of the Commonwealth *Judiciary Act* 1983.
  - Division 2 of Part VI of the Commonwealth *Income Tax Assessment Act* 1936.
  - Determination Nos. 4.1 to 4.3 and Table 5 of the Public Service Determinations under the *Public Service Act* 1974.
- Dairy Industry Act 1984—S.R. No. 53.
- Dental Technicians Act 1972—S.R. Nos. 65, 68.
- Dentists Act 1972—S.R. No. 69.
- Environment Protection Act 1970—S.R. No. 77.
- Farm Produce Merchants and Commission Agents Act 1965—S.R. No. 54.
- Forests Act 1958—S.R. No. 61.
- Health Act 1958—S.R. Nos. 70, 76.
- Lotteries Gaming and Betting Act 1966—S.R. No. 88.

- Medical Practitioners Act 1970—S.R. No. 71.
- Nurses Act 1958—S.R. No. 72.
- Pharmacists Act 1974—S.R. No. 74.
- Physiotherapists Act 1978—S.R. No. 75.
- Poultry Processing Act 1968—S.R. No. 57.
- Post-Secondary Education Act 1978—S.R. Nos. 63, 64.
- Prevention of Cruelty to Animals Act 1986—S.R. No. 58.
- Public Service Act 1974—S.R. No. 78.
- Racing Act 1958—S.R. Nos. 81, 82, 83, 84, 85, 86, 87.
- Reference Areas Act 1978—S.R. No. 60.
- Teaching Service Act 1981—S.R. No. 62.
- Tomato Processing Industry Act 1976—S.R. No. 59.

**9 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—ASSENT TO BILLS—**  
Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 26 April 1989—

Warrnambool Land Bill

On 2 May 1989—

Credit (Administration) (Amendment) Bill

House Contracts Guarantee (Amendment) Bill

Licensing Authorities (Amendment) Bill.

**10 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—**Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Caravan Parks and Movable Dwellings (Amendment) Bill

Conservation, Forests and Lands Acts (Amendment) Bill

Dangerous Goods (Amendment) Bill

Egg Industry Bill

Extractive Industries (Amendment) Bill

Occupational Health and Safety (Miscellaneous Amendment) Bill.

**11 CREDIT (AMENDMENT) BILL—**Mr Roper obtained leave, with Mr McCutcheon, to bring in a Bill "*to amend the 'Credit Act 1984' and the 'Credit (Administration) Act 1984' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

**12 CONSTITUTION (SUPREME COURT) BILL—**Order read for resuming debate on question—That this Bill be now read a second time; debate resumed: Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

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

Superannuation (Portability) Bill

Agricultural Acts (Miscellaneous Amendments) Bill.

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the State Casual Employees Superannuation Bill with amendments.  
 Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 15 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) 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 amendments and new clauses which—(a) allow demerit points to be recorded against any person and not just the holder of a driver licence; (b) introduce new licence suspension procedures with respect to demerit points; (c) facilitate demerit points being recorded against the owner for owner-onus offences if the driver is not identified; (d) allow more appropriate penalties to be prescribed for offences detected by a photographic detection device; and (e) clarify the application of the *Road Safety Act 1986* to driver's licences issued under the *Motor Car Act 1958* (*Mr Kennan*)—put and agreed to.  
 Bill considered in Committee.  
 Committee reported progress; to sit again tomorrow.
- 16 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—Agreeing to the following Bills without amendment:  
 Aboriginal Land (Northcote Land) Bill  
 Co-operative Housing Societies (Amendment) Bill  
 Transfer of Land (Computer Register) Bill  
 State Insurance Office (Amendment) Bill.
- 17 **POSTPONEMENT OF ORDER OF THE DAY**—Order—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
- 18 **MAGISTRATES' COURT BILL AND MAGISTRATES' COURT (CONSEQUENTIAL AMENDMENTS) BILL**—Order read for resuming debate on question that these Bills be now read a second time; debate resumed.  
 Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders.  
 Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.  
 Debate resumed on question—That these Bills be read a second time.  
 Bills read a second time and committed; considered in Committee.  
 Committee reported progress; to sit again tomorrow.
- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the County Court (Amendment) Bill with an amendment.  
 Ordered—That the said amendment be printed and taken into consideration tomorrow.
- 20 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.

- 21 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Roper*)—and, after debate—

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

WEDNESDAY, 3 MAY 1989

Question—put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

### No. 31—Wednesday, 3 May 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS**—(Pursuant to Standing Order No. 124).

3 **PRESENTATION OF ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR**—Mr Speaker reported that, as directed by the House, he had, that day, presented to His Excellency the Governor the Address of the Legislative Assembly in reply to the Speech of His Excellency on the Opening of the Parliament.

His Excellency was pleased to make the following Reply:

Mr Speaker and Members 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.

Melbourne 3 May, 1989

J. DAVIS McCAUGHEY  
Governor of Victoria

4 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

**Willsmere Land**—Seeking that the House take action to establish a Committee of Inquiry to consider the current and alternative proposals on the use of Willsmere and its surrounding land, and the impact of these proposals on the community and the environment, bearing 10 799 signatures (*by Mrs Wade*).

**Prominent Landmarks**—Seeking that the Government take action to retain the current names applying to prominent landmarks in Western Victoria, bearing 3105 signatures (*by Dr Naphthine*).

Severally ordered to lie on the Table.

5 **PRINTING COMMITTEE**—Mr Norris brought up a joint Report from the Legislative Council and Legislative Assembly Printing Committees upon the printing, distribution and binding of Parliamentary documents, together with an Appendix.

Ordered to lie on the Table and the Report and Appendix to be printed.

Motion made, by leave, and question—That the Report be taken into consideration tomorrow (*Mr Roper*)—put and agreed to.



- 6 **OMBUDSMAN (AMENDMENT) BILL**—Mr Cain, pursuant to motion moved on his behalf by Mr Roper obtained leave, with Mr Kennan, to bring in a Bill *"to amend the 'Ombudsman Act 1973' and 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.
- 7 **PUBLIC SERVICE (AMENDMENT) BILL**—Mr Cain, pursuant to motion moved on his behalf by Mr Roper, after debate, obtained leave, with Mr Kennan, to bring in a Bill *"to amend Part V of 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.
- 8 **FIRE AUTHORITIES BILL**—Mr Crabb obtained leave, with Mr Roper, to bring in a Bill *"to make miscellaneous amendments to the 'Country Fire Authority Act 1958', the 'Emergency Management Act 1986', the 'Metropolitan Fire Brigades Act 1958', the 'Summary Offences Act 1966', the 'Transport Accident Act 1986' and the 'Victorian State Emergency Service Act 1987' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **TRUSTEE (AMENDMENT) BILL**—Mr Jolly obtained leave, with Mr Roper, to bring in a Bill *"to authorise trustee investment in the Australian Telecommunications Corporation and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **EDUCATION (WORK EXPERIENCE) BILL**—Ms Kirner obtained leave, with Mr Jolly, to bring in a Bill *"to amend the 'Education Act 1958' with respect to work experience, and to make statute law revision amendments to that Act and the 'Education Acts (Amendment) Act 1987' "*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL**—Mr McCutcheon obtained leave, with Ms Kirner, to bring in a Bill *"to amend the 'Crimes Act 1958', the 'National Crime Authority (State Provisions) Act 1984', the 'Penalties and Sentences Act 1985', the 'Alcoholics and Drug-dependent Persons Act 1968', the 'Magistrates (Summary Proceedings) Act 1975', the 'Wrongs Act 1958' and the 'Transport Act 1983' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **GUARDIANSHIP AND ADMINISTRATION BOARD (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Ms Kirner, to bring in a Bill *"to amend the 'Guardianship and Administration Board Act 1986' and the 'Mental Health Act 1986' "*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **LEGAL AID COMMISSION (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Ms Kirner, to bring in a Bill *"to amend the 'Legal Aid Commission Act 1978' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **PENALTY INTEREST RATES (AMENDMENT) BILL**—Mr McCutcheon obtained leave, with Ms Kirner, to bring in a Bill *"to amend the 'Penalty Interest Rates Act 1983' and the 'Conservation, Forests and Lands Act 1987' "*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **DAIRY INDUSTRY (AMENDMENT) BILL**—Mr Rowe obtained leave, with Mr Roper, to bring in a Bill *"to amend the 'Dairy Industry Act 1984' "*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **FRANKSTON LANDS BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill *"to revoke the permanent reservation of certain lands at Frankston and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 17 **CREDIT (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 Brown*)—put and agreed to.  
 Ordered—That the debate be adjourned until Wednesday, 17 May 1989.
- 18 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.  
 Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—
- 19 **ADJOURNMENT**—Question—That the House do now adjourn—proposed and, after debate, Mr Speaker left the Chair at Forty-nine minutes past Eleven o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 32—Thursday, 4 May 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITION**—The Clerk announced that the following petition had been lodged for presentation:  
 Four-Wheel Drive Tracks—Seeking that the Government take no further action to close to the public existing four-wheel drive tracks and that current permanent track closures are re-evaluated with the view of re-opening them to the public, bearing 32 signatures (*by Mr Cunningham*).  
 Ordered to lie on the Table.
- 4 **ROYAL SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (VICTORIA) INQUIRY**—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Inquiry into the Operation and Administration of the Royal Society for the Prevention of Cruelty to Animals (Victoria).
- 5 **PAPER**—Mr Rowe presented:  
 Report of the Inquiry into the Operation and Administration of the Royal Society for the Prevention of Cruelty to Animals (Victoria)—Return to the foregoing Order.  
 Ordered to lie on the Table and to be printed.
- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Acquainting the Legislative Assembly that they have agreed to the following Resolution:  
 That the Parliament take all steps necessary to form a Joint Select Committee on Printing.
- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Building Control (Amendment) Bill with an amendment.  
 Ordered—That the said amendment be printed and taken into consideration, by leave, later this day.

- 8 **FUEL PRICES**—Motion made and question proposed—That this House condemns the Minister for Community Services for not correcting the huge variation in fuel prices which seriously disadvantages country Victorians (*Mr Jasper*)—and, after debate—General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.
- 9 **FIRE AUTHORITIES BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Thursday, 18 May 1989.
- 10 **TRUSTEE (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 18 May 1989.
- 11 **EDUCATION (WORK EXPERIENCE) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Ms Kirner*).  
Motion made and question—That the debate be now adjourned (*Mr Stockdale*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 18 May 1989.
- 12 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Thursday, 18 May 1989.
- 13 **GUARDIANSHIP AND ADMINISTRATION BOARD (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 18 May 1989.
- 14 **LEGAL AID COMMISSION (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 18 May 1989.
- 15 **PENALTY INTEREST RATES (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 18 May 1989.
- 16 **DAIRY INDUSTRY (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Rowe*).  
Motion made and question—That the debate be now adjourned (*Mr Austin*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 18 May 1989.

- 17 **FRANKSTON LANDS BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).

Mr Speaker ruled the Bill to be a Private Bill.

Motion made and question—That this Bill be treated as a Public Bill and that fees be dispensed with (*Mrs Setches*)—put and agreed to.

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

Ordered—That the debate be adjourned until Tuesday next.

- 18 **BUILDING CONTROL (AMENDMENT) BILL**—Order read for the consideration of the amendment made by the Legislative Council.

And the said amendment was read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly has agreed to the said amendment.

- 19 **COUNTY COURT (AMENDMENT) BILL**—Order read for the consideration of the amendment made by the Legislative Council.

And the said amendment was read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly has agreed to the said amendment.

- 20 **STATE CASUAL EMPLOYEES SUPERANNUATION BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 21 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—Order read for resuming debate on question—That this Bill be now read a second time.

*Declaration of Bill as urgent—Limitation of Debate*—Mr Roper declared that this 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 this Bill be considered an urgent Bill—put and agreed to.

Motion made and question—That the time allotted in connection with the Bill be as follows:

(a) For the second reading stage of the Bill until 4.45 p.m. this day.

(b) For the remaining stages of the Bill until 5.30 p.m. this day.

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

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

*Limitation of debate—The time allotted in connection with the second-reading stage of the Bill having expired—*

Question—put.

The House divided.

## AYES, 73

Mr Andrianopoulos	Mr Harrowfield	Mr Perrin	Mr Spyker
Mr Austin	Mr Hayward	Mr Perton	Mr Stockdale
Mrs Barker	Mr Heffernan	Mr Pescott	Mr Tanner
Mr Brown	Mrs Hill	Mr Pope	Mr Thomson
Mr Cain	Mrs Hirsh	Mr Ray	Mr Trezise
Mr Clark	Mr Honeywood	Mr Reynolds	Dr Vaughan
Mr Cole	Mr John	Mr Richardson	Mrs Wade
Mr Coleman	Mr Jolly	Mr Roper	Mr Walsh
Mr Cooper	Mr Kennan	Mr Rowe	Mr Weideman
Mr Crabb	Mr Kennedy	Mr Sandon	Dr Wells
Mr Cunningham	Mr Kennett	Mr Seitz	Mrs Wilson
Mr Delzoppo	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Lea	Mrs Setches	
Mr Elder	Mr Leigh	Mr Sheehan	
Mr Ernst	Mr Leighton	(Ballarat South)	
Mr Fordham	Mr McCutcheon	Mr Shell	
Mrs Garbutt	Mr McDonald	Mr Simmonds	
Mr Gavin	Mr Maclellan	Mr Smith	Tellers
Mrs Gleeson	Mr Mathews	(Glen Waverley)	Mr Baker
Mr Gude	Mr Micallef	Mr Smith	Mr Sheehan
Mr Hamilton	Mr Norris	(Polwarth)	(Northcote)

## NOES, 7

Mr Evans	Mr McNamara	Mr Wallace	Tellers
Mr McGrath (Lowan)	Mr Ross-Edwards		Mr Maughan
			Mr Steggall

And so it was resolved in the affirmative.

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

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

22 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.

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

And then the House, at sixteen minutes past Six o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

Nos. 33, 34 and 35

## No. 33—Tuesday, 9 May 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Mornington Bowling Club—Seeking that the Government take action to rescind the decision of the Minister for Conservation, Forests and Lands that the Mornington Bowling Club Inc. be relocated off the foreshore reserve in the Esplanade, bearing 2378 signatures (*by Mr Cooper*).

Kevin Bartlett Reserve—Seeking that the House take action to prevent the alienation of the “Kevin Bartlett Reserve” or its environs for the purpose of a helipad and preserve the land for public recreational purposes, bearing 2440 signatures (*by Mr Dollis*).

Hunters’ Rights—Seeking that the Government take action to: (a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute protesters found in possession of protected species; and (c) introduce legislation for the protection of hunters’ rights, bearing 180 signatures (*by Mr Austin*).

Severally ordered to lie on the Table.

- 4 **CODE OF FOREST PRACTICES FOR TIMBER PRODUCTION**—Motion made, by leave, and question—That there be presented to this House a copy of the Code of Forest Practices for Timber Production—Revision No. 1, May 1989 together with the Instrument of Approval (*Mrs Setches*)—put and agreed to.

- 5 **PAPER**—Mrs Setches presented:

Code of Forest Practices for Timber Production—Revision No. 1, May 1989 together with the Instrument of Approval—Return to the foregoing Order.

Ordered to lie on the Table.

Motion made, by leave, and question—That the Code and Instrument of Approval be taken into consideration tomorrow (*Mrs Setches*)—put and agreed to.

- 6 **PAPER**—Mr Speaker presented:

Auditor-General—Report on Ministerial Portfolios.

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:

Monash University Council—Report for the year 1987, together with a Statute approved by the Governor in Council during the year 1987.

Planning and Environment Act 1987—Notices of approval of amendments to the following planning schemes:

Bairnsdale (Shire) Planning Scheme—No. L7.

Bairnsdale (Town) Planning Scheme—Nos. L10, L15.

Broadford Planning Scheme—No. L1.

Buninyong Planning Scheme—Nos. L2, L13.

Flinders Planning Scheme—No. L38.

Hawthorn Planning Scheme—No. L1.

Huntly Planning Scheme—No. L10.

Metropolitan Region Planning Scheme—Nos. RL 20, RL 41 Part 3, RL 53, RL 66, RL 89.

Oxley Planning Scheme—No. L1.

Seymour Planning Scheme—No. L13.

Stawell (Shire) Planning Scheme—No. L6.

Traralgon (Shire) Planning Scheme—No. L19.

Statutory Rules under the following Acts:

Finance Brokers Act 1969—S.R. No. 94.

Financial Institutions Duty Act 1982—S.R. No. 96.

Health Services Act 1988—S.R. No. 95, together with a copy of the rules of the Proportional Representation Society of Australia for conducting elections by the quota-preferential method set out in the third edition of the Proportional Representation Manual as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.

Public Service Act 1974—PSD Nos. 13, 14, 15.

Road Safety Act 1986—S.R. No. 89.

Water Act 1958—S.R. No. 97.

- 7 **MESSAGE FROM THE LIEUTENANT-GOVERNOR AS DEPUTY FOR HIS EXCELLENCY THE GOVERNOR—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:

Aboriginal Land (Northcote Land) Bill

Agricultural Acts (Miscellaneous Amendments) Bill

Building Control (Amendment) Bill

Co-operative Housing Societies (Amendment) Bill

Local Government Bill

Local Government (Consequential Provisions) Bill

State Insurance Office (Amendment) Bill

Superannuation (Portability) Bill.

- 8 **ROAD SAFETY (MISCELLANEOUS AMENDMENTS) BILL**—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 9 **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 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 providing for the disallowance of regulations made under the Principal Act in whole or in part by resolution of either House of Parliament (*Mr Brown*)—put and agreed to.

- 10 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Transport (Amendment) Bill.
- 11 **TRANSPORT (AMENDMENT) BILL**—Considered in Committee.  
Committee reported progress.  
Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—Mr Speaker took the Chair.  
Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.  
Bill further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 13 **ADJOURNMENT**—Motion made and question proposed—That the House do now adjourn (*Mr Roper*)—and, after debate—

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

WEDNESDAY, 10 MAY 1989

Question—put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 34—Wednesday, 10 May 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
- Sorrento Marine Aquarium—Seeking that the Government take action to have the three seals held in the Sorrento Marine Aquarium removed to an area resembling their normal environment, bearing 1180 signatures (*by Mr Norris*).
- Place Names of Historic Significance—Opposing the proposed alteration to place names within the Grampians National Parks and environs and supporting the preservation by law of all place names of historic significance, bearing 10 698 signatures (*by Mr McGrath, Lowan*).
- Price Marking of Goods—Seeking that the Government take action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 42 signatures (*by Mr Sheehan, Northcote*).
- Severally ordered to lie on the Table.



**4 PETITION—PLACE NAMES OF HISTORIC SIGNIFICANCE.**

Motion made and question—That the petition be taken into consideration tomorrow (*Mr McGrath, Lowan*)—put and agreed to.

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

State Classification of Publications Board—Report for the year 1987–88.

Statutory Rules under the following Acts:

Hospitals and Charities Act 1958—S.R. No. 99.

Port of Melbourne Authority Act 1958—S.R. No. 90.

**6 EDUCATION ACTS (OVERSEAS STUDENTS) BILL—**Ms Kirner, pursuant to motion moved on her behalf by Mr Roper, obtained leave, with Mr Rowe, to bring in a Bill “to amend the ‘Education Act 1958’ and the ‘Post-Secondary Education Act 1978’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

**7 WHEAT MARKETING BILL—**Mr Rowe obtained leave, with Mr Roper, to bring in a Bill “relating to the marketing of wheat, to repeal the ‘Wheat Marketing Act 1984’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

**8 PRICES 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 Roper*)—put and agreed to.

Ordered—That the debate be adjourned until tomorrow.

**9 SMALL CLAIMS TRIBUNALS (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 a third time forthwith.

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. 3 to 7 inclusive, be postponed until later this day.

**11 DANGEROUS GOODS (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.

Motion made, by leave, and question—That it be an instruction to the Committee that they have power to consider a New Clause providing for the disallowance of regulations made under the Principal Act in whole or in part by resolution of either House of Parliament (*Mr Gude*)—put and negatived.

Bill committed; considered in Committee.

Committee reported progress.

Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders—Mr Speaker took the Chair.

Motion made and question—That the sitting be continued (*Mr Pope*)—put and agreed to.

Bill further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; 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**—Agreeing to the Police Regulation (Amendment) Bill (No. 2) without amendment.
- 13 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

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

THURSDAY, 11 MAY 1989

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

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

- 14 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS 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 a third time.

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

- 15 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.

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

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 35—Thursday, 11 May 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
- Broadmeadows Hospital Priority—Seeking that the Government take action to review the Hospital Expansion Plan for Victoria and raise the priority for Broadmeadows, bearing 1281 signatures (*by Mr Seitz*).
- Mornington Bowling Club—Seeking that the Government take action to rescind the decision of the Minister for Conservation, Forests and Lands that the Mornington Bowling Club Inc. be relocated off the foreshore reserve in the Esplanade, bearing 80 signatures (*by Mr Cooper*).
- Police Staffing in Churchill—Seeking that the Government take action to restore the after-hours availability of local police, increase the staff complement to

twelve, and provide adequate permanent accommodation for local police in the Churchill subdistrict, bearing 250 signatures (*by Mr Hamilton*).

Severally ordered to lie on the Table.

- 4 **SOCIAL DEVELOPMENT COMMITTEE**—Dr Vaughan brought up a Report from the Social Development Committee upon the inquiry into the Role and Welfare of Companion Animals in Society; together with Appendices, Extracts from the Proceedings of the Committee and Minority Reports.

Ordered to lie on the Table and to be printed.

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

Accounting Standards Review Board—Report for the year 1987–88.

- 6 **TRANSPORT PORTFOLIO—CENSURE OF MINISTER**—Motion made and question proposed—That this House condemns the Government and the Minister for Transport for inept and gross mismanagement of the transport portfolio, including public transport, and notes with concern the Minister's continuing subservience to left-wing transport unions and the Minister's unpreparedness to address the continuing fundamental problems in his portfolio (*Mr Brown*)—and, after debate—

General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.

- 7 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until Tuesday, 23 May 1989 (*Mr Roper*)—put and agreed to.

- 8 **NATIONAL PARKS (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 that any declaration by Act of Parliament of land as a wilderness park is subject to the principle that it be an area of more than 20 000 hectares, free of non-indigenous flora and non-indigenous fauna, and which has been continuously managed in accordance with traditional techniques so as to retain the characteristics of Australian landscapes prior to European settlement" (*Mr Evans*)—and, after debate—

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

The House divided.

AYES, 65

Mr Andrianopoulos	Mr Heffernan	Mrs Ray	Mr Tanner
Mr Baker	Mrs Hill	Mr Reynolds	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Richardson	Mr Trczise
Mr Cain	Mr Honeywood	Mr Roper	Dr Vaughan
Mr Clark	Mr John	Mr Rowe	Mrs Wade
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Coleman	Mr Kennedy	Mr Seitz	Mr Weideman
Mr Cooper	Mr Kennett	Mr Sercombe	Dr Wells
Mr Crabb	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Cunningham	Mr Leigh	Mr Sheehan	
Mr Dollis	Mr Leighton	(Ballarat South)	
Mr Elder	Mr McCutcheon	Mr Shell	
Mr Ernst	Mr Maclellan	Mr Simmonds	
Mr Fordham	Mr Micallef	Mr Smith	
Mrs Garbutt	Mr Norris	(Glen Waverly)	
Mr Gavin	Mr Perton	Mr Smith	
Mrs Gleeson	Mr Pescott	(Polwarth)	
Mr Hamilton	Mr Plowman	Mr Spyker	Tellers
Mr Harrowfield	Mr Pope	Mr Stockdale	Dr Napthine
			Mr Sheehan
			(Northcote)

## NOES, 7

Mr McGrath (Lowan)	Mr McGrath (Warrnambool) Mr McNamara	Mr Maughan Mr Ross-Edwards	Tellers Mr Jasper Mr Steggall
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And so it was resolved in the affirmative.

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

Bill read a second time and, by leave, read a third time forthwith.

Motion made and question—That the Bill be transmitted to the Legislative Council and their concurrence desired therein (*Mrs Setches*)—put.

The House divided.

## AYES, 66

Mr Andrianopoulos	Mr Harrowfield	Mr Pescott	Mr Smith (Polwarth)
Mr Austin	Mr Hayward	Mr Plowman	Mr Spyker
Mrs Barker	Mr Heffernan	Mr Pope	Mr Stockdale
Mr Cain	Mrs Hill	Mrs Ray	Mr Tanner
Mr Clark	Mrs Hirsh	Mr Reynolds	Mr Thomson
Mr Cole	Mr Honeywood	Mr Richardson	Mr Trezise
Mr Cooper	Mr John	Mr Roper	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Rowe	Mrs Wade
Mr Cunningham	Mr Kennedy	Mr Sandon	Mr Walsh
Mr Dollis	Mr Kennett	Mr Seitz	Mr Weideman
Mr Elder	Ms Kirner	Mr Sercombe	Dr Wells
Mr Ernst	Mr Leigh	Mrs Setches	Mrs Wilson
Mr Fordham	Mr Leighton	Mr Sheehan (Ballarat South)	
Mrs Garbutt	Mr McCutcheon	Mr Shell	Tellers
Mr Gavin	Mr Maclellan	Mr Simmonds	Dr Napthine
Mrs Gleeson	Mr Micallef	Mr Smith	Mr Sheehan (Northcote)
Mr Gude	Mr Norris	(Glen Waverley)	
Mr Hamilton	Mr Perton		

## NOES, 7

Mr McGrath (Lowan)	Mr McGrath (Warrnambool) Mr McNamara	Mr Maughan Mr Ross-Edwards	Tellers Mr Jasper Mr Steggall
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And so it was resolved in the affirmative.

- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Sale of Land Act 1962’ and for other purposes*”.
- 10 SALE OF LAND (AMENDMENT) BILL—On the motion of Mr McCutcheon, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:  
Supply (1989–90, No. 1) Bill  
Works and Services (Ancillary Provisions, 1989–90, No.1) Bill.
- 12 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question—That the debate be now adjourned (*Mrs Wade*)—put and agreed to.  
Ordered, after debate—That the debate be adjourned until Tuesday, 23 May 1989.
- 13 OMBUDSMAN (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 (*Mrs Wade*)—put and agreed to.  
Ordered—That the debate be adjourned until Thursday, 25 May 1989.

- 14 **PUBLIC SERVICE (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 (*Mrs Wade*)—put and  
agreed to.  
Ordered—That the debate be adjourned until Thursday, 25 May 1989.
- 15 **EDUCATION ACTS (OVERSEAS STUDENTS) BILL**—Motion made and question  
proposed—That this Bill be now read a second time (*Ms Kirner*).  
Motion made and question—That the debate be now adjourned (*Mr Smith, Polwarth*)—  
put and agreed to.  
Ordered, after debate—That the debate be adjourned until Thursday next.
- 16 **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.
- 17 **CORRECTIONS (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 11.00 p.m. pursuant to Sessional Orders.  
Motion made and question—That the sitting be continued (*Mr Roper*)—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.  
Committee reported progress; to sit again tomorrow.
- 18 **WHEAT MARKETING BILL**—Motion made and question proposed—That this Bill be  
now read a second time (*Mr Rowe*).

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

FRIDAY, 12 MAY 1989

- Motion made and question—That the debate be now adjourned (*Mr Austin*)—put and  
agreed to.  
Ordered—That the debate be adjourned until Thursday, 25 May 1989.
- 19 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That  
the consideration of remaining business be postponed (*Mr Roper*)—put and agreed  
to.
- 20 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.  
And then the House, at thirty-nine minutes past Twelve o'clock in the morning, adjourned  
until Tuesday, 23 May 1989.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 36, 37, 38, 39 and 40****No. 36—Tuesday, 23 May 1989**

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **DEATH OF CHARLES MUTTON, ESQUIRE**—Motion made and question—That this House expresses its sincere sorrow at the death of Charles Mutton, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Coburg from 1940 to 1967 (*Mr Cain*)—put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Charles Mutton, Esquire, the House do now adjourn until Three o'clock this day (*Mr Cain*)—put and agreed to.

And then the House, at forty minutes past Two o'clock, adjourned until Three o'clock this day.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker***No. 37—Tuesday, 23 May 1989**

(THREE O'CLOCK)

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
  - Caging and Trapping of Birds—Seeking that the Government take action to make the caging, trapping and selling of birds illegal, bearing 1390 signatures (*by Mrs Ray*).
  - Duck Hunting and Shooting—Seeking that the House take action to ban the duck season and to make the hunting and shooting of ducks in Victoria illegal, bearing 60 signatures (*by Mrs Ray*).
  - Alpine Grazing Leases—Seeking that the Government take action to abandon the proposal by the Minister for Conservation, Forests and Lands to evict 11 mountain cattlemen from their alpine grazing leases, bearing 28 signatures (*by Mr Kennett*).

Price Marking of Goods—Seeking that the Government take action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 18 signatures (*by Mr Harrowfield*).

Mornington Bowling Club—Seeking that the Government take action to rescind the decision of the Minister for Conservation, Forests and Lands that the Mornington Bowling Club Inc. be relocated off the foreshore reserve in the Esplanade, bearing 385 signatures (*by Mr Cooper*).

Eramosa Road Rail Intersection, Somerville—Seeking that the Government take action to implement the plans that have been in existence for 9 years to improve the road and rail intersections in Eramosa Road, Somerville, bearing 40 signatures (*by Mr Cooper*).

Foreshore Land in Flinders—Seeking that the planning scheme covering the foreshore land in the Shire of Flinders from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of Nepean Highway be amended to “Recreational, not for commercial or higher density housing development”, bearing 266 signatures (*by Dr Wells*).

Flinders Planning Scheme—Seeking that the Government take action to change the Shire of Flinders Planning Scheme to ensure that—(a) no new commercial or housing development above two storeys is permitted on the foreshore between Safety Beach and Portsea; and (b) building height limits be brought in line with planning controls covering the rest of the eastern Port Phillip coastline, bearing 153 signatures (*by Dr Wells*).

Severally ordered to lie on the Table.

- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE**—Mr Thomson brought up a Report from the Legal and Constitutional Committee upon the Law Relating to Charitable Trusts; together with Appendices, Extracts from the Proceedings of the Committee and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices and Extracts from the Proceedings 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:

Benefit Associations—Report of the Registrar of Friendly Societies for the year 1987–88.

Planning and Environment Act 1987—Notices of approval of amendments to the following planning schemes:

All Planning Schemes—No. S1.

Eltham Planning Scheme—Nos. L2 Part 1, L3.

Keilor Planning Scheme—No. L10.

Metropolitan Region Planning Scheme—Nos. R26, R51, R54, RL34.

Preston Planning Scheme—No. L7.

Richmond Planning Scheme—No. L2.

Romsey Planning Scheme—No. L7.

South Melbourne Planning Scheme—Nos. L4, L8.

Sunshine Planning Scheme—No. L1 Part 2.

Tambo Planning Scheme—No. L22.

State Employees Retirement Benefits Board—Report for the year 1987–88.

Statutory Rules under the following Acts:

Associations Incorporation Act 1981—S.R. No. 102.

Fisheries Act 1978—S.R. No. 103.

Hospitals and Charities Act 1958—S.R. No. 98 together with a copy of the Health Insurance (Variation of Fees and Medical Services) Regulations under the *Commonwealth Health Insurance Act 1973* as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.

Optometrists Registration Act 1958—S.R. No. 73.

Professional Boxing Control Act 1985—S.R. No. 105.

Public Service Act 1974—PSD Nos. 16, 17, 18.

Sport and Recreation Act 1972—S.R. No. 106.

Supreme Court Act 1986—S.R. Nos. 100, 101.

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Agricultural Acts (Amendment) Act 1988—Section 14; 22 March 1989 (Gazette No. G11, 15 March 1989).

Building Control Act 1981—Items 54, 55, 56 and 70 of the Schedule; 4 April 1989 (Gazette No. G12, 22 March 1989).

Borrowing and Investment Powers (Amendment) Act 1988—27 April 1989 (Gazette No. S21, 27 April 1989).

Community Services Act 1987—Items 1 to 13 of Schedule 2; 15 March 1989 (Gazette No. G11, 15 March 1989).

Crimes (Custody and Investigation) Act 1988—15 March 1989 (Gazette No. G11, 15 March 1989).

Health (Amendment) Act 1987—Section 9; 1 October 1989 (Gazette No. G19, 17 May 1989).

Health (General Amendment) Act 1988—Section 7 on 1 July 1989, section 45 on 1 October 1989, and section 17 on 31 December 1989 (Gazette No. G19, 17 May 1989).

Health Services Act 1988—Sections 18 to 69 (except section 27), 135 to 138 (inclusive), 140, 141, 142, 144 to 154, 156 to 159, 166 to 176 (inclusive), 177 (1) except paragraphs (b) and (c), 178, 180, 182 to 192 (inclusive) on 14 May 1989; section 27 on 1 July 1989 (Gazette No. G17, 3 May 1989).

National Parks (Amendment) Act 1981—Section 3 (5); 19 April 1989 (Gazette No. G15, 19 April 1989).

Sale of Goods (Vienna Convention) Act 1987—Part 2; 1 April 1989 (Gazette No. G12, 22 March 1989).

**6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—ASSENT TO BILLS—**  
Informing the Assembly that he had, on 16 May, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Police Regulation (Amendment) Bill (No. 2)

Supply (1989–90, No. 1) Bill

Works and Services (Ancillary Provisions, 1989–90 No. 1) Bill

Transfer of Land (Computer Register) Bill

County Court (Amendment) Bill

State Casual Employees Superannuation Bill



- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
 Intellectually Disabled Persons' Services (Amendment) Bill  
 Ombudsman (Amendment) Bill  
 Fire Authorities Bill  
 Legal Profession Practice (Amendment) Bill
- 8 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until tomorrow at 11.00 a.m. (*Mr Roper*)—put and agreed to.
- 9 **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 a third time.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Road Safety (Miscellaneous Amendments) Bill without amendment.
- 11 **EXTRACTIVE INDUSTRIES (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 a third time forthwith.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **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.
- 13 **LAND (MISCELLANEOUS MATTERS) 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.
- 14 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Land (Miscellaneous Matters) Bill.
- 15 **LAND (MISCELLANEOUS MATTERS) BILL**—Considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time, after debate.  
 Ordered—that the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **FRANKSTON LANDS BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.  
 Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders.  
 Motion made and question—That the sitting be continued (*Mr Roper*)—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 a third time forthwith.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Valuation of Land (Amendment) Bill with amendments.  
 Ordered—That the said amendments be printed and taken into consideration tomorrow.

- 18 **SECOND-HAND DEALERS AND PAWNBROKERS BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed. And then the House having continued to sit till after Twelve of the clock—

WEDNESDAY, 24 MAY 1989

Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time. Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 19 **CORRECTIONS (AMENDMENT) BILL**—Further considered in Committee. Committee reported progress; to sit again tomorrow.
- 20 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 21 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.

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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

**No. 38—Wednesday, 24 May 1989**

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
- Price Marking of Goods—Seeking that the Government take action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 105 signatures (*by Mr Cunningham*).
- Victoria State Emergency Service Funding—Seeking that the Government take action to provide the necessary funding for volunteer units of the Victoria State Emergency Service to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 699 signatures (*by Mr Shell*).
- Firearms Restrictions—Seeking that the House take action to enact legislation which will—(a) ban all semi-automatic weapons; (b) restrict ownership of firearms to those who have a legitimate purpose for their use and who are trained and licensed; and (c) cause a reduction in the number of guns in households; bearing 8 signatures (*by Mr Gude*).
- Speed Limits and Blood Alcohol Levels—Seeking that the Government take action to—(a) reduce the speed limit for all vehicles, other than emergency vehicles; (b) reduce the permissible blood alcohol levels; and (c) ensure that drivers convicted of drunk driving and breaking the speed limits have their

licences cancelled and cars confiscated for at least 12 months; bearing 310 signatures (*by Mr Baker*).

Severally ordered to lie on the Table.

- 4 **SOCIAL DEVELOPMENT COMMITTEE**—Mrs Ray, Chairman, brought up the Final Report from the Social Development Committee upon the Inquiry into Strategies to Deal with the Issue of Community Violence; together with Appendices and Extracts from the Proceedings of the Committee.

Ordered to lie on the Table and 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:

Film Victoria—Report for the year 1987–88.

Statutory Rules under the following Acts:

Drugs, Poisons and Controlled Substances Act 1981—S.R. No. 104.

Martial Arts Control Act 1986—S.R. No. 107.

Supreme Court Act 1986—S.R. No. 108.

- 6 **ROOMING HOUSES BILL**—Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill “*to define the rights and duties of owners and residents of rooming houses and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **MURRAY VALLEY CITRUS MARKETING BILL**—Mr Rowe, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Walsh, to bring in a Bill “*to make provision for a joint Victorian and New South Wales scheme for marketing citrus fruit and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 8 **FISHERIES (AMENDMENT) BILL**—Mrs Setches obtained leave, with Mr Roper, to bring in a Bill “*to make miscellaneous amendments to the ‘Fisheries Act 1968’, to repeal the ‘Victorian Fishing Industry Council Act 1979’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **ADOPTION (AMENDMENT) BILL**—Mr Spyker obtained leave, with Mr Roper, to bring in a Bill “*to amend the ‘Adoption Act 1984’ and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **WATER BILL**—Mr Walsh obtained leave, with Mr Roper, to bring in a Bill “*to re-state, with amendments, the law relating to water in Victoria, to repeal the ‘Dandenong Valley Authority Act 1963’, the ‘Drainage of Land Act 1975’, the ‘Geelong Waterworks and Sewerage Act 1958’, the ‘Groundwater Act 1969’, the ‘Latrobe Valley Act 1958’, the ‘Mildura Irrigation Trusts and Sunraysia Water Board Act 1958’, the ‘River Improvement Act 1958’, the ‘Sewerage Districts Act 1958’, the ‘Victorian Water and Sewerage Authorities Association Act 1981’, the ‘Water Act 1958’, the ‘West Moorabool Water Board Act 1968’ and certain other Acts, to amend the ‘Land 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.

- 11 **JOINT PRINTING COMMITTEE**—Motion made and question—

1. That a Joint Select Committee be appointed to assist the Presiding Officers in all matters which relate to printing to be executed by order of the Legislative Council or Legislative Assembly, and for other purposes of selecting and arranging for printing returns and papers presented in pursuance of motions made by Members of the Legislative Council or the Legislative Assembly.

2. That the Committee consist of six members, comprising Mr President, Mr Speaker, two Members of the Legislative Council and two Members of the Legislative Assembly.
3. That three Members of the Committee constitute a quorum of the Committee but a quorum shall not consist exclusively of Members of the Legislative Council or Members of the Legislative Assembly.
4. That the Chairman shall be either Mr President or Mr Speaker.
5. That the Committee may sit and transact business during any adjournment or recess of the Houses in the period for which it holds office but the Committee shall not sit while either House of Parliament is actually sitting, except by leave of that House.
6. That the Committee may send for persons, papers and records and report the minutes of evidence from time to time.
7. That the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and practices of the Houses, shall have effect notwithstanding anything contained in the Standing Orders.

(*Mr Roper*)—put and agreed to.

Ordered—That the foregoing resolution be transmitted to the Legislative Council with a Message desiring their concurrence therein.

- 12 **PORT OF MELBOURNE 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 a third time forthwith.

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

- 13 **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.

- 14 **SUBDIVISION (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 a third time forthwith.

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

- 15 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) 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.

Amended motion made and question—That it be an instruction to the Committee that they have power to consider New Clauses providing in the *Crimes Act 1958* for—(a) the fingerprinting of children and young persons; (b) the taking of fingerprints by persons authorised by the Chief Commissioner of Police; and (c) the removing of certain requirements on the taking of fingerprints following conviction (*Mr McCutcheon*)—put and agreed to.

Bill considered in Committee.

Committee reported progress; to sit again later this day.

- 16 **CORRECTIONS (AMENDMENT) BILL**—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 17 **FIRE 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 a 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:
- Port of Melbourne Authority (Amendment) Bill  
Frankston Lands Bill
- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Extractive Industries (Amendment) Bill with amendments
- Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Transport (Amendment) Bill with amendments and the said amendments were read a second time and agreed to by the House.
- Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 21 **PRESCRIBED WEAPONS 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—(a) the offence of the manufacture, sale, distribution, supply, possession or use of prescribed weapons to be an offence under the *Vagrancy Act 1966* or the *Summary Offences Act 1966* as recommended by the Firearms Consultative Committee; and (b) powers for the Police Force to search for prescribed weapons and to obtain the identity of persons engaged in the manufacture, sale, distribution, possession or use of prescribed weapons” (*Mr McNamara*)—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 a third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL**—Further considered in Committee.
- Committee reported progress; to sit again later this day.
- 23 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 9 inclusive, be postponed until later this day.
- 24 **SALE OF LAND (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 (*Mrs Wade*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Racing (Amendment) Bill without amendment.

- 26 **ENVIRONMENT PROTECTION (OZONE LAYER) BILL**—Order read for the consideration of the amendment made by the Legislative Council.  
And the said amendment was read a second time and agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 27 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 12 and 13, be postponed until later this day.
- 28 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 29 **ESTATE AGENTS (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 11.00 p.m. pursuant to Sessional Orders.  
Motion made and question—That the sitting be continued (*Mr McCutcheon*)—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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 30 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL**—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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—

## THURSDAY, 25 MAY 1989

- 31 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Occupational Health and Safety (Miscellaneous Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 32 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Occupational Health and Safety (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 33 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Dangerous Goods (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 34 **CHILDREN AND YOUNG PERSONS 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 Maughan*)—put and agreed to.  
Ordered—That the debate be adjourned until tomorrow.
- 35 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Subdivision (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.

- 36 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the National Parks (Amendment) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 37 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 38 **ADJOURNMENT**—Resolved—That the House do now adjourn.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 39—Thursday, 25 May 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:

Hunters' Rights—Seeking that the Government take action to—(a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute protesters found in possession of protected species; and (c) introduce legislation for the protection of hunters' rights, bearing 1288 signatures (*by Mr McNamara*).

Community Information Workers Course—Seeking that the Minister for Education take action to ensure that—(a) a sufficient number of community providers will be granted authority and funds to conduct the Community Information Workers Course in 1989 and 1990; and (b) administrative procedures will be improved, especially in relation to further education needs in rural Victoria, bearing 965 signatures (*by Mr Sheehan, Ballarat South*).

Foreshore Land in Flinders—Seeking that the Government take action to ensure that the planning scheme covering the foreshore land from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of Nepean Highway in the Shire of Flinders be amended to "Recreational, not for commercial or higher density housing development", bearing 106 signatures (*by Dr Wells*).

Flinders Planning Scheme—Seeking that the Government take action to change the Shire of Flinders Planning Scheme to ensure that—(a) no new commercial or housing development above two storeys is permitted on the foreshore between Safety Beach and Portsea; and (b) building height limits be brought in line with planning controls covering the rest of the eastern Port Phillip coastline, bearing 160 signatures (*by Dr Wells*).

Prominent Landmarks, Western Victoria—Seeking that the Government take action to retain the current names applying to prominent landmarks in western Victoria, bearing 2317 signatures (*by Dr Naphine*).

Severally ordered to lie on the Table.

- 4 **PAPER**—Mr McCutcheon presented, by Command of His Excellency the Governor:  
 Council of Magistrates—Report for the year ended 31 July 1988.  
 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:
- Border Groundwaters Agreement Review Committee—Report for the year 1987–88.
  - Building Societies—Report of the Registrar for the year 1987–88—Ordered to be printed.
  - Co-operative Housing Societies—Report of the Register for the year 1987–88—Ordered to be printed.
  - Co-operative Societies—Report of the Registrar for the year 1987–88—Ordered to be printed.
  - Dandenong Valley Authority—Report and Statement of Accounts for the year ended 30 September 1988.
  - Freedom of Information Act 1982—
    - Report by the Attorney-General on the operation of the Act for the year 1987–88.
    - Report by the Public Service Board of Victoria on the Administration of the Act for the years 1986–87 and 1987–88.
  - Parliamentary Committees Act 1968—Report of the Minister for Transport on the action taken with respect to the recommendations made by the Social Development Committee's Reports on Alcohol Abuse and Road Safety and, Drink Driver Education and Treatment.
  - Planning and Environment Act 1987—Notices of approval of amendments to the following planning schemes:
    - Bacchus Marsh Planning Scheme—No. L4 Part 2.
    - Caulfield Planning Scheme—No. L6.
- 5 **JOINT PRINTING COMMITTEE—MEMBERSHIP**—Motion made, by leave, and question—That, contingent upon the Legislative Council concurring with the Resolution of this House in establishing the Joint Printing Committee, Mr Norris and Mr Smith (Glen Waverley) be appointed Members of the Joint Printing Committee (*Mr Roper*)—put and agreed to.
- 6 **SUSPENSION OF SESSIONAL ORDERS**—Motion made, by leave, and question—That Sessional Orders be suspended for this day so far as to allow Government Business to take precedence over General Business and that Government Business accordingly do take precedence (*Mr Roper*)—put, after debate, and agreed to.
- 7 **PUBLIC BODIES REVIEW COMMITTEE REPORT ON THE VICTORIAN DAIRY INDUSTRY AUTHORITY**—Motion made, by leave, and question proposed—That if the House is not sitting when the Public Bodies Review Committee has completed its Inquiry into the Victorian Dairy Industry Authority, the Committee may send its Report to Mr Speaker who may authorise the printing and publication of such Report prior to its presentation to Parliament (*Mr Roper*)—and, after debate—  
 Motion, by leave, withdrawn.
- 8 **DAIRY 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 a third time forthwith.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.



- 9 **EGG INDUSTRY 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 a third time forthwith.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **TRUSTEE (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 a third time.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.
- 12 **CHILDREN AND YOUNG PERSONS 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.
- 13 **SITTING OF THE HOUSE**—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*)—put and agreed to.
- 14 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.
- 15 **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.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 40—Friday, 26 May 1989

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS**—(Pursuant to Standing Order No. 124).
- 3 **PETITIONS**—The Clerk announced that the following petitions had been lodged for presentation:
- Hunters' Rights—Seeking that the Government take action to—(a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute protesters found in possession of protected species; and (c) introduce legislation for the protection of hunters' rights, bearing 1101 signatures (*by Mr McNamara*).
- The Grampians—Seeking that the Government take action to retain the current names applying to "The Grampians" and its environs, bearing 99 and 19 403 signatures (*by Mr McGrath, Lowan, and Mr Elder, respectively*).

Pennyweight Park Day Centre—Seeking that the House take action to ensure that sufficient resources are available for the Pennyweight Park Day Centre at Ballarat to remain open as a day centre for disabled children and that services are maintained at the current level, bearing 3189 signatures (*by Mr Elder*).

Severally ordered to lie on the Table.

- 4 **ADMINISTRATIVE ARRANGEMENTS ORDERS**—Motion made, by leave, and question—That there be presented to this House a copy of the Administrative Arrangements Orders Nos. 66 to 71 of 1989 (*Mr Cain*)—put and agreed to.
- 5 **PAPERS**—Mr Cain presented:  
Administrative Arrangements Orders Nos. 66 to 71 of 1989—Return to the foregoing Order.  
Ordered to lie on the Table.
- 6 **ESTIMATES COMMITTEE**—Mr Harrowfield, Chairman, brought up a Report from the Estimates Committee upon the 1988–89 Estimates of Receipts and Payments; together with Appendices, Extracts from the Proceedings of the Committee, a Minority Report and Minutes of Evidence.  
Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Report 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:  
Capital Works Authority—Report for the year 1987–88.  
Chiropodists Registration Board—Report and Statement of Accounts for the year 1988.  
Dental Technicians Act 1972—Dental Technicians Licensing Committee—Report and Statements of Accounts for the year 1987–88.  
Dietitians Board—Report and Statement of Accounts for the year 1987–88.  
Members of Parliament (Register of Interests) Act 1978—Summary of Variations notified to 30 April 1989—Ordered to be printed.
- 8 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—Agreeing to the following Bills without amendment:  
Dairy Industry (Amendment) Bill  
Melbourne and Metropolitan Board of Works (Amendment) Bill  
Crimes Legislation (Miscellaneous Amendments) Bill
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the National Parks (Alpine National Park) Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration, by leave, later this day.
- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Prescribed Weapons Bill with an amendment.  
Ordered—That the said amendment be printed and taken into consideration, by leave, later this day.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Second-Hand Dealers and Pawnbrokers Bill with amendments.  
Ordered—That the said amendments be printed and taken into consideration, by leave, later this day.

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Estate Agents (Amendment) Bill with amendments.  
 Ordered—That the said amendments be printed and taken into consideration, by leave, later this day.
- 13 **PUBLIC BODIES REVIEW COMMITTEE REPORT ON THE VICTORIAN DAIRY INDUSTRY AUTHORITY**—Motion made, by leave, and question—That if the House is not sitting when the Public Bodies Review Committee has completed its Inquiry into the Victorian Dairy Industry Authority, the Committee may send its Report to Mr Speaker who may authorise the printing and publication of such Report prior to its presentation to Parliament (*Mr Roper*)—put, after debate, and agreed to.
- 14 **CHILDREN AND YOUNG PERSONS BILL**—Further considered in Committee and reported without amendment; read a third time.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **MAGISTRATES' COURT BILL AND MAGISTRATES' COURT (CONSEQUENTIAL AMENDMENTS) BILL—DECLARATION OF BILLS AS URGENT—LIMITATION OF DEBATE—**  
 Mr Roper declared that these Bills were urgent Bills and moved—That these Bills be considered urgent Bills.  
 Mr Speaker having ascertained that twenty Members approved of the proposed motion being put—  
 Question—That these Bills be considered urgent Bills—put and agreed to.  
 Motion made and question—That the time allotted in connection with the remaining stages of these Bills be until 12.50 p.m. this day (*Mr Roper*)—put and agreed to.  
 Bills further considered in Committee.  
*Limitation of Debate—The time allotted in connection with the remaining stages of these Bills having expired—*  
 Bills reported without amendment; read a third time.  
 Ordered—That the Bills be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **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, by leave, read a third time forthwith.  
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **WHEAT MARKETING BILL**—Order read for resuming debate on question—That this Bill be now read a second time.  
*Declaration of Bill as Urgent—Limitation of Debate—*Mr Roper declared that this 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 this Bill be considered an urgent Bill—put and agreed to.  
 Motion made and question—That the time allotted in connection with the remaining stages of the Bill be until 3.30 p.m. this day (*Mr Roper*)—put, after debate, and agreed to.  
 Debate resumed on question—That this Bill be now read a second time.

*Limitation of Debate—The time allotted in connection with the remaining stages of the Bill having expired—*

Bill read a second time and, by leave, read a third time forthwith.

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

18 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 13 inclusive, be postponed until later this day.

19 **EXTRACTIVE INDUSTRIES (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

20 **OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

21 **DANGEROUS GOODS (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

22 **VALUATION OF LAND (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

23 **SUBDIVISION (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

24 **NATIONAL PARKS (AMENDMENT) BILL**—Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

25 **CREDIT (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time.

*Declaration of Bill as urgent—Limitation of Debate*—Mr Roper declared that this 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 this Bill be considered an urgent Bill—put and agreed to.

Motion made and question—That the time allotted in connection with the remaining stages of the Bill be until 4.37 p.m. this day (*Mr Roper*)—put and agreed to.

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

*Limitation of debate—The time allotted in connection with the remaining stages of the Bill having expired—*

Bill read a second time and, by leave, read a third time forthwith.

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

- 26 **EDUCATION (WORK EXPERIENCE) 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 a third time forthwith.

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

- 27 **EDUCATION ACTS (OVERSEAS STUDENTS) 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 a third time forthwith.

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

- 28 **CODE OF FOREST PRACTICES FOR TIMBER PRODUCTION AND INSTRUMENT OF APPROVAL**—Motion made and question proposed—That the Instrument of Approval of the Code of Forest Practices for Timber Production, Revision No. 1, May 1989 approved by the Minister for Conservation, Forests and Lands on 3 May 1989, be ratified (*Mrs Setches*).

*Declaration of motion as urgent—Limitation of Debate*—Mr Roper declared that this motion was an urgent motion and moved—That the motion be considered an urgent motion.

Mr Speaker having ascertained that twenty Members approved of the proposed motion being put—

Question—That this motion be considered an urgent motion—put and agreed to.

Motion made and question—That the time allotted in connection with the motion be until 8.15 p.m. this day (*Mr Roper*)—put, after debate, and agreed to.

Debate resumed on question.

*Limitation of debate—The time allotted in connection with the motion having expired—*

Question—put and agreed to.

Ordered—That the Instrument of Approval, together with a copy of the Code of Forest Practices for Timber Production, Revision No. 1, May 1989 be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the foregoing resolution with which they desire the concurrence of the Legislative Council.

- 29 **LEGAL PROFESSION PRACTICE (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 a third time forthwith.

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

- 30 **SALE 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 a third time forthwith.

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

- 31 **CANCER (CENTRAL REGISTERS) 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 a third time forthwith.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the Bill without amendment.
- 32 **NATIONAL PARKS (ALPINE NATIONAL PARK) BILL**—Order read for the consideration  
of the amendments made by the Legislative Council.  
And the said amendments were read a second time and agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the said amendments.
- 33 **PRESCRIBED WEAPONS BILL**—Order read for the consideration of the amendment  
made by the Legislative Council.  
And the said amendment was read a second time, and after debate, agreed to by the  
House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the said amendment.
- 34 **SECOND-HAND DEALERS AND PAWNBROKERS BILL**—Order read for the  
consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the said amendments.
- 35 **ESTATE AGENTS (AMENDMENT) BILL**—Order read for the consideration of the  
amendments made by the Legislative Council.  
And the said amendments were read a second time and agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the said amendments.
- 36 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Constitution  
(Supreme Court) Bill with amendments.  
And the said amendments were read a second time and, after debate, agreed to by the  
House with the concurrence of an absolute majority of the whole numbers of the  
Members of the Legislative Assembly.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the said amendments.
- 37 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Fire Authorities  
Bill with amendments.  
And the said amendments were read a second time and, after debate, agreed to by the  
House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the said amendments.
- 38 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Small Claims  
Tribunals (Amendment) Bill with an amendment.  
And the said amendment was read a second time and agreed to by the House.  
Ordered—That a Message be sent to the Legislative Council acquainting them that the  
Legislative Assembly have agreed to the said amendment.
- 39 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Egg Industry Bill  
with amendments.  
And the said amendments were read a second time.

On the motion of Mr Rowe—Amendments Nos. 1 to 3 inclusive agreed to.

On the motion of Mr Rowe—Amendment No. 4 disagreed with.

On the motion of Mr Rowe—Amendments Nos. 5 to 26 inclusive agreed to.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

- 40 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- State Superannuation Board—Report for the year 1987–88—Ordered to be printed.
  - Statutory Rules under the following Acts;
    - Police Regulation Act 1958—S.R. No. 109.
    - Public Account Act 1958—S.R. No. 110.
- 41 **ROOMING HOUSES BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr McCutcheon*).
- Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 9 June 1989.
- 42 **MURRAY VALLEY CITRUS MARKETING BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Rowe*).
- Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 9 June 1989.
- 43 **FISHERIES (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mrs Setches*).
- Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 9 June 1989.
- 44 **ADOPTION (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Spyker*).
- Motion made and question—That the debate be now adjourned (*Mr Cooper*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 9 June 1989.
- 45 **WATER BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Walsh*).
- Motion made and question—That the debate be now adjourned (*Mr Lieberman*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Tuesday, 8 August 1989.
- 46 **GUARDIANSHIP AND ADMINISTRATION BOARD (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 11.00 p.m. pursuant to Sessional Orders.
- Motion made and question—That the sitting be continued (*Mr Roper*)—put and agreed to.
- Debate resumed—That this Bill be now read a second time.
- Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered and amendment agreed to; read a third time.

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

- 47 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Credit (Amendment) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 48 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Wheat Marketing Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

[Mr Speaker left the Chair at twenty-two minutes past Eleven o'clock and resumed it at sixteen minutes past Five o'clock the following morning.]

- 49 **MESSAGES FROM THE LEGISLATIVE COUNCIL**—Agreeing to the following Bills without amendment:

Education (Work Experience) Bill

Trustee (Amendment) Bill

Public Service (Amendment) Bill

Education Acts (Overseas Students) Bill

Legal Profession Practice (Amendment) Bill

Guardianship and Administration Board (Amendment) Bill

- 50 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Not insisting on the amendment disagreed with by the Assembly in the Egg Industry Bill.

- 51 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Land (Miscellaneous Matters) Bill with amendments.

And the said amendments were read a second time.

Amendments Nos. 1–3.

1. Clause 3, omit this clause.
2. Clause 4, omit this clause.
3. Schedule 1, omit Items 1 and 2.

Motion made and question—That these amendments be agreed to and the following consequential amendments be made in the Bill:

1. Clause 1, lines 5 and 6, omit “Crown grants and Certificate of Title” and insert “and Crown grants”.
2. Clause 2, line 2, omit “24” and insert “22”.
3. Clause 2, line 4, omit “8” and insert “7”.
4. Clause 2, line 5, omit “18 to 21” and insert “16 to 19”.
5. Heading preceding clause 3, line 8, omit “PART 2—RICHMOND LANDS”.
6. Clause 5, lines 19 and 20, omit “3 and 4” and insert “1 and 2”.
7. Clause 6, line 23, omit “3 and 4” and insert “1 and 2”.
8. Clause 18, line 31, omit “17” and insert “15”.
9. Clause 18, page 6, line 9, omit “17” and insert “15”.
10. Clause 19, line 21, omit “17” and insert “15”.
11. Clause 19, line 23, omit “17” and insert “15”.



12. Clause 20, line 33, omit "17" and insert "15".
13. Clause 21, line 4, omit "17" and insert "15".
14. Clause 21, line 9, omit "17" and insert "15".
15. Clause 22, line 14, omit "8" and insert "7".
16. Schedule 1, in the heading omit "CROWN GRANTS AND CERTIFICATE OF TITLE" and insert "AND CROWN GRANTS".
17. Schedule 1, omit "or Certificate of Titles".
18. Long title, omit "Crown Grants and Certificate of Title" and insert "and Crown Grants".

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

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

- 52 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Magistrates' Court Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 53 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Magistrates' Court (Consequential Amendments) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 54 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Children and Young Persons Bill with an amendment.

And the said amendment was read a second time and agreed to by the House.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 55 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Acquainting the Assembly that they have concurred with the resolution made by the Assembly and have ratified the Instrument of Approval of the Code of Forest Practices for Timber Production, Revision No. 1, May 1989 and, having considered the Code, have made the following amendments with which they desire the concurrence of the Assembly.

1. Section A, paragraphs headed "BACKGROUND", omit the 1st paragraph.
2. Section A, paragraphs headed "BACKGROUND", in the 2nd paragraph omit "in achieving this vision by".
3. Section A, paragraph headed "WHY A CODE OF FOREST PRACTICES?" after "• Government initiatives to ensure the best use of wood withdrawn from forests;" insert "• State Conservation Strategy;"
4. Chapter 2.2.2, 1st paragraph, after "vegetation age classes." after this line insert "ensure sufficient and safe extraction of forest products".
5. Chapter 2.2.5, 4th paragraph, after "scheduled to occur." insert "Such areas must then be resown to appropriate species to control soil erosion."
6. Chapter 3, 1st paragraph, omit ", including where wood is sold or traded as a result of land-clearing operations".
7. Chapter 3.1.2.1, 2nd paragraph, omit "on public land" and insert "under the *Flora and Fauna Guarantee Act 1988*".
8. Chapter 3.2.1, 2nd paragraph, after "through prescriptions for flora and fauna protection" insert "under the *Flora and Fauna Guarantee Act 1988*".

Motion made and question—That the amendments be agreed to (*Mr Roper*)—put, after debate, and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

56 **SITTING OF THE HOUSE**—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 in writing to each Member of the House (*Mr Roper*)—put and agreed to.

57 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Roper*)—put and agreed to.

58 **ADJOURNMENT**—Resolved—That the House do now adjourn.

And then the House, at twenty-seven minutes past Five o'clock in the morning, adjourned until a day and hour to be fixed by Mr Speaker which time of meeting shall be notified in writing to each Member of the House as determined by resolution of the House at this sitting.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 41, 42, 43 and 44****No. 41 - Tuesday, 8 August 1989**

- 1 The House met pursuant to the terms of the resolution of 26 May last, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATHS OF ROBERT HUGH TRETHERWEY, ESQUIRE, RAY FRANCIS BUCKLEY, ESQUIRE, AND THE HONOURABLE SIR JOHN STOUGHTON BLOOMFIELD -**  
Motion made and question -
    - 1 That this House expresses its sincere sorrow at the death of Robert Hugh Trethewey, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Bendigo from 1964 to 1973.
    - 2 That this House expresses its sincere sorrow at the death of Ray Francis Buckley, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Lowan from 1967 to 1970.
    - 3 That this House expresses its sincere sorrow at the death of the Honourable Sir John Stoughton Bloomfield, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Malvern from 1953 to 1970, Minister of Labour and Industry and Electrical undertakings from 1955 to 1956 and Minister of Education from 1956 to 1967.

(*Mr Cain*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motions and, Honourable 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 memories of the late Robert Hugh Trethewey, Esquire, the late Ray Francis Buckley, Esquire, and the late Honourable Sir John Stoughton Bloomfield, the House do now adjourn until Eight o'clock this day (*Mr Cain*) - put and agreed to.
- And then the House, at twenty-four minutes past Three o'clock adjourned until Eight o'clock this day.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 42 - Tuesday, 8 August 1989

(EIGHT O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Hunters' Rights** - Seeking Government action to - (a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute protesters found in possession of protected species; and (c) introduce legislation for the protection of hunters' rights, bearing 3677 and 718 signatures (by Mr McNamara and Mr McGrath [Lowan] respectively).
  - Pensioner Rate Rebate** - Seeking Government action to raise the Pensioner Rate Rebate to the full 50% on both council and Melbourne and Metropolitan Board of Works rates, bearing 191 and 57 signatures (by Mrs Barker and Mr Gavin, respectively).
  - Price Marking of Goods** - Seeking Government action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 16, 57, 26, 18 and 17 signatures (by Mr Gavin, Mr Reynolds, Mr Heffernan, Mr Hamilton and Mr Honeywood, respectively).
  - Foreshore Land in Flinders** - Seeking Government action to ensure that the planning scheme covering the foreshore land from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of Nepean Highway in the Shire of Flinders be amended to "Recreational, not for commercial or higher density housing development", bearing 300 signatures (by Dr Wells).
  - Flinders Planning Scheme** - Seeking Government action to change the Shire of Flinders Planning Scheme to ensure that - (a) no new commercial or housing development above two storeys is permitted on the foreshore between Safety Beach and Portsea; and (b) building height limits be brought in line with planning controls covering the rest of the eastern Port Phillip coastline, bearing 170 signatures (by Dr Wells).
  - In-Vitro Fertilisation** - Seeking that the House take action to enact legislation which will prohibit - (a) harmful and destructive experimentation on human life created by in-vitro fertilisation; and (b) any action to separate a human embryo into parts which have potential to develop as cloned human beings, bearing 2166 signatures (by Mrs Garbutt).
  - Eramosa Road/Rail Intersection** - Seeking Government action to implement the plans that have been in existence for 9 years to improve the road and rail intersections in Eramosa Road, Somerville, bearing 23 signatures (by Mr Cooper).
  - Lake Bolac Rubbish Tip** - Seeking that the Minister for Planning and Environment take action to retain the rubbish tip at Lake Bolac, bearing 281 signatures (by Mr Austin).

Severally ordered to lie on the Table.

## 4 PAPERS -

Mr Speaker presented:

BLF - (De-recognition) Act 1985 - Seventh Report of the Custodian.

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:

Citrus Fruit Marketing Board - Report and Statement of Accounts for the year 1988.

Constitution Act Amendment Act 1958 - Statement of Functions conferred on the Electoral Commissioner, 3 August 1989.

Industrial Relations Commission - Report of the President for the year ended 31 October 1988.

Melbourne University - Part 2 of the Report of the Council - Financial Statements for the year 1987.

Melbourne Wholesale Fruit and Vegetable Market Trust - Report for the year 1987-88.

Museum of Victoria Council - Report for the year 1987-88.

Parliamentary Officers Act 1975 -

Statement of Appointments and Alterations of Classification in the:

Department of the Legislative Council

Department of the Joint House Committee

Department of the Parliamentary Library

Department of the Reporting Staff of the Victorian Parliamentary Debates.

Statement of Persons Temporarily Employed in the:

Department of the Legislative Assembly

Department of the Legislative Council

Department of the Joint House Committee

Department of the Parliamentary Library

Department of the Reporting Staff of the Victorian Parliamentary Debates.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

All Planning Schemes - No. S2.

Ararat (City) Planning Scheme - No. L6.

Avon Planning Scheme - Nos. L1, L2.

Bacchus Marsh Planning Scheme - Nos. L9 Part 1, L11.

Bairnsdale (Shire) Planning Scheme - No. L8.

Bairnsdale (Town) Planning Scheme - Nos. L11, L12, L14

Bass Planning Scheme - Nos. L6, L8 Part 1.

Beechworth Planning Scheme - No. L1.

Benalla (City) Planning Scheme - Nos. L5, L7, L10, L11.

Berwick Planning Scheme - Nos. L2, L5, L9.

Box Hill Planning Scheme - No. L4.

Bright Planning Scheme - No. L6.

Broadmeadows Planning Scheme - Nos. L4, L5.

Bulla Planning Scheme - No. L3 Part 1.

Chiltern Planning Scheme - No. L2.

Cobram Planning Scheme - Nos. L3, L4.

Coburg Planning Scheme - No. L3.

Cranbourne Planning Scheme - Nos. L18, L20.  
 Deakin Planning Scheme - No. L3.  
 Flinders Planning Scheme - Nos. L8, L10, L26.  
 Footscray Planning Scheme - No. L1.  
 Frankston Planning Scheme - No. L1.  
 Geelong Regional Planning Scheme - Nos. R17, R18 Part 1, R22 Part 1, R23, R24.  
 Gisborne Planning Scheme - Nos. L3, L5.  
 Healesville Planning Scheme - No. L19.  
 Heidelberg Planning Scheme - No. L4.  
 Horsham Planning Scheme - No. L11.  
 Kilmore Planning Scheme - Nos. L3, L14.  
 Leigh Planning Scheme - No. L1.  
 Lillydale Planning Scheme - No. L24.  
 Maryborough Planning Scheme - No. L2.  
 Melbourne Planning Scheme - No. L19.  
 Metropolitan Region Planning Schemes - Nos. R21, R35, R56, R61, RL29 Part 4, RL 37 Part 1, RL 44, RL56 Part 5, RL60, RL61, RL64, RL71, RL79, RL81 Part 1, RL84, RL96, RL103.  
 Mordialloc Planning Scheme - No. L1.  
 Mornington Planning Scheme - Nos. L11, L12, L16.  
 Morwell Planning Scheme - No. L20.  
 Myrtleford Planning Scheme - No. L6 Parts 1 and 2.  
 Otway Planning Scheme - No. L4.  
 Prahran Planning Scheme - No. L1.  
 Preston Planning Scheme - No. L10.  
 Ripon Planning Scheme - Nos. L3, L4.  
 Rochester Planning Scheme - No. L3.  
 Rodney Planning Scheme - Nos. L3, L4, L10, L11.  
 Seymour Planning Scheme - No. L14.  
 Shepparton (City) Planning Scheme - Nos. L11, L16.  
 Shepparton (Shire) Planning Scheme - Nos. L7, L11, L12.  
 Sherbrooke Planning Scheme - No. L16.  
 South Melbourne Planning Scheme - No. L5.  
 Springvale Planning Scheme - Nos. L1, L5.  
 Stawell (Shire) Planning Scheme - Nos. L2, L3.  
 Talbot and Clunes Planning Scheme - Nos. L4, L5.  
 Tambo Planning Scheme - Nos. L17, L23.  
 Traralgon (Shire) Planning Scheme - Nos. L8, L16.  
 Upper Yarra Planning Scheme - No. L6.  
 Wangaratta (City) Planning Scheme - No. L9.  
 Warragul Planning Scheme - No. L8.  
 Werribee Planning Scheme - No. L2.  
 Whittlesea Planning Scheme - Nos. L5, L6, L8, RL91.  
 Williamstown Planning Scheme - No. L1.  
 Wonthaggi Planning Scheme - Nos. L3, L4.  
 Woorayl Planning Scheme - Nos. L11, L13, L14.

**Police Regulation Act 1958 -**

Determination Nos. 513 to 516 of the Police Service Board.  
 Determination No. 15 of the Police Service Board for Police Recruits.  
 Determination Nos. 12 to 14 of the Police Service Board for Protective Services Officers.

**Poultry Farmer Licensing Committee - Report for the year 1987-88.**

**Poultry Farmer Licensing Review Committee - Report for the year 1987-88.**

Statutory Rules under the following Acts:

Abattoir and Meat Inspection Act 1973 - S.R. No. 140.

Accident Compensation Act 1985 - S.R. Nos. 161, 163, 164.

Adoption Act 1984 - S.R. No. 141.

Annual Reporting Act 1983 -

S.R. No. 114 together with a copy of AAS 1 Profit and Loss Statements of the Accounting Standards of the Australian Society of Accountants and the Institute of Chartered Accountants in Australia as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.

S.R. No. 159.

S.R. No. 160 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Statement of Accounting Standards of the Australian Society of Accountants and the Institute of Chartered Accountants in Australia.

AAS 1 Profit and Loss Statements;

AAS 2 Valuation and Presentation of Inventories in the Context of the Historical Cost System;

AAS 3 Accounting for Company Income Tax (Tax-effect Accounting);

AAS 4 Depreciation of Non-Current Assets;

AAS 5 Materiality in Financial Statements;

AAS 6 Accounting Policies: Determination, Application and Disclosure;

AAS 7 Accounting for the Extractive Industries;

AAS 8 Events Occurring After Balance Date;

AAS 9 Expenditure Carried Forward to Subsequent Accounting Periods;

AAS 10 Accounting for the Revaluation on Non-Current Assets;

AAS 11 Accounting for Construction Contracts;

AAS 12 Statement of Sources and Applications of Funds;

AAS 13 Accounting for Research and Development Costs;

AAS 15 Disclosure of Operating Revenue;

AAS 16 Financial Reporting by Segments;

AAS 17 Accounting for Leases;

AAS 18 Accounting for Goodwill;

AAS 19 Accounting for Interests in Joint Ventures;

AAS 20 Foreign Currency Translation;

AAS 21 Accounting for the Acquisition of Assets (including Business Entities);

AAS 23 Set-off and Extinguishment of Debt.

Architects Act 1958 - S.R. No. 162.

Business Names Act 1962 - S.R. Nos. 116, 117.

Chiropractors and Osteopaths Act 1978 - S.R. No. 124.

Cluster Titles Act 1974 - S.R. No 157.

Co-operative Housing Societies Act 1958 - S.R. No. 182.

Court Security Act 1980 - S.R. No. 183.

County Court Act 1958 - S.R. Nos. 174, 175, 176, 177.

Crimes Act 1958 - S.R. No. 148.

Cultural and Recreational Lands Act 1963 - S.R. No. 145.

Dentists Act 1972 - S.R. No. 150.

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 138.

- Environment Protection Act 1970 - S.R. Nos. 123, 153.  
 Extractive Industries Act 1966 - S.R. No. 152.  
 Farm Produce Merchants and Commission Agents Act 1965 - S.R. No. 115.  
 Fisheries Act 1968 - S.R. Nos. 125, 142.  
 Food Act 1984 - S.R. No. 112 together with a copy of Amendment No. 2 to the National Health and Medical Research Council Food Standards Code, 3 May 1989 as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.  
 Groundwater Act 1969 - S.R. No. 180.  
 Health Act 1958 - S.R. No. 178.  
 Health Services Act 1988 - S.R. Nos. 151, 169.  
 Hospitals Superannuation Act 1988 - S.R. No. 167.  
 Instruments Act 1958 - S.R. No. 158.  
 Intellectually Disabled Persons' Services Act 1986 - S.R. No. 170.  
 Liquor Control Act 1987 - S.R. No. 111.  
 Local Government Act 1958 - S.R. Nos 91, 92, 93.  
 Magistrates' Courts Act 1971 - S.R. No. 136.  
 Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 127, 128, 129, 130, 131, 132, 133, 134, 135, 145.  
 National Parks Act 1975 - S.R. No. 126.  
 Nurses Act 1958 - S.R. No. 147.  
 Port of Melbourne Authority Act 1958 - S.R. No. 90. [in lieu of Statutory Rule No. 90 previously circulated].  
 Property Law Act 1958 - S.R. No. 155.  
 Public Authorities Marks Act 1958 - S.R. No. 144.  
 Public Service Act 1974 - S.R. Nos. 122, 146; PSD Nos. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28.  
 Registration of Births, Deaths and Marriages Act 1959 - S.R. No. 139.  
 Religious Successory and Charitable Trusts Act 1958 - S.R. No. 149.  
 Road Safety Act 1986 - S.R. No. 119, 120.  
 Shop Trading Act 1987 - S.R. No. 171.  
 Stamps Act 1958 - S.R. No. 172.  
 State Superannuation Act 1988 - S.R. Nos. 168, 173, 184.  
 Strata Titles Act 1967 - S.R. Nos. 118, 156.  
 Supreme Court Act 1986 - S.R. Nos. 137, 165, 166.  
 Tobacco Act 1987 - S.R. No. 179.  
 Transfer of Land Act 1958 - S.R. No. 154.  
 Transport Accident Act 1986 - S.R. No. 113.  
 Water Act 1958 - S.R. Nos. 121, 143.

Upper Yarra Valley and Dandenong Ranges Authority - Report for the year ended 30 September 1988.

Victorian Tourism Commission - Report for the year 1987-88.

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October, 1988:

Agricultural Acts (Miscellaneous Amendments) Act 1989 - Section 4; 1 July 1989 (Gazette No. G25, 28 June 1989).

Cancer (Central Registers) Act 1989 - 1 July 1989 (Gazette No. G25, 28 June 1989).



- County Court (Amendment) Act 1989 - 1 August 1989 (Gazette No. G29, 26 July 1989).
- Crimes (Amendment) Act 1987 - Section 4; 27 June 1989 (Gazette No. S35, 27 June 1989).
- Crimes Legislation (Miscellaneous Amendments) Act 1989 - Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, 35, 37, 38, 39; 25 June 1989, sections 30 and 36; 1 July 1989 (Gazette No. S34, 20 June 1989). NB Section 37 was purportedly brought into operation on 25 June 1989. However, by virtue of section 2(3) of the Act, section 37 has been in operation since 4 April 1989.
- Dairy Industry (Amendment) Act 1989 - Sections 1, 2, 3 and 5; 1 July 1989 (Gazette No. G25, 28 June 1989).
- Dangerous Goods (Amendment) Act 1989 - 28 June 1989 (Gazette No. G25, 28 June 1989).
- Education (Work Experience) Act 1989 - Whole Act except section 6(2); 7 June 1989 (Gazette No. G22, 7 June 1989).
- Estate Agents (Amendment) Act 1989 - Whole Act except sections 7 and 10; 20 June 1989 (Gazette No. S34, 20 June 1989).
- Fire Authorities Act 1989 - Sections 10 and 29; 30 June 1989, sections 1-9, 11-16, 19-20, 22-23, 25, 28, 30, 33-36, 38-43, 45, 48, 50-51; 1 July 1989 (Gazette No. G25, 28 June 1989).
- Libraries Act 1988 - 24 May 1989 (Gazette No. G20, 24 May 1989).
- Licensing Authorities (Amendment) Act 1989 - Parts 2 and 3; 13 July 1989 (Gazette No. G27, 12 July 1989).
- Limitations of Actions (Amendment) Act 1989 - 30 May 1989 (Gazette No. S27, 30 May 1989).
- Magistrates' Court Act 1989 - Section 16(4); 15 June 1989 (Gazette No. S32, 15 June 1989).
- Marine Act 1988 - Sub-section 159 (4); 1 July 1989 (Gazette No. G25, 28 June 1989).
- Port of Melbourne Authority (Amendment) Act 1989 - 21 June 1989 (Gazette No. G24, 21 June 1989).
- Public Service (Amendment) Act 1989 - 6 June 1989 (Gazette No. S30, 6 June 1989).
- Racing (Amendment) Act 1989 - 1 July 1989 (Gazette No. G25, 28 June 1989).
- Road Safety (Miscellaneous Amendments) Act 1989 - Sections 1, 2, 3, 6, 7, 8(1), 9, 10, 12, 13, 16, 20, 21(1), 21(2), 21(3), 21(4), 21(5), 21(7), 22; 19 June 1989 (Gazette No. S32, 15 June 1989).
- Small Claims Tribunals (Amendment) Act 1989 - 19 June 1989 (Gazette No. G23, 14 June 1989).
- State Casual Employees Superannuation Act 1989 - 1 July 1989 (Gazette No. G22, 7 June 1989).
- Wheat Marketing Act 1989 - 1 July 1989 (Gazette No. G25, 28 June 1989).

- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have concurred with the Assembly and have resolved to appoint a Joint Select Committee on Printing.

6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the consequential amendments made by the Assembly in the Land (Miscellaneous Matters) Bill (No. 2).

7 **MESSAGES FROM HIS EXCELLENCY THE ADMINISTRATOR - ASSENT TO BILLS** - Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 30 May 1989

Limitation of Actions (Amendment) Bill

On 2 June 1989

Constitution (Supreme Court) Bill

On 6 June 1989

Cancer (Central Registers) Bill

Credit (Amendment) Bill

Crimes Legislation (Miscellaneous Amendments) Bill

Dairy Industry (Amendment) Bill

Education Acts (Overseas Students) Bill

Education (Work Experience) Bill

Estate Agents (Amendment) Bill

Environment Protection (Ozone Layer) Bill

Extractive Industries (Amendment) Bill

Frankston Lands Bill

Guardianship and Administration Board (Amendment) Bill

Land (Miscellaneous Matters) Bill(No. 2)

Legal Profession Practice (Amendment) Bill

Melbourne and Metropolitan Board of Works (Amendment) Bill

National Parks (Alpine National Park) Bill

National Parks (Amendment) Bill

Prescribed Weapons Bill

Public Service (Amendment) Bill

Racing (Amendment) Bill

Sale of Land (Amendment) Bill

Small Claims Tribunals (Amendment) Bill

Transport (Amendment) Bill

Trustee (Amendment) Bill

Wheat Marketing Bill

Subdivision (Amendment) Bill

On 14 June 1989

Dangerous Goods (Amendment) Bill

Egg Industry Bill

Fire Authorities Bill

Magistrates' Court Bill

Port of Melbourne Authority (Amendment) Bill

Road Safety (Miscellaneous Amendments) Bill

Second-Hand Dealers and Pawnbrokers Bill

Valuation of Land (Amendment) Bill

Children and Young Persons Bill

Magistrates' Court (Consequential Amendments) Bill

8 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL** - Mr Jolly, by leave, obtained leave, with Mr Cain, to bring in a Bill "to make further ancillary provisions for certain works and purposes for the financial year 1989-90" and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

9 **WANT OF CONFIDENCE IN THE GOVERNMENT** - Motion made, by leave, and question proposed - That the Government no longer possesses the confidence of this House (*Mr Brown*) - and, after debate -

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Jolly*) - put and agreed to.

Debate resumed on question.

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

WEDNESDAY, 9 AUGUST 1989

Motion made and question - That the question be now put (*Mr Roper*) - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Shell
Mr Baker	Mr Harrowfield	Mr Norris	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Pope	Mr Spyker
Mr Cain	Mrs Hirsh	Mrs Ray	Mr Thomson
Mr Cole	Mr Jolly	Mr Roper	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Rowe	Mr Walsh
Mr Cunningham	Mr Kennedy	Mr Sandon	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Seitz	
Mr Ernst	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mrs Setches	Mr Garbutt
Mr Gavin	Mr McDonald	Mr Sheehan	Mr Sheehan
Mrs Gleeson	Mr Mathews	( <i>Ballarat South</i> )	( <i>Northcote</i> )

NOES, 41

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Steggall
Mr Bildstien	Mr Jasper	Dr Naphine	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mrs Wade
Mr Clark	Mr Kennett	Mr Pescott	Mr Wallace
Mr Coleman	Mr Lea	Mr Plowman	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr Elder	( <i>Lowan</i> )	Mr Smith	Mr Maughan
Mr Evans	Mr McGrath	( <i>Glen Waverley</i> )	Mr Perton
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	
Mr Hayward	Mr McNamara	( <i>Polwarth</i> )	
Mr Heffernan			

And so it was resolved in the affirmative.

Question - accordingly put.

The House divided.

## AYES, 41

Mr Austin	Mr Jasper	Mr Maughan	Mr Smith
Mr Brown	Mr John	Dr Napthine	(Polwarth)
Mr Clark	Mr Kennett	Mr Perrin	Mr Steggall
Mr Coleman	Mr Lea	Mr Perton	Mr Stockdale
Mr Cooper	Mr Leigh	Mr Pescott	Mrs Wade
Mr Delzoppo	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Dickinson	Mr McGrath	Mr Reynolds	Dr Wells
Mr Elder	(Lowan)	Mr Richardson	
Mr Evans	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr Gude	(Warrnambool)	Mr Smith	Mr Bildstien
Mr Hayward	Mr McNamara	(Glen Waverley)	Mr Wallace
Mr Heffernan	Mr Maclellan		
Mr Honeywood			

## NOES, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cunningham	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Sercombe	
Mr Ernst	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mr Sheehan	Mrs Barker
Mrs Garbutt	Mr McDonald	(Ballarat South)	Mr Cole
Mr Gavin	Mr Mathews	Mr Sheehan	
Mrs Gleeson	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

And so it passed in the negative.

10 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And then the House, at thirty-one minutes past One o'clock in the morning, adjourned until later this day.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 43 - Wednesday, 9 August 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**The Grampians** - Seeking Government action to oppose the proposed alteration to place names within the Grampians National Park and environs, and support the preservation, by law, of all place names of historic significance, bearing 167 signatures (*by Mr McGrath, [Lowan]*).

**Oncology Treatment Unit** - Seeking action for the commencement of building an Oncology Treatment Unit in 1989 to be completed by 1990, bearing 486 signatures (*by Mr Ernst*).

**Nature Conservation** - Seeking that the Government honor its commitment to increase expenditure on nature conservation to \$20 million in the 1989-90 financial year and to \$40 million a year from the following year, bearing 620, 15, 535 and 730 signatures (*by Mr Gavin, Mr Perton, Mr Heffernan and Mr Cole, respectively*).

**Janelle Maree Lavery** - Seeking that the Minister for Community Services take action to ensure that Janelle Maree Lavery be provided with the nursing care recommended by a specialist neurologist, bearing 1500 signatures (*by Mr Gude*).

**Mental Hospital Purposes Reserve** - Seeking Government action to ensure that only enough land in designated area 59Q - currently designated as Mental Hospital Purposes Reserve - as is necessary to construct a roadway, be excised and that the Government - (a) negotiate with the City of Kew for access over existing roadway; and (b) relocate the plant nursery and shade house at Government expense, bearing 2 signatures (*by Mr Coleman*).

**Price Marking of Goods** - Seeking Government action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 15 signatures (*by Mrs Gleeson*).

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 Clerk:

Bayside Project Act 1988 - Order-in-Council concerning closure of roads.

Library Council of Victoria - Report and Statement of Accounts for the year 1987-88.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Alberton Planning Scheme - No. L2.

Bacchus Marsh Planning Scheme - Nos. L1 Part 2, L7 Part 2.

Bairnsdale (Town) Planning Scheme - No. L13.

Berwick Planning Scheme - No. L12.

Bulla Planning Scheme - No. L3 Part 2.

Caulfield Planning Scheme - No. L5 Part 1.

Geelong Regional Planning Scheme - No. R35.

Hamilton Planning Scheme - No. L1.

Healesville Planning Scheme - Nos. L4, L8.

Kew Planning Scheme - No. L2.

Knox Planning Scheme - Nos. L3 Part 3, L10.

Metropolitan Region Planning Schemes - Nos. R59, R62, R63, R64.

Mirboo Planning Scheme - No. L4.

Moe Planning Scheme - No. L8.

Mornington Planning Scheme - Nos. L8, L14.

Newham and Woodend Planning Scheme - No. L9 Part 1.

Rodney Planning Scheme - No. L9.

Sale Planning Scheme - Nos. L5, L6, L8.  
 Shepparton (City) Planning Scheme - No. L13.  
 Sunshine Planning Scheme - No. L5.  
 Tambo Planning Scheme - No. L13.  
 Traralgon (City) Planning Scheme - No. L24.  
 Traralgon (Shire) Planning Scheme - No. L3.  
 Wodonga Development Areas Planning Scheme - No. L2.

Statutory Rules under the following Acts:

Firearms Act 1958 - S.R. No. 188.  
 County Court Act 1958 - S.R. No. 181.

- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1989-90, No. 1) Bill, and transmitting Estimates of Expenditure requiring annual Appropriation in the financial year 1989-90 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

- 6 **APPROPRIATION (1989-90, No. 1) BILL** - Mr Jolly, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Cain, to bring in a Bill "*to appropriate certain sums out of the Consolidated Fund for Recurrent Services and for certain works and purposes for the financial year 1989-90 and to appropriate the supplies granted under the 'Supply (1989-90, No. 1) Act 1989' 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 Jolly*).

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

Ordered - That the debate be adjourned until Wednesday, 23 August instant.

- 7 **POSTPONEMENT OF NOTICES OF MOTION** - Motion made, by leave, and question - That the consideration of Notices of Motion, Government Business, be postponed until after Order of the Day, Government Business, No. 1 (*Mr Roper*) - put and agreed to.

- 8 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).

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

Ordered - That the debate be adjourned until Wednesday, 23 August instant.

- 9 **MARTIAL ARTS CONTROL (AMENDMENT) BILL** - Mr Walsh obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Martial Arts Control Act 1986' to extend its duration*"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, later this day.

- 10 **MARGARINE (REPEAL) BILL** - Mr Rowe obtained leave, with Mr Roper, to bring in a Bill "*to provide for the repeal of the 'Margarine 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 **CARAVAN PARKS AND MOVABLE DWELLINGS (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.
- 12 **INTELLECTUALLY DISABLED PERSONS' SERVICES (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 a third time forthwith. Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **LEGAL AID COMMISSION (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.  
*Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders - Mr Speaker took the Chair.*  
Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
Bill further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **MARTIAL ARTS CONTROL (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Walsh*). Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Tuesday next.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn. And then the House, at forty-seven minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 44 - Thursday, 10 August 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Nature Conservation** - Seeking that the Government honour its commitment to increase expenditure on nature conservation to \$20 million in the 1989-90 financial year and to \$40 million a year from the following year, bearing 352 signatures (*by Mr Kennedy*).

**Foreshore Land in Flinders** - Seeking Government action to ensure that the planning scheme covering the foreshore land from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of Nepean Highway in the Shire of Flinders be amended to "Recreational, not for commercial or higher density housing development", bearing 197 signatures (*by Dr Wells*).

**Flinders Planning Scheme** - Seeking Government action to change the Shire of Flinders Planning Scheme to ensure that - (*a*) no new commercial or housing development above two storeys is permitted on the foreshore between Safety Beach and Portsea; and (*b*) building height limits be brought in line with planning controls covering the rest of the eastern Port Phillip coastline, bearing 145 signatures (*by Dr Wells*).

**Southern Peninsula Hospital** - Seeking Government action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 1497 signatures (*by Dr Wells*).

**Upfield Transport Services** - Seeking Government action to improve public transport services in the Upfield corridor by - (*a*) upgrading and improving the Upfield train line to be equal to the services offered on other suburban routes; and (*b*) improving and extending the Sydney Road tram route in consultation with disabled and elderly persons, bearing 14 signatures (*by Mr Cole*).

**Glenrowan Service Centre** - Seeking Government action to designate the Township of Glenrowan the service centre town for the proposed Road Construction Authority centre in the Winton, Glenrowan and Wangaratta section of the Hume Highway, bearing 768 signatures (*by Mr Jasper*).

Severally ordered to lie on the Table.

- 4 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 5 **MARGARINE (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Rowe*).
- Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 24 August instant.
- 6 **PENALTY INTEREST RATES (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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 7 **OMBUDSMAN 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 tomorrow.



8 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS****Nos. 45, 46, 47 and 48****No. 45 - Tuesday, 15 August 1989**

- 1 Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATH OF ARTHUR ERNEST IRELAND, ESQUIRE** - Motion made and question - That this House expresses its sincere sorrow at the death of Arthur Ernest Ireland, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Mernda from 1947 to 1952 (*Mr Cain*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Arthur Ernest Ireland, Esquire, the House do now adjourn until half-past Three o'clock this day (*Mr Cain*) - put and agreed to.
- And then the House, at twenty-four minutes past Two o'clock, adjourned until half-past Three o'clock this day.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker***No. 46 - Tuesday, 15 August 1989**

(HALF-PAST THREE O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Mental Hospital Purposes Reserve** - Seeking Government action to ensure that only that land in designated area 59Q - currently designated as Mental Hospital Purposes Reserve - as is necessary to construct a roadway, be excised and that the Government - (a) negotiate with the City of Kew for access over existing roadway; and (b) relocate the plant nursery and shade house at Government expense, bearing 2 signatures (*by Mrs Wade*).
  - Crimes (Police Powers of Investigation) Bill** - Seeking the passage of the Crimes (Police Powers of Investigation) Bill so that the Victoria Police can carry out their duties in a fully effective manner, bearing 524 signatures (*by Mr Cooper*).

**Nature Conservation** - Seeking that the Government honour its commitment to increase expenditure on nature conservation to \$20 million in the 1989-90 financial year and to \$40 million a year from the following year, bearing 13 signatures (*by Mr Thomson*).

**Radio Therapy Centre at Geelong Hospital** - Seeking action for the commencement in 1989 of a Radio Therapy Centre at Geelong Hospital to be completed by 1990, bearing 440 signatures (*by Mr Dickinson*).

**Wildlife Licences and Animal Shelters** - Seeking Government action to - (a) lift the conditions, limitations and restrictions placed on wildlife licence and permit holders; and (b) change its policy on the placement of shelter animals and birds, bearing 253 signatures (*by Mr Coleman*).

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 Clerk:

Law Reform Commission of Victoria and Australian Law Reform Commission  
- Joint Report on Product Liability (No. 27).

Statutory Rules under the following Acts:

Egg Industry Act 1989 - S.R. No. 185.

Motor Car Traders Act 1986 - S.R. No. 186.

Occupational Health and Safety 1985 - S.R. No. 187.

Trade Unions - Report of the Registrar of Friendly Societies on Trade Unions for the year 1987-88.

- 5 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL** - Mr Jolly, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Business Franchise (Tobacco) 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.
- 6 **FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL** - Mr Jolly, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Financial Institutions Duty Act 1982' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **STAMPS (MOTOR VEHICLES) BILL** - Mr Jolly, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Roper, to bring in a Bill "*to make further provision for duty on registration of motor vehicles and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **CONCURRENT DEBATE - APPROPRIATION (1989-90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL** - Motion made, by leave, and question - That this House authorizes and requires Mr. Speaker to permit the second reading and subsequent stages of the Appropriation (1989-90, No. 1) Bill and the Works and Services (Ancillary Provisions, 1989-90, No. 2) Bill to be moved and debated concurrently (*Mr Roper*) - put and agreed to.
- 9 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Water Bill  
Works and Services (Ancillary Provisions, 1989-90, No. 2) Bill

- 10 **OMBUDSMAN (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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **MURRAY VALLEY CITRUS 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 committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **MARTIAL ARTS CONTROL (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 11.00 p.m.  
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr Roper*) - 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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And then the House, at fifty-four minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 47 - Wednesday, 16 August 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Pensioner Rate Rebate** - Seeking Government action to raise the Pensioner Rate Rebate to the full 50% on both Council and Melbourne and Metropolitan Board of Works rates, bearing 55 and 30 signatures (*by Mr Tanner, Mr Leighton, respectively*).

**Southern Peninsula Hospital** - Seeking Government action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 965 signatures (*by Dr Wells*).

**Springvale South Overpass** - Seeking action by the Minister for Transport to construct an overpass for vehicles and pedestrians in Spring road, Springvale South over the proposed Springvale by-pass road, bearing 1509 signatures (*by Mr Micallef*).

**Sanitary Land-fill Operations in Springvale** - Seeking action by the Minister for Planning and Environment to amend Town Planning Permit No. TP 100404B issued to the City of Springvale in June 1987 to deny permission for sanitary land-fill operations, bearing 928 signatures (*by Mr Micallef*).

Severally 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:

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Flinders Planning Scheme - No. L44.

Healesville Planning Scheme - No. L4.

Knox Planning Scheme - No. RL62.

Melbourne Planning Scheme - No. L21.

Metropolitan Region Planning Schemes - Nos. R66, RL35 Part 2, RL59 Part 2, RL77, RL113.

Nunawading Planning Scheme - No. L2

- 5 **LAND CONSERVATION (AMENDMENT) BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "*to amend the 'Land Conservation 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.
- 6 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL** - Mr Jolly obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Accident Compensation Act 1985', to make consequential amendments to certain 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.
- 7 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.  
Ordered - That the debate be adjourned until Wednesday, 30 August instant.
- 8 **FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.  
Ordered - That the debate be adjourned until Wednesday, 30 August instant.
- 9 **STAMPS (MOTOR VEHICLES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.

Ordered, after debate - That the debate be adjourned until Wednesday, 30 August instant.

- 10 **ADOPTION (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.

- 11 **PRICES 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, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Ernst	Mr McCutcheon	Mr Sheehan	Mr Baker
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Hamilton
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	
Mrs Gleeson	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 38

Mr Austin	Mr Hayward	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Heffernan	Dr Napthine	Mrs Wade
Mr Brown	Mr Honeywood	Mr Perrin	Mr Wallace
Mr Clark	Mr Jasper	Mr Pescott	Mr Weideman
Mr Coleman	Mr John	Mr Plowman	Dr Wells
Mr Cooper	Mr Kennett	Mr Reynolds	
Mr Delzoppo	Mr Lea	Mr Richardson	<i>Tellers</i>
Mr Dickinson	Mr Leigh	Mr Ross-Edwards	Mr Maughan
Mr Elder	Mr Lieberman	Mr Smith	Mr Perton
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Lowan)	Mr Steggall	

And so it was resolved in the affirmative.

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

Committee reported progress.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*

- 12 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at forty-three minutes past Eleven o'clock.

## No. 48 - Thursday, 17 August 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Mornington Bowling Club** - Seeking Government action to rescind the decision of the Minister for Conservation, Forests and Lands that the Mornington Bowling Club Inc. be relocated off the foreshore reserve in the Esplanade, bearing 1926 signatures (*by Mr Cooper*).

**Foster Care Association** - Seeking Government action to subsidise a full-time worker for the Foster Care Association of Victoria to co-ordinate the information, consultancy, support and advocacy for volunteer foster parents, bearing 3377 signatures (*by Mr Hayward*).

**Western Ring Road** - Seeking Government action to ensure that the construction of a fully-graded separated interchange at Furlong Road, Albion North, is included in Stage One of the Western Ring Road between Tullamarine and Laverton North, bearing 1540 signatures (*by Mr Andrianopoulos*).

Severally ordered to lie on the Table.

- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up the Fifteenth Report from the Legal and Constitutional Committee upon Subordinate Legislation recommending the Disallowance of Regulation 5(a)(ix) of the Public Service (Amendment) Regulations (No.8) 1988 (Statutory Rule 455 of 1988); together with an Appendix.

Ordered to lie on the Table and 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:

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Geelong Regional Planning Scheme - No. R31.

Metropolitan Region Planning Scheme - No. RL11 Part 6.

Waverley Planning Scheme - No. L2.

Statutory Rule under the following Act:

Marine Act 1988 - S.R. No. 189.

- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Penalty Interest Rates (Amendment) Bill without amendment.
- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Martial Arts Control (Amendment) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 8 **POSTPONEMENT OF NOTICE OF MOTION, GENERAL BUSINESS, No. 1** - Motion made, by leave, and question - That consideration of Notice of Motion, General Business, No. 1 be postponed for this day and do take precedence of the remaining Notices of Motion, General Business for the next day of sitting (*Mr Roper*) - put, after debate, and agreed to.
- 9 **HISTORIC BUILDINGS (AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Cain, to bring in a Bill "*to amend the 'Historic Buildings Act 1981' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 10 **OCCUPATIONAL HEALTH AND SAFETY (PENALTIES) BILL** - Mr Pope obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Occupational Health and Safety Act 1985' and the 'Magistrates' Courts Act 1971' and the 'Magistrates' Court Act 1989' with respect to penalties for occupational health and safety offences*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **NATIONAL PARKS** - Motion made and question proposed - That this House congratulates the Government on its achievement in doubling the area protected in national parks over the past six years and is pleased to note that with further expansion of parks, the Government will have achieved its aim of establishing a world class parks system in which Victoria's ecosystems are adequately represented and protected (*Mr Andrianopoulos*).
- Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words - "this House acknowledges the significant increase in area devoted to National Parks in Victoria over the past six years but condemns the Government for its failure to allocate sufficient funds for weed and vermin control and fire management in these expanded parks, and for its failure to recognise the imposts that local municipalities carry in maintaining road access to these parks" (*Mr Coleman*) - and, after debate -
- General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*
- 12 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 5 September next (*Mr Roper*) - put and agreed to.
- 13 **LAND CONSERVATION (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 Brown*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 31 August instant.
- 14 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 31 August instant.
- 15 **PRICES BILL** - Further considered in Committee.
- Committee reported progress; to sit again tomorrow.



- 16 **HISTORIC BUILDINGS (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 Cooper*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 31 August instant.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 18 **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, 5 September next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 49, 50 and 51

## No. 49 - Tuesday, 5 September 1989

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Southern Peninsula Hospital** - Seeking Government action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 1,261 signatures (*by Dr Wells*).

**Medical Practitioners Act** - Seeking that the House take action to reject any amendments to the Medical Practitioners Act which will extend the compulsory pre-registration period to two years, bearing 1,115 signatures (*by Mr Weideman*).

**Janelle Maree Lavery** - Seeking that the Minister for Community Services take action to ensure that Janelle Maree Lavery be provided with the nursing care recommended by a specialist neurologist, bearing 489 signatures (*by Mr Gude*).

**Chiropractors - WorkCare Certificates** - Seeking action to - (a) reinstate the right of chiropractors to issue initial certificates as previously granted under the Workers Compensation Act 1958; and (b) reverse the Government's decision to remove the rights of chiropractors to issue continuing certificates, bearing 12,774 signatures (*by Mr Cole*).

**Prahran Regional Police Station** - Seeking Government action to make sufficient resources available so that the Prahran regional police station has, at all times, a full complement of personnel and equipment with the objective of redressing the rising crime rate in the area, bearing 1,896 signatures (*by Mr Hayward*).

**Four-Wheel Drive Tracks** - Seeking that the Government take no further action to close existing four-wheel drive tracks and that current permanent track closures are re-evaluated with the view of re-opening them to the public, bearing 11 signatures (*by Mr Hamilton*).

Severally ordered to lie on the Table.

4 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Harrowfield, Chairman, brought up a Report from the Public Bodies Review Committee on the Victorian Dairy Industry Authority; together with Appendices, a Bibliography, an Extract from the Proceedings of the Committee and Two Minority Reports.

Ordered to lie on the Table and to be printed.

5 **PAPERS** -

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Eighth Report of the Custodian.

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:

Ballarat Water Board - Report and Statement of Accounts for the year 1987-88.

Land Conservation Act 1970 - Final Recommendations of the Land Conservation Council for the Mallee Area, Review.

Metropolitan Fire Brigades Superannuation Board - Report for the year 1987-88.

Murray Darling Basin Commission - Report for the year 1987-88.

Ombudsman Act 1973 - Special Report on the Investigation of Administrative Action taken by the Department of Community Services, Victoria, in relation to the removal and further placement of an inter-country adoptive Child, September 1989 - Ordered to be printed.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Colac (City) Planning Scheme - No. L1.

Knox Planning Scheme - No. L6.

Seymour Planning Scheme - No. L12.

Shepparton (Shire) Planning Scheme - Nos. L1, L4.

Tambo Planning Scheme - No. L26.

Yarrawonga Planning Scheme - Nos. L2 Part 1, L3.

Police Regulation Act 1958 -

Determination Nos. 517 and 518 of the Police Service Board.

Determination No. 16 of the Police Service Board for Police Recruits.

Determination Nos. 15 and 16 of the Police Service Board for Protective Services Officers.

Statutory Rules under the following Acts:

Building Control Act 1981 - S.R. No. 200.

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 191.

Emergency Services Superannuation Act 1986 - S.R. No. 201.

Environment Protection Act 1970 - S.R. No. 192.

Firearms and Other Weapons Act 1958 - S.R. No. 203.

Forests Act 1958 - S.R. No. 194.

Groundwater Act 1969 - S.R. No. 204.

Health Services Act 1988 - S.R. No. 202.

Magistrates' Courts Act 1971 and Magistrates (Summary Proceedings) Act 1975 - S.R. No. 197.

Magistrates (Summary Proceedings) Act 1975 - S.R. No. 198.

Mildura Irrigation Trusts and Sunraysia Water Board Act 1958 - S.R. No. 196.

Planning and Environment Act 1987 - S.R. No. 195.

Public Service Act 1974 - PSD Nos. 30, 31, 32.

Seeds Act 1982 - S.R. No. 190.

Trustee Companies Act 1984 - S.R. No. 193.

Water Act 1958 - S.R. No. 205.

Sunraysia Water Board - Report and Statement of Accounts for the year 1987-88.

Town and Country Planning (Transfer of Functions) Act 1985 - Particulars of Transfer of Properties from the Melbourne and Metropolitan Board of Works to the Roads Corporation.

West Moorabool Water Board - Report and Statement of Accounts for the year 1987-88.

- 6 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 22 August last, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Penalty Interest Rates (Amendment) Bill.  
Martial Arts Control (Amendment) Bill.

- 7 **PRINTING COMMITTEE (JOINT)** - Motion made, by leave, and question - That the Resolution of the House of 24 May 1989, appointing the Joint Printing Committee and providing that the Committee consist of six members, comprising Mr President, Mr Speaker, two Members of the Legislative Council and two Members of the Legislative Assembly, be amended so far as to provide that the Committee consist of eight members, comprising Mr President, Mr Speaker, three Members of the Legislative Council and three Members of the Legislative Assembly (*Mr Roper*) - put and agreed to.

Ordered - That the foregoing resolution be transmitted to the Legislative Council with a Message desiring their concurrence therein.

- 8 **PRINTING COMMITTEE (JOINT) - MEMBERSHIP** - Motion made, by leave, and question - That, contingent upon the Legislative Council concurring with the Resolution of this House dated 5 September 1989 increasing the number of members of the Joint Printing Committee, Dr. Vaughan be appointed a Member of the Joint Printing Committee (*Mr Roper*) - put and agreed to.

- 9 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Accident Compensation (General Amendment) Bill.

- 10 **APPROPRIATION (1989-90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

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

Ordered - That the debate be adjourned until tomorrow.

- 11 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Intellectually Disabled Persons' Services (Amendment) Bill.  
Legal Aid Commission (Amendment) Bill.

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Ombudsman (Amendment) Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have concurred with the Assembly and have amended the Resolution of the Council of 27 May 1989 appointing the Joint Printing Committee so far as to now provide that the Committee consist of eight members, comprising Mr President, Mr Speaker, three Members of the Legislative Council and three Members of the Legislative Assembly.

- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And then the House, at twenty-nine minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 50 - Wednesday, 6 September 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **VACANCY IN MEMBERSHIP OF THE VICTORIAN CURRICULUM AND ASSESSMENT BOARD** - Mr Speaker announced that he had received the following communication:

21 August 1989

The Hon K Coghill MLA  
Speaker  
Legislative Assembly  
Parliament House  
MELBOURNE VIC 3000

Dear Mr Speaker,

Section 7(1)(d) of the Victorian Curriculum and Assessment Board Act 1986 provides that three members of the Board 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 and conducted in accordance with rules adopted for the purpose by the Members present at the Sitting.

The Honourable Ian W Smith MP, has indicated that he wishes to be replaced as a member of the Board.

I would be grateful if you could arrange for a Joint Sitting of the Legislative Council and the Legislative Assembly to recommend the names of a Member to replace him as a member of the Victorian Curriculum and Assessment Board for a four year term of office commencing on the date of the election.

I have addressed a similar letter to the Hon A J Hunt, MLC President of the Legislative Council.

Yours sincerely,

JOAN E KIRNER  
MINISTER FOR 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 Victorian Curriculum and Assessment Board, and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 13 September instant, at a quarter past six o'clock (*Mr Roper*) - 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 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Price Marking of Goods** - Seeking Government action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 193 signatures (*by Mr Brown*).

**Chiropractors - WorkCare Certificates** - Seeking that the House take action to - (a) re-instate the right of chiropractors to issue initial certificates as previously granted under the Workers Compensation Act 1958; and (b) reverse the Government's decision to remove the rights of chiropractors to issue continuing certificates, bearing 42 signatures (*by Mr Heffernan*).

**The Grampians** - Seeking Government action to retain the current names applying to "The Grampians" and its environs, bearing 851 signatures (*Dr Napthine*).

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:

Emergency Services Superannuation Board - Report for the year 1987-88.

Law Reform Commission -

Report No. 20 on Sale of Land.

Report No. 25 on Public Drunkenness.

Statutory Rules under the following Acts:

Magistrates' Court Act 1989 - S.R. No. 199 together with copies of the following documents as required by Section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule -

Section 55E(4) of the Commonwealth Judiciary Act 1903.

Division 2 of Part VI of the Commonwealth Income Tax Assessment Act 1936 (as amended).

Public Service Act 1984 - PSD No. 33.

6 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** -

Mr Pope obtained leave, with Mr Jolly, to bring in a Bill "to amend the *Construction Industry Long Service Leave Act 1983*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

7 **LAND TAX (FURTHER AMENDMENT) BILL** - Mr Jolly obtained leave, with

Mr Cain, to bring in a Bill "to amend the *Land Tax 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 **APPROPRIATION (1989-90, No. 1) AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

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

Ordered - That the debate be adjourned until tomorrow.

- 9 **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 recommend a Member for appointment to the Victorian Curriculum and Assessment Board, as proposed by the Assembly.

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Murray Valley Citrus Marketing Bill without amendment.

- 11 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 3 to 17 inclusive, be postponed until later this day.

- 12 **OMBUDSMAN (AMENDMENT) BILL** - Order read for the consideration of the amendment made by the Legislative Council.

And the said amendment was read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn. And then the House, at thirty-three minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN COGHILL

*Speaker*

## No. 51 - Thursday, 7 September 1989

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**National Council of Women Incorporated** - Seeking Government action to substantially increase its grant to the National Council of Women of Victoria Incorporated to - (a) enable the Council to continue, expand its activities, maintain its contacts with women Members of Parliament and others, and to broaden and further its role of advocacy for women and families; and (b) demonstrate the Government's recognition of voluntary work done for Victorians by its Members, bearing 140 signatures (*by Mrs Ray*).

**Pedestrian Crossing in Rye** - Seeking Government action to provide a pedestrian crossing in the vicinity of Ozone and Hygia streets, Rye, bearing 3,425 signatures (by Dr Wells).

Severally 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:

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Frankston Planning Scheme - No. L6.

Keilor Planning Scheme - No. L2.

Metropolitan Region Planning Scheme - Nos. R46, R71, RL48 Part 3, RL78, RL92, RL118.

Werribee Planning Scheme - No. L3 Part 1.

- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the 'Medical Treatment Act 1988' and Part XI of the 'Instruments Act 1958' and for other purposes".

- 6 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL** - On the motion of Mr Roper, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **ROAD FUNDING** - Motion made and question proposed - That this House deplors the reduced priority given to road funding by both the Commonwealth and Victorian Governments, and calls for a fairer distribution of the vast sums raised from motorists to address the serious decline in the standard and effectiveness of the Victorian road network in general, and the local roads category in particular (Mr McGrath [Warrnambool]) - and, after debate -

*General Business having been interrupted at 2.00 p.m  
pursuant to Sessional Orders.*

- 8 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (Mr Pope).

Motion made and question - That the debate be now adjourned (Mr Gude) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 21 September instant.

- 9 **LAND TAX (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (Mr Jolly).

Motion made and question - That the debate be now adjourned (Mr Gude) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 21 September instant.

- 10 **OCCUPATIONAL HEALTH AND SAFETY (PENALTIES) BILL** - Motion made and question proposed - That this Bill be now read a second time (Mr Pope).

Motion made and question - That the debate be now adjourned (Mr Gude) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 21 September instant.



- 11 **APPROPRIATION (1989-90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

Motion made and question - That the debate be now adjourned (*Mr Sheehan [Northcote]*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 12 **PRICES BILL - DECLARATION OF BILL AS URGENT - LIMITATION OF DEBATE** - Mr Roper declared that the Prices 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, 42

Mr Andrianopoulos	Mr Hamilton	Mr Norris	Mr Simmonds
Mr Baker	Mr Harrowfield	Mr Pope	Mr Spyker
Mrs Barker	Mrs Hill	Mrs Ray	Mr Thomson
Mr Cain	Mrs Hirsh	Mr Roper	Dr Vaughan
Mr Crabb	Mr Jolly	Mr Rowe	Mr Walsh
Mr Cunningham	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Dollis	Mr Kennedy	Mr Seitz	
Mr Ernst	Ms Kirner	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr Leighton	( <i>Ballarat South</i> )	Mr Cole
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Sercombe
Mr Gavin	Mr Mathews	( <i>Northcote</i> )	
Mrs Gleeson	Mr Micallef	Mr Shell	

NOES, 33

Mr Austin	Mr Jasper	Mr Perton	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Wade
Mr Brown	Mr Kennett	Mr Plowman	Mr Weideman
Mr Clark	Mr Lea	Mr Reynolds	Dr Wells
Mr Coleman	Mr Leigh	Mr Smith	
Mr Cooper	Mr McGrath	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Evans	( <i>Warrnambool</i> )	Mr Smith	Mr Maughan
Mr Hayward	Mr McNamara	( <i>Polwarth</i> )	Dr Napthine
Mr Heffernan	Mr Maclellan	Mr Steggall	
Mr Honeywood	Mr Perrin	Mr Stockdale	

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 5.15 p.m. this day (*Mr Roper*) - put, after debate, and agreed to.

- 13 **PRICES BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 
- 14 **ORDER OF THE HOUSE RESCINDED** - Motion made, by leave, and question - That the Order of the House making the motion for Second Reading of the Medical Treatment (Enduring Power of Attorney) Bill an Order of the Day for tomorrow be read and rescinded and that it be made an Order of the Day for this day (*Mr Roper*) - put and agreed to.
- 15 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) 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 Weideman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 21 September instant.
- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And then the House, at thirteen minutes past Six o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

Nos. 52, 53 and 54

## No. 52 - Tuesday, 12 September 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS - (Pursuant to Standing Order No. 124).
- 3 PETITIONS - The Clerk announced that the following petitions had been lodged for presentation:

**Southern Peninsula Hospital** - Seeking Government action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 175 signatures (*by Dr Wells*).

**WorkCare Legislation** - Seeking Government action to ensure that any changes to the WorkCare legislation will not impose further burdens on injured workers or penalise those covered by the present legislation, bearing 206 signatures (*by Mr McGrath [Warrnambool]*).

Severally ordered to lie on the Table.

## 4 PAPERS -

Mr Speaker presented:

**Finance 1988-89** - A Statement of Receipts and Payments of the Consolidated Fund and Trust Fund for the year ended 30 June 1989 accompanied by the Report of the Auditor-General and by documents specified in the Forty-Seventh Section of the Audit Act.

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:

Statutory Rules under the following Acts:

Corrections Act 1986 - S.R. No. 207.

Residential Tenancies Act 1980 - S.R. No. 208.

Transport Act 1983 - S.R. No. 206.

- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:

Intellectually Disabled Persons' Services (Amendment) Bill.

Legal Aid Commission (Amendment) Bill.

Ombudsman (Amendment) Bill.

- 6 PAY-ROLL TAX (FURTHER AMENDMENT) BILL - Mr Jolly, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Pope, to bring in a Bill "to amend the 'Pay-roll Tax Act 1971' and the 'Accident Compensation Act 1985' 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** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Occupational Health and Safety (Penalties) Bill.

8 **ACCIDENT COMPENSATION (GENERAL 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 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

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

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

Ordered - That the debate be adjourned until tomorrow.

9 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

10 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 53 - Wednesday, 13 September 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**The Grampians** - Seeking Government action to retain the current names applying to "The Grampians" and its environs, bearing 771 signatures (*by Dr Naphine*).

**Assistant Class Transfers for Teachers** - Seeking that the Minister of Education take action to provide for an acceptable system of Assistant Class Transfers, bearing 21 signatures (*by Mr Leighton*).

**Topless Barmaids** - Seeking that the House take action to amend the *Liquor Control Act 1987* to make it illegal to employ topless barmaids in Victorian hotels, bearing 18 signatures (*by Mr McGrath [Warrnambool]*).

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 Clerk:
- Law Reform Commission - Report No. 26 on Genetic Manipulation.
- National Parks Act 1975 - Notice of Consent of the Minister for Conservation, Forests and Lands to mining works under Miners Right Claim 4 held by Mr. C. R. Douglas and Mr. R. Reilly - Chiltern Park under Section 40(5).
- 5 **FISHERIES (ABALONE LICENCE CHARGES) BILL** - Mrs Setches obtained leave, with Mr Cain, to bring in a Bill "*to amend the 'Fisheries Act 1968' to increase the charges payable for the issue, renewal or transfer of abalone licences*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **AGRICULTURE ACTS (GENERAL AMENDMENT) BILL** - Mr Rowe obtained leave, with Mr Walsh, to bring in a Bill "*to amend the 'Wheat Marketing Act 1989', the 'Dried Fruits Act 1958' and other Acts, to repeal 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.
- 7 **RACING (TAB SURPLUS) BILL** - Mr Walsh obtained leave, with Mr Roper, to bring in a Bill "*to amend Part V of the 'Racing 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 **WATER (CONSEQUENTIAL AMENDMENTS) BILL** - Mr Walsh obtained leave, with Mr Roper, to bring in a Bill "*to amend various Acts as a consequence of the enactment of the 'Water Act 1989'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **ACCIDENT COMPENSATION (GENERAL 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 Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 10 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 11 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And then the House, at forty-three minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES

Clerk of the Legislative Assembly

KEN. COGHILL

Speaker

## No. 54 - Thursday, 14 September 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Dandenong High School** - Seeking that the Minister for Education take action to confirm the historic name of the Dandenong High School when it becomes a secondary college, bearing 702 signatures (*by Mr Norris*).

**Portland and District Hospital** - Seeking that the House take action to reconsider the budget proposals so as to make funds available immediately for the redevelopment of the Portland and District Hospital, bearing 3,167 signatures (*by Dr Napthine*).

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 Clerk:

Rural Finance Corporation - Report and Statement of Accounts for the year 1988-89.

Statutory Rules under the following Acts:

Crimes (Confiscation of Profits) Act 1986 - S.R. No. 211 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Confiscation of Proceeds of Crime Act 1989 of New South Wales  
Crimes (Confiscation of Profits) Act 1988 of Western Australia  
Crimes (Forfeiture of Proceeds) Act 1988 of the Northern Territory  
Crimes (Confiscation of Profits) Act 1989 of Queensland.

Extractive Industries Act 1966 - S.R. No. 209 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Australian Standards

2187 - 1983	Part 2 - SAA Explosives Code.
1338 - 1981	Parts 1 - 3, Filters for Eye Protectors.
1336 - 1982	Recommended practices for eye protection in the industrial environment.
1337 - 1984	Eye protectors for industrial applications.
2161 - 1978	Industrial Safety Gloves and Mittens.
2210 - 1980	Safety Footwear.
1426 - 1973	Steel wire ropes for mines.
1742 - 1986	Parts I and 2 (as amended) Manual of Uniform Traffic Control Devices.
1940 - 1988	SAA Flammable and Combustible Liquids Code (as amended).
2444 - 1985	Portable Fire Extinguishers - selection and location.
2188 - 1988	Explosives - Relocatable magazines for storage.
1768 - 1983	Lightning Protection.
2294 - 1979	Protective structures for operators of earthmoving machines.
1019 - 1985	Internal combustion engines - spark emission control devices.

1418 - 1986	Parts I (as amended), 2,3,5 - SAA Crane Code.
1657 - 1985	SAA Code for Fixed Platforms, Walkways, Stairways and Ladders.
1318 - 1985	SAA Industrial Safety Colour Code.
1319 - 1983	Safety signs for the Occupational Environment (as amended).

Industrial Relations Act 1979 - S.R. No. 217.

Pharmacists Act 1974 - S.R. No. 214.

Zoological Parks and Gardens Act 1967 - S.R. No. 213.

Victorian Economic Development Corporation - Report and Statement of Accounts for the year 1988-89.

5 **JOINT SITTING** - Mr Speaker reported that, on Wednesday, 13 September instant, this House met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to choose a Member of the Parliament of Victoria to be recommended for appointment to the Victorian Curriculum and Assessment Board and that David John Lea, M.P. had been duly chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board.

6 **LAW AND ORDER** - Motion made and question proposed - That this House condemns the failure of the Government to tackle the law and order crisis confronting the Victorian community (*Mr Cooper*).

Amendment proposed - That all the words after "House" be omitted with the view of inserting in place thereof the words "notes that the number of major crimes reported is falling for the first time in fifteen years and consequently congratulates the members of the Victoria Police and Victorian citizens who support the wide variety of programs which are starting to build a law-abiding society" (*Mr Crabb*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

7 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

*Declaration of Bill as Urgent - Limitation of debate* - Mr. Roper declared that this Bill was an urgent Bill and moved - That this 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, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Shell
Mr Baker	Mrs Hill	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cole	Mr Kennan	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	(Ballarat South)	<i>Tellers</i>
Mrs Gleeson	Mr Mathews	Mr Sheehan	Mr Dollis
Mr Hamilton	Mr Micallef	(Northcote)	Mrs Garbutt

## NOES, 32

Mr Austin	Mr Jasper	Dr Napthine	Mr Smith
Mr Bildstien	Mr John	Mr Perrin	(Polwarth)
Mr Clark	Mr Kennett	Mr Perton	Mr Tanner
Mr Coleman	Mr Lea	Mr Pescott	Mrs Wade
Mr Cooper	Mr Leigh	Mr Plowman	Mr Wallace
Mr Delzoppo	Mr McGrath	Mr Reynolds	
Mr Evans	(Lowan)	Mr Ross-Edwards	Tellers
Mr Gude	Mr McGrath	Mr Smith	Mr Elder
Mr Hayward	(Warrnambool)	(Glen Waverley)	Mr Steggall
Mr Honeywood	Mr Maclellan		

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connection with the Bill be as follows:

(a) For the remainder of the second reading stage of the Bill be until 2.45 p.m. this day; and

(b) For the remaining stages of the Bill be until 5.30 p.m. this day.

(Mr Roper) - after debate, put.

The House divided.

## AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Simmonds
Mrs Barker	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Cain	Mrs Hill	Mrs Ray	Mr Thomson
Mr Cole	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Crabb	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cunningham	Mr Kennan	Mr Sandon	Mr Walsh
Mr Dollis	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Ernst	Ms Kirner	Mr Sercombe	
Mr Fordham	Mr Leighton	Mrs Setches	Tellers
Mrs Garbutt	Mr McCutcheon	Mr Sheehan	Mr Baker
Mr Gavin	Mr McDonald	(Ballarat South)	Mr Sheehan
Mrs Gleeson	Mr Mathews	Mr Shell	(Northcote)

## NOES, 36

Mr Austin	Mr John	Dr Napthine	Mr Steggall
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Lea	Mr Perton	Mrs Wade
Mr Cooper	Mr Leigh	Mr Pescott	Mr Weideman
Mr Delzoppo	Mr Lieberman	Mr Plowman	Dr Wells
Mr Elder	Mr McGrath	Mr Reynolds	
Mr Evans	(Lowan)	Mr Ross-Edwards	Tellers
Mr Gude	Mr McGrath	Mr Smith	Mr Bildstien
Mr Hayward	(Warrnambool)	(Glen Waverley)	Mr Wallace
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Jasper	Mr Maughan	(Polwarth)	

And so it was resolved in the affirmative.

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

Limitation of debate - The time allotted for the second reading stage of the Bill having expired -

Question - That the Bill be now read a second time - put.



The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	(Ballarat South)	Mrs Barker
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Hamilton
Mr Gavin	Mr Micallef	(Northcote)	
Mrs Gleeson	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 36

Mr Austin	Mr Jasper	Dr Napthine	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Wade
Mr Clark	Mr Kennett	Mr Pescott	Mr Wallace
Mr Coleman	Mr Lea	Mr Plowman	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	
Mr Elder	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Evans	(Lowan)	(Glen Waverley)	Mr Maughan
Mr Gude	Mr McGrath	Mr Smith	Mr Perton
Mr Hayward	(Warrnambool)	(Polwarth)	
Mr Honeywood	Mr Maclellan	Mr Steggall	

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 committed; considered in Committee.

*Limitation of debate - The time allotted for the remaining stages of the Bill having expired -*

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 Jolly*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cunningham	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Sercombe	
Mr Ernst	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mr Sheehan	Mr Cole
Mrs Garbutt	Mr McDonald	(Ballarat South)	Mr Thomson
Mr Gavin	Mr Mathews	Mr Sheehan	
Mrs Gleeson	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	

## NOES, 38

Mr Austin	Mr Jasper	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Wade
Mr Clark	Mr Lea	Mr Plowman	Mr Wallace
Mr Coleman	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Richardson	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	
Mr Elder	(Lowan)	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McNamara	(Glen Waverley)	Mr Honeywood
Mr Gude	Mr Maclellan	Mr Smith	Mr McGrath
Mr Hayward	Mr Maughan	(Polwarth)	(Warrnambool)

And so it was resolved in the affirmative.

Bill read a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 8 **PAY-ROLL TAX (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).

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

Ordered - That the debate be adjourned until Thursday, 28 September instant.

- 9 **FISHERIES (ABALONE LICENCE CHARGES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Seiches*).

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

Ordered - That the debate be adjourned until Thursday, 28 September instant.

- 10 **AGRICULTURE ACTS (GENERAL AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Rowe*).

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

Ordered - That the debate be adjourned until Thursday, 28 September instant.

- 11 **RACING (TAB SURPLUS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Walsh*).

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

Ordered - That the debate be adjourned until Thursday, 28 September instant.

- 12 **WATER (CONSEQUENTIAL AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Walsh*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 28 September instant.

- 13 **GRIEVANCE DEBATE LIMITATION** - Motion made, by leave, and question - That so much of Standing Order No. 59 as permits four hours debate on "Grievances" be suspended for Thursday, 21 September instant, and that the debate on the question "That Grievances be noted" be limited to two hours (*Mr Roper*) - put and agreed to.
- 14 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Thursday, 21 September instant (*Mr Roper*) - put and agreed to.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And then the House, at fifty minutes past Six o'clock, adjourned until Thursday, 21 September instant.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## VOTES AND PROCEEDINGS

### No. 55

## No. 55 - Thursday, 21 September 1989

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **ABSENCE OF THE CLERK** - Mr Speaker announced that the Clerk was absent overseas on Parliamentary business and that he had directed the Deputy Clerk to perform the duties of the Clerk during his absence.
- 3 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 4 **PETITION** - The Acting Clerk announced that the following petition had been lodged for presentation:

**Chiropractors - WorkCare Certificates** - Seeking that the House take action to - (a) re-instate the right of chiropractors to issue initial certificates as previously granted under the *Workers Compensation Act 1958*; and (b) to reverse the Government's decision to remove the rights of chiropractors to issue continuing certificates, bearing 31 signatures (by *Mrs Gleeson*).

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 Acting Clerk:

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

- Alberton Planning Scheme - No. L5.
- Ararat (City) Planning Scheme - Nos. L5, L8.
- Bendigo Planning Scheme - No. L9.
- Berwick Planning Scheme - No. L6.
- Bulla Planning Scheme - No. L5.
- Deakin Planning Scheme - No. L4.
- Dimboola Planning Scheme - No. L3.
- Echuca Planning Scheme - No. L2.
- Flinders Planning Scheme - Nos. L24, L47.
- Hastings Planning Scheme - No. L2 Part 2.
- Healesville Planning Scheme - No. L5.
- Horsham Planning Scheme - No. L9.
- Lillydale Planning Scheme - No. L45.
- Maffra Planning Scheme - No. L15.
- Metropolitan Region Planning Scheme - Nos. R75, RL55.
- Moe Planning Scheme - No. L10.
- Morwell Planning Scheme - No. L11, L12, L14.
- Newham and Woodend Planning Scheme - Nos. L2, L3, L4, L17 Part 1.
- Portland (City) Planning Scheme - No. L9.
- Rosedale Planning Scheme - No. L21.
- Traralgon (Shire) Planning Scheme - No. L25.
- Upper Yarra Valley and Dandenong Region Planning Scheme - No. R4.

Wodonga Development Areas Planning Scheme - No. L3.

Wodonga Planning Scheme - No. L6.

Statutory Rules under the following Acts:

Audit Act 1958 - S.R. No. 215.

Parliamentary Salaries and Superannuation Act 1968 - S.R. No. 216.

Police Regulation Act 1958 - S.R. No. 212.

Tomato Processing Industry Act 1976 - S.R. No. 210

Tomato Processing Industry Negotiating Committee - Report for the year ended 31 May 1989.

Victorian Dried Fruits Board - Report and Statement of Accounts for the year 1988.

- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Accident Compensation (General Amendment) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

- 7 **STANDING ORDERS COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Richardson be discharged from attendance on the Standing Orders Committee and that Mr Delzoppo be appointed in his stead (*Mr Roper*) - put and agreed to.

- 8 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

- 9 **ACCIDENT COMPENSATION (GENERAL AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 10 **APPROPRIATION (1989-90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) 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 Roper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 11 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 10 October next (*Mr Roper*) - put and agreed to.

- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And then the House, at six minutes past Five o'clock, adjourned until Tuesday, 10 October next.

J. G. LITTLE

Acting Clerk of the Legislative Assembly

KEN. COGHILL

Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

No. 56, 57 and 58

## No. 56 - Tuesday, 10 October 1989

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Hunters' Rights** - Seeking Government action to - (a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute protesters found in possession of protected species; and (c) introduce legislation for the protection of hunters' rights, bearing 11,328 signatures (*by Mr McNamara*).

**Southern Peninsula Hospital** - Seeking Government action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 512 signatures (*by Dr Wells*).

**Price-Marking of Goods** - Seeking Government action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 114 signatures (*by Mr Maughan*).

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 Clerk:

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Bulla Planning Scheme - No. L9.

Gisborne Planning Scheme - No. L12.

Lillydale Planning Scheme - No. L57.

Marong Planning Scheme - No. L10 Part A.

Metropolitan Region Planning Scheme - Nos. R48, RL54 Part 1, RL80, RL93.

Whittlesea Planning Scheme - No. L17.

State Bank of Victoria - Reports, Statements, Returns, etc. for the year 1988-89 - Ordered to be printed.

Statutory Rules under the following Acts.

Alpine Resorts Act 1983 - S.R. No. 233.

Building Control Act 1981 - S.R. No. 220 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Australian Standards

1530 Part 4 1985 Fire-Resistance Tests of Elements of Building Construction.

1530 Part 3 1970 Tests for Early Fire Hazard Properties of Materials.

- 1530 Part 1 1984 Combustibility Test for Materials.
- 1530 Part 2 1973 Test for Flammability of Materials.
- 1530 Part 3 1982 Test for Early Fire Hazard Properties of Materials (as amended).
- 1530 Part 4 1975 Fire Resistance Tests on Structures.

Companies (Application of Laws) Act 1981 - S.R. No. 221.

Estate Agents Act 1980 - S.R. No. 236.

Firearms Act 1958 - S.R. No. 226.

Fisheries Act 1968 - S.R. No. 218.

Forests Act 1958 - S.R. No. 229.

Futures Industry (Application of Laws) Act 1986 - S.R. No. 222.

Health Act 1958 - S.R. Nos. 219, 224.

Health Services Act 1988 - S.R. No. 225.

Land Tax Act 1958 - S.R. No. 234.

Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 228.

Planning and Environment Act 1987 and Subdivision Act 1988 - S.R. No. 231.

Police Regulation Act 1958 - S.R. No. 232.

Road Safety Act 1986 - S.R. No. 227.

Securities Industry (Application of Laws) Act 1981 - S.R. No. 223.

State Superannuation Act 1988 - S.R. No. 235.

Subdivision Act 1988 - S.R. No. 230.

Tobacco Leaf Marketing Board - Report for the year ended 31 March 1989.

- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, on 19 September last, given the Royal Assent to the following Bill presented to him by the Clerk-Assistant of the Legislative Council for and in the absence of the Clerk of the Parliaments:

Murray Valley Citrus Marketing Bill.

- 6 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, on 29 September last, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:

Accident Compensation (General Amendment) Bill.

- 7 **STAMPS (MISCELLANEOUS AMENDMENTS) BILL** - Mr Jolly, pursuant to Standing Order No. 169 (b), obtained leave, with Mrs Setches, to bring in a Bill "to amend the 'Stamps Act 1958', section 10 of the 'Business Franchise (Tobacco) Act 1974' and section 244 of the 'Accident Compensation Act 1985' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 8 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:

*Rooming Houses Bill - Second reading - Resumption of debate.*

and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.

- 9 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Pay-roll Tax (Further Amendment) Bill.

Racing (TAB Surplus) Bill.

Water (Consequential Amendments) Bill.

- 10 **WILDLIFE (AMENDMENT) BILL** - Mrs Setches obtained leave, after debate, with Mr Walsh, to bring in a Bill "*to amend the 'Wildlife 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 **CONCURRENT DEBATE - WATER BILL AND WATER (CONSEQUENTIAL AMENDMENTS) BILL** - Motion made and question - That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Water Bill and the Water (Consequential Amendments) Bill to be moved and debated concurrently (*Mrs Setches*) - put, after debate, and agreed to.
- 12 **APPROPRIATION (1989-90, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, No. 2) 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 (*Dr Wells*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Petroleum (Submerged Lands) Act 1982'*".
- 14 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL** - On the motion of Mr Jolly, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And then the House, at thirty-six minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 57 - Wednesday, 11 October 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Caging and Trapping of Birds** - Seeking Government action to make the caging, trapping and selling of birds illegal, bearing 1351 signatures (*by Mrs Ray*).
  - Pine Plantations at Mirboo** - Seeking Government action to halt the planting of pines in the Mirboo area until such time as the consultant's report to the State Plantations Impact Study has been fully studied, bearing 69 signatures (*by Mr Wallace*).



**Very Fast Train Route** - Seeking Government action to abandon the proposed Very Fast Train route via Gippsland, bearing 225 signatures (by *Mr Delzoppo*).

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 Clerk:

Benefit Associations - Report of the Registrar of Friendly Societies for the year 1988-89.

Building Societies Council - Report for the year 1988-89.

Members of Parliament (Register of Interests) Act 1978 - Summary of Returns - June 1989 and Summary of Variations Notified between 1 May and 30 June 1989 - Ordered to be printed.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Alexandra Planning Scheme - No. L5.

Ararat (Shire) Planning Scheme - No. L2.

Bairnsdale (Shire) Planning Scheme - No. L9.

Box Hill Planning Scheme - No. L3 Part 1.

Caulfield Planning Scheme - No. L7.

Colac (Shire) Planning Scheme - No. L2.

Eaglehawk Planning Scheme - Nos. L2, L3.

Healesville Planning Scheme - No. L14.

Knox Planning Scheme - No. L9 Part 1.

Lillydale Planning Scheme - No. L49.

Marong Planning Scheme - No. L4.

Melton Planning Scheme - No. L1.

Metropolitan Region Planning Scheme - No. R18, R79, RL37 Part 2.

Myrtleford Planning Scheme - No. L9.

Pakenham Planning Scheme - No. L15.

Rosedale Planning Scheme - Nos. L12, L19.

Shepparton (City ) Planning Scheme - No. L17.

Sherbrooke Planning Scheme - No. L14.

Swan Hill (Shire) Planning Scheme - No. L2.

Tambo Planning Scheme - No. L10.

Upper Murray Planning Scheme - No. L5.

Whittlesea Planning Scheme - No. L7.

Statutory Rule under the following Act:

Accident Compensation Act 1985 - S.R. No. 238.

**5 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL** - Mr McCutcheon obtained leave, with Mr Crabb, to bring in a Bill "*to amend the 'Crimes (Family Violence) Act 1987' and the 'Children and Young Persons Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

**6 ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL** - Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Administrative Appeals Tribunal Act 1984' and the 'Planning Appeals Act 1980' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL** - Mr McCutcheon obtained leave, with Mr Jolly, to bring in a Bill "to amend the 'Administration and Probate Act 1958', the 'Wills Act 1958', the 'Property Law Act 1958', the 'State Trust Corporation of Victoria Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **MELBOURNE CRICKET GROUND TRUST BILL** - Motion made and question - That she have leave, with Ms Kirner, to bring in a Bill "to incorporate the trustees of the Melbourne Cricket Ground and for other purposes" (*Mrs Setches*) - after debate, put.

The House divided.

AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mr Baker	Mrs Hill	Mr Roper	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cain	Mr Jolly	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Cunningham	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Hamilton
Mr Gavin	Mr Micallef	(Northcote)	Mr Leighton
Mrs Gleeson	Mr Norris	Mr Shell	

NOES, 38

Mr Austin	Mr Jasper	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lieberman	Mr Plowman	Mrs Wade
Mr Cooper	Mr McGrath	Mr Reynolds	Mr Wallace
Mr Delzoppo	(Lowan)	Mr Richardson	Mr Weideman
Mr Elder	Mr McGrath	Mr Ross-Edwards	Dr Wells
Mr Evans	(Warrnambool)	Mr Smith	
Mr Gude	Mr McNamara	(Glen Waverley)	<i>Tellers</i>
Mr Hayward	Mr Maughan	Mr Smith	Mr Clark
Mr Honeywood	Dr Naphthine	(Polwarth)	Mr Lea

And so it was resolved in the affirmative.

Motion made and question - That this Bill be now read a first time (*Mrs Setches*) - put.

The House divided.

AYES, 43

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Baker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mrs Garbutt	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	(Ballarat South)	<i>Tellers</i>
Mrs Gleeson	Mr Mathews	Mr Sheehan	Mrs Barker
Mr Hamilton	Mr Micallef	(Northcote)	Mr Cole
Mr Harrowfield	Mr Norris	Mr Shell	

## NOES, 36

Mr Austin	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Lea	Mr Pescott	Mrs Wade
Mr Clark	Mr Lieberman	Mr Reynolds	Mr Wallace
Mr Coleman	Mr McGrath	Mr Richardson	Mr Weideman
Mr Cooper	(Lowan)	Mr Ross-Edwards	
Mr Delzoppo	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Elder	(Warrnambool)	(Glen Waverley)	Mr Honeywood
Mr Evans	Mr McNamara	Mr Smith	Dr Wells
Mr Gude	Mr Maughan	(Polwarth)	
Mr Hayward	Dr Napthine	Mr Steggall	

And so it was resolved in the affirmative.

Bill read a first time, ordered to be printed and read a second time tomorrow.

- 9 **VOCATIONAL EDUCATION AND TRAINING BILL** - Ms Kirner obtained leave, after debate, with Mr Cain, to bring in a Bill "*to establish a state training system in Victoria and to amend the 'Post-Secondary Education Act 1978', to amend the 'Employment and Training Act 1981' and to repeal the 'Industrial Training 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.
- 10 **FIRE AUTHORITIES (CONTRIBUTIONS) BILL** - Mr Crabb obtained leave, with Mr Jolly, to bring in a Bill "*to amend the 'Country Fire Authority Act 1958', the 'Metropolitan Fire Brigades Act 1958' and the 'Fire Authorities Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **TRANSPORT ACCIDENT (AMENDMENT) BILL** - Mr Kennan obtained leave, after debate, with Mr Roper, to bring in a Bill "*to amend sections 61 and 172 of the 'Transport Accident Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - Mr Rowe obtained leave, with Ms Kirner, to bring in a Bill "*relating to the marketing of certain agricultural commodities; to provide for the establishment and functions of committees in respect of certain of those products; to provide for the establishment and functions of a Wine Grape Industry Negotiating Committee; to repeal the 'Wine Grape Processing Industry Act 1978'; and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **FARM PRODUCE WHOLESALE BILL** - Mr Rowe obtained leave, with Ms Kirner, to bring in a Bill "*to re-enact with amendments provisions relating to the wholesale marketing of fruit and vegetables, cut flowers, beeswax and honey; to repeal the 'Farm Produce Merchants and Commission Agents Act 1965'; to amend the 'Melbourne Wholesale Fruit and Vegetable Market Trust 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.
- 14 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "*to amend the 'Environment Protection Act 1970', the 'Health (General Amendment) Act 1988' and the 'Litter Act 1987'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 15 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "to amend the 'Planning and Environment Act 1987', the 'Local Government Act 1958', the 'Valuation of Land (Amendment) Act 1989', the 'Planning Appeals Act 1980' and the 'Building Control Act 1981' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Spyker, to bring in a Bill "to amend the 'House Contracts Guarantee Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.
- 18 **APPROPRIATION (1989-90, NO. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1989-90, NO. 2 BILL)** - Order read for resuming debate on question - That these Bills be now read a second time.
- Declaration of Bills as Urgent - Limitation of Debate* - Mr Roper declared that these Bills were urgent Bills and moved - That the Bills be considered urgent Bills.
- Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
- Question - That these Bills be considered urgent Bills - put and agreed to.
- Motion made and question - That the time allotted in connection with the remaining stages of these Bills be until 9.00 p.m. this day (*Mr Roper*) - after debate, put.
- The House divided.

## AYES, 43

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Simmonds
Mr Baker	Mr Harrowfield	Mr Norris	Mr Spyker
Mrs Barker	Mrs Hill	Mrs Ray	Mr Trezise
Mr Cain	Mrs Hirsh	Mr Roper	Dr Vaughan
Mr Cole	Mr Jolly	Mr Rowe	Mr Walsh
Mr Crabb	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Cunningham	Mr Kennedy	Mr Seitz	
Mr Dollis	Ms Kirner	Mr Sercombe	
Mr Ernst	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mrs Garbutt	Mr McCutcheon	Mr Sheehan	Mr Sheehan
Mr Gavin	Mr McDonald	( <i>Ballarat South</i> )	( <i>Northcote</i> )
Mrs Gleeson	Mr Mathews	Mr Shell	Mr Thomson

## NOES, 35

Mr Austin	Mr Kennett	Mr Plowman	Mrs Wade
Mr Brown	Mr Lea	Mr Reynolds	Mr Wallace
Mr Clark	Mr Lieberman	Mr Richardson	Mr Weideman
Mr Coleman	Mr McGrath	Mr Ross-Edwards	Dr Wells
Mr Cooper	( <i>Lowan</i> )	Mr Smith	
Mr Delzoppo	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Elder	( <i>Warrnambool</i> )	Mr Smith	
Mr Gude	Mr McNamara	( <i>Polwarth</i> )	
Mr Hayward	Mr Maughan	Mr Steggall	<i>Tellers</i>
Mr Honeywood	Mr Perrin	Mr Stockdale	Mr Bildstien
Mr Jasper	Mr Pescott	Mr Tanner	Dr Napthine

And so it was resolved in the affirmative.

Debate resumed on question - That these Bills be now read a second time.

*Limitation of debate - The time allotted in connection with the remaining stages of these Bills having expired -*

Bills read a second time and, by leave, read a third time forthwith.

Ordered - That these Bills be transmitted to the Legislative Council and their concurrence desired therein.

- 19 **HISTORIC BUILDINGS (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 a third time forthwith.

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

- 20 **FISHERIES (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 11.00 p.m.  
pursuant to Sessional Orders -*

- 21 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at forty-four minutes past Eleven o'clock.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 58 - Thursday, 12 October 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

**Personal Emergency Service** - Seeking that the House take action to direct the Office of Psychiatric Services to continue to allocate sufficient financial resources to the Personal Emergency Service and to consult with Service volunteers before making any changes to the Personal Emergency Service, bearing 21 signatures (*by Mr Kennedy*).

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 Tennis Centre Trust - Report for the year 1988-89.

5 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

- 6 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL** - Mr Walsh obtained leave, with Mr McCutcheon, to bring in a Bill "to amend the 'Government Employee Housing Authority Act 1981' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 8 **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.
- 9 **ENVIRONMENT PROTECTION (GENERAL 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 Leigh*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 10 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 24 October instant (*Mr Roper*) - put and agreed to.
- 11 **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.
- 12 **HOUSE CONTRACTS GUARANTEE (FURTHER 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 (*Mrs Wade*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Thursday, 26 October instant.
- 13 **WILDLIFE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Seches*).  
Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 14 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
Motion made and question - That the debate be now adjourned (*Mr Leigh*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 15 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Thursday, 26 October instant.

- 16 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*)  
 Motion made and question - That the debate be now adjourned (*Mr Perton*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 17 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 10, be postponed until later this day.
- 18 **TRANSPORT ACCIDENT (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 19 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Rowe*).  
 Motion made and question - That the debate be now adjourned (*Mr Austin*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Thursday, 26 October instant.
- 20 **FARM PRODUCE WHOLESALE BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Rowe*).  
 Motion made and question - That the debate be now adjourned (*Mr Austin*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 21 **STAMPS (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
 Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Thursday, 26 October instant.
- 22 **MELBOURNE CRICKET GROUND TRUST BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 23 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 15, be postponed until later this day.
- 24 **FISHERIES (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 Roper*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.

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- 25 **PLANNING AND ENVIRONMENT (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 Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 26 October instant.
- 26 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 27 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And then the House, at eleven minutes past Seven o'clock, adjourned until Tuesday, 24 October instant.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 59, 60, 61 and 62**

**No. 59 - Tuesday, 24 October 1989**

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATH OF THE HONOURABLE ROBERTS CHRISTIAN DUNSTAN, D.S.O.** - Motion made and question - That this House expresses its sincere sorrow at the death of the Honourable Roberts Christian Dunstan, D.S.O., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Mornington from 1956 to 1967 and the Electoral District of Dromana from 1967 to 1982 and Minister of the Crown in 1970, Minister of Water Supply 1970 to 1973, Minister of Public Works 1972 to 1978, and Minister for Property and Services in 1978 (*Mr Cain*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Honourable Roberts Christian Dunstan, D.S.O., the House do now adjourn until half-past Five o'clock this day (*Mr Cain*) - put and agreed to.
- And then the House, at twenty-nine minutes past Three o'clock adjourned until half-past Five o'clock this day.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**No. 60 - Tuesday, 24 October 1989**

(HALF-PAST FIVE O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Doncaster and Templestowe Road Upgrading** - Seeking Government action to make additional funds available to the City of Doncaster and Templestowe to upgrade its roads, bearing 24 signatures (*by Mr Perrin*).

**Closure of Animal Research Institute and Sale of State Research Farm at Werribee** - Seeking action by the Minister for Agriculture and Rural Affairs to ensure that the proposal to close the Animal Research Institute and to sell the State Research Farm land at Werribee does not proceed, bearing 9761 signatures (*by Mr Cunningham*).

Severally ordered to lie on the Table.

**4 LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up Reports from the Legal and Constitutional Committee, namely:

Sixteenth Report on Subordinate Legislation concerning Scrutiny of Subordinate Legislation: Principles and Practice; together with Appendices; and

Seventeenth Report on Subordinate Legislation recommending the Disallowance of the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (Statutory Rule No. 77 of 1989); together with an Appendix.

Severally ordered to lie on the Table and 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:

Legal Profession Practice Act 1958 - Reports of the Lay Observer for the year 1988 to the -

Barristers' Disciplinary Tribunal.  
Solicitors' Disciplinary Tribunal.

Museums Advisory Board - Report for the year 1988-89.

Patriotic Funds Council - Report for the year 1988.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Eltham Planning Scheme - No. L2 Part 2.

Healesville Planning Scheme - No. L17.

Keilor Planning Scheme - No. L5.

Melbourne Planning Scheme - No. L24.

Metropolitan Region Planning Schemes - Nos. RL48 Part 4, RL56 Part 6, RL129.

Port Melbourne Planning Scheme - No. RL128.

Preston Planning Scheme - No. L8.

Swan Hill (City) Planning Scheme - No. L3.

Statutory Rules under the following Acts:

Accident Compensation Act 1985 - S.R. No. 237.

Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 243.

Mines Act 1958 - S.R. No. 247.

Racing Act 1958 - S.R. Nos. 240, 244.

Road Safety Act 1986 - S.R. No. 245.

Stamps Act 1958 - S.R. No. 239.

Supreme Court Act 1986 - S.R. Nos. 241, 242.

Victorian Broiler Industry Negotiation Committee - Report for the year 1988-89.

Victorian Dairy Industry Authority - Report for the year 1988-89.

Zoological Board of Victoria - Report for the year 1988-89.

- 6 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Fire Authorities (Contributions) Bill.
  - Environment Protection (General Amendment) Bill.
  - Agricultural Industry Development Bill.
  - Farm Produce Wholesale Bill.
  - Stamps (Miscellaneous Amendments) Bill.
  - Melbourne Cricket Ground Trust Bill.
- 7 **FIRE AUTHORITIES (CONTRIBUTIONS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday next.
- 8 **VOCATIONAL EDUCATION AND TRAINING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).
- Motion made and question - That the debate be now adjourned (*Mr Lea*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 7 November next.
- 9 **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.
- 10 **FISHERIES (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 11.00 p.m.  
pursuant to Sessional Orders -*
- Motion made and question - That the sitting be continued (*Mr Roper*) - 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.
- Committee reported progress; to sit again tomorrow.
- 11 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 12 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

WEDNESDAY, 25 OCTOBER 1989

Question put and agreed to.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 61 - Wednesday, 25 October 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Annual Reporting Act 1983 - Statement of reasons for the failure of the Victorian Relief Committee to submit its Annual Report for 1988-89.
  - Metropolitan Fire Brigades Board - Report for the year 1988-89.
  - Physiotherapists Registration Board - Report for the year 1988.
  - State Electricity Commission - Report for the year 1988-89 - Ordered to be printed.
  - State Film Centre of Victoria Council - Report and Financial Statements for the year 1988-89.
  - Victorian Public Authorities Finance Agency - Report and Statement of Accounts for the year 1988-89.
- 4 **HEALTH ACTS (FURTHER AMENDMENT) BILL** - Motion made and question - That he have leave, with Ms Kirner, to bring in a Bill "to amend the 'Health Act 1958' and certain other Acts and for other purposes" (Mr Roper) - put.

The House divided.

AYES, 43

Mr Andrianopoulos	Mrs Hill	Mr Pope	Mr Shell
Mrs Barker	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Cain	Mr Jolly	Mr Roper	Mr Spyker
Mr Crabb	Mr Kennan	Mr Rowe	Mr Thomson
Mr Cunningham	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Seitz	Mr Walsh
Mr Ernst	Mr Leighton	Mr Sercombe	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mrs Setches	
Mr Gavin	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mrs Gleeson	Mr Mathews	(Ballarat South)	Mr Baker
Mr Hamilton	Mr Micallef	Mr Sheehan	Mrs Garbutt
Mr Harrowfield	Mr Norris	(Northcote)	

NOES, 38

Mr Austin	Mr Jasper	Mr Perrin	Mr Steggall
Mr Bildstien	Mr John	Mr Perton	Mr Stockdale
Mr Brown	Mr Kennett	Mr Pescott	Mr Tanner
Mr Clark	Mr Lea	Mr Plowman	Mrs Wade
Mr Coleman	Mr Leigh	Mr Reynolds	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Richardson	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	Dr Wells
Mr Gude	(Lowan)	Mr Smith	
Mr Hayward	Mr McGrath	(Glen Waverley)	<i>Tellers</i>
Mr Heffernan	(Warrnambool)	Mr Smith	Mr Elder
Mr Honeywood	Mr McNamara	(Polwarth)	Dr Napthine

And so it was resolved in the affirmative.

Motion made and question - That this Bill be now read a first time (*Mr Roper*) - put.  
The House divided.

## AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Cain	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Ms Kirner	Mrs Setches	<i>Tellers</i>
Mr Dollis	Mr McCutcheon	Mr Sheehan	Mr Hamilton
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	Mr Leighton
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	( <i>Northcote</i> )	
Mr Gavin	Mr Norris	Mr Shell	
Mrs Gleeson	Mr Pope	Mr Simmonds	

## NOES, 38

Mr Austin	Mr John	Mr Perton	Mrs Wade
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Wallace
Mr Brown	Mr Lea	Mr Plowman	Mr Weideman
Mr Clark	Mr Leigh	Mr Reynolds	Dr Wells
Mr Coleman	Mr Lieberman	Mr Richardson	
Mr Cooper	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr Delzoppo	( <i>Lowan</i> )	Mr Smith	Mr Honeywood
Mr Elder	Mr McGrath	( <i>Glen Waverley</i> )	Mr Steggall
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	
Mr Hayward	Mr McNamara	( <i>Polwarth</i> )	
Mr Heffernan	Dr Napthine	Mr Stockdale	
Mr Jasper	Mr Perrin	Mr Tanner	

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

Motion made and question - That this Bill be printed (*Mr Roper*) - put.

The House divided.

## AYES, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Ernst	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mr Sheehan	Mrs Barker
Mrs Garbutt	Mr McDonald	( <i>Ballarat South</i> )	Mr Dollis
Mr Gavin	Mr Mathews	Mr Sheehan	
Mrs Gleeson	Mr Micallef	( <i>Northcote</i> )	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

## NOES, 38

Mr Austin	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Wade
Mr Clark	Mr Lea	Mr Plowman	Mr Weideman
Mr Coleman	Mr Leigh	Mr Reynolds	Dr Wells
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr Elder	( <i>Lowan</i> )	Mr Smith	Mr Bildstien
Mr Gude	Mr McGrath	( <i>Glen Waverley</i> )	Mr Wallace
Mr Hayward	( <i>Warrnambool</i> )	Mr Smith	
Mr Heffernan	Mr McNamara	( <i>Polwarth</i> )	
Mr Honeywood	Dr Naphthine	Mr Steggall	
Mr Jasper	Mr Perrin	Mr Stockdale	

And so it was resolved in the affirmative.

Motion made and question - That this Bill be read a second time tomorrow  
(*Mr Roper*) - put.

The House divided.

## AYES, 44

Mr Andrianopoulos	Mrs Gleeson	Mr Mathews	Mr Sheehan
Mr Baker	Mr Hamilton	Mr Micallef	( <i>Northcote</i> )
Mrs Barker	Mr Harrowfield	Mr Norris	Mr Shell
Mr Cain	Mrs Hill	Mr Pope	Mr Simmonds
Mr Cole	Mr Hirsh	Mrs Ray	Mr Spyker
Mr Crabb	Mr Jolly	Mr Roper	Dr Vaughan
Mr Cunningham	Mr Kennan	Mr Rowe	Mr Walsh
Mr Dollis	Mr Kennedy	Mr Sandon	Mrs Wilson
Mr Ernst	Ms Kirner	Mr Seitz	
Mr Fordham	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mrs Garbutt	Mr McCutcheon	Mr Sheehan	Mr Sercombe
Mr Gavin	Mr McDonald	( <i>Ballarat South</i> )	Mr Thomson

## NOES, 36

Mr Austin	Mr Kennett	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Lea	Mr Pescott	Mr Tanner
Mr Brown	Mr Leigh	Mr Plowman	Mr Wallace
Mr Coleman	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Cooper	Mr McGrath	Mr Richardson	Dr Wells
Mr Delzoppo	( <i>Lowan</i> )	Mr Ross-Edwards	
Mr Elder	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	Mr Clark
Mr Hayward	Mr McNamara	Mr Smith	Mr Jasper
Mr Heffernan	Dr Naphthine	( <i>Polwarth</i> )	
Mr Honeywood	Mr Perrin	Mr Steggall	

And so it was resolved in the affirmative.

- 5 PRIVATE AGENTS (AMENDMENT) BILL - Motion made and question - That he have leave, with Mr McCutcheon, to bring in a Bill "to amend the 'Private Agents Act 1966' and for other purposes" (Mr Crabb) - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Shell
Mr Baker	Mr Harrowfield	Mr Norris	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Pope	Mr Spyker
Mr Cain	Mrs Hirsh	Mrs Ray	Mr Thomson
Mr Crabb	Mr Jolly	Mr Roper	Dr Vaughan
Mr Cunningham	Mr Kennan	Mr Rowe	Mr Walsh
Mr Dollis	Mr Kennedy	Mr Sandon	Mrs Wilson
Mr Ernst	Ms Kirner	Mr Seitz	
Mr Fordham	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mrs Garbutt	Mr McCutcheon	Mrs Setches	Mr Cole
Mr Gavin	Mr McDonald	Mr Sheehan	Mr Sheehan
Mrs Gleeson	Mr Mathews	(Ballarat South)	(Northcote)

NOES, 35

Mr Austin	Mr Jasper	Mr Plowman	Mrs Wade
Mr Bildstien	Mr Kennett	Mr Reynolds	Mr Wallace
Mr Brown	Mr Lea	Mr Richardson	Mr Weideman
Mr Coleman	Mr Leigh	Mr Ross-Edwards	
Mr Cooper	Mr Lieberman	Mr Smith	<i>Tellers</i>
Mr Delzoppo	Mr McGrath	(Glen Waverley)	Mr McGrath
Mr Elder	(Lowan)	Mr Smith	(Warrnambool)
Mr Gude	Dr Naphthine	(Polwarth)	Dr Wells
Mr Hayward	Mr Perrin	Mr Steggall	
Mr Heffernan	Mr Perton	Mr Stockdale	
Mr Honeywood	Mr Pescott	Mr Tanner	

And so it was resolved in the affirmative.

Motion made and question - That this Bill be now read a first time (Mr Crabb) - put.

The House divided.

AYES, 44

Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Sercombe	
Mr Ernst	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mr Sheehan	Mr Andrianopoulos
Mrs Garbutt	Mr McDonald	(Ballarat South)	Mr Cunningham
Mr Gavin	Mr Mathews	Mr Sheehan	
Mrs Gleeson	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

## NOES, 35

Mr Austin	Mr Honeywood	Mr Perrin	Mr Wallace
Mr Bildstien	Mr Jasper	Mr Pescott	Mr Weideman
Mr Brown	Mr Kennett	Mr Plowman	Dr Wells
Mr Clark	Mr Lea	Mr Reynolds	
Mr Coleman	Mr Leigh	Mr Richardson	<i>Tellers</i>
Mr Cooper	Mr Lieberman	Mr Smith	Mr Perton
Mr Delzoppo	Mr McGrath	( <i>Polwarth</i> )	Mr Smith
Mr Elder	( <i>Lowan</i> )	Mr Steggall	( <i>Glen Waverley</i> )
Mr Gude	Mr McGrath	Mr Stockdale	
Mr Hayward	( <i>Warrnambool</i> )	Mr Tanner	
Mr Heffernan	Dr Napthine	Mrs Wade	

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

Motion made and question - That this Bill be printed (*Mr Crabb*) - put.

The House divided.

## AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Cain	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Dollis	Mr McCutcheon	Mr Sheehan	Mrs Gleeson
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	Mr Kennedy
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	( <i>Northcote</i> )	
Mr Gavin	Mr Norris	Mr Shell	
Mr Hamilton	Mr Pope	Mr Simmonds	

## NOES, 36

Mr Austin	Mr Jasper	Mr Perton	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Wade
Mr Brown	Mr Kennett	Mr Plowman	Mr Wallace
Mr Clark	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Coleman	Mr McGrath	Mr Richardson	Dr Wells
Mr Cooper	( <i>Lowan</i> )	Mr Smith	
Mr Delzoppo	Mr McGrath	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Elder	( <i>Warrnambool</i> )	Mr Smith	Mr Lea
Mr Gude	Mr McNamara	( <i>Polwarth</i> )	Mr Leigh
Mr Hayward	Dr Napthine	Mr Steggall	
Mr Honeywood	Mr Perrin	Mr Stockdale	

And so it was resolved in the affirmative.

Motion made and question - That this Bill be read a second time tomorrow (*Mr Crabb*) - put.



The House divided.

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Dr Vaughan
Mr Cain	Mr Jolly	Mr Rowe	Mr Walsh
Mr Cole	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Ms Kirner	Mrs Setches	<i>Tellers</i>
Mr Dollis	Mr Leighton	Mr Sheehan	Mr Ernst
Mr Fordham	Mr McCutcheon	(Ballarat South)	Mr Seitz
Mrs Garbutt	Mr McDonald	Mr Sheehan	
Mr Gavin	Mr Mathews	(Northcote)	
Mrs Gleeson	Mr Micallef	Mr Shell	
Mr Hamilton	Mr Norris	Mr Simmonds	

NOES, 36

Mr Austin	Mr Jasper	Dr Naphine	Mr Tanner
Mr Bildstien	Mr John	Mr Perton	Mrs Wade
Mr Brown	Mr Kennett	Mr Pescott	Mr Wallace
Mr Clark	Mr Lea	Mr Plowman	Mr Weideman
Mr Coleman	Mr Leigh	Mr Richardson	Dr Wells
Mr Cooper	Mr Lieberman	Mr Smith	
Mr Delzoppo	Mr McGrath	(Glen Waverley)	<i>Tellers</i>
Mr Elder	(Lowan)	Mr Smith	Mr Perrin
Mr Gude	Mr McGrath	(Polwarth)	Mr Reynolds
Mr Hayward	(Warrnambool)	Mr Steggall	
Mr Honeywood	Mr McNamara	Mr Stockdale	

And so it was resolved in the affirmative.

- 6 **POSTPONEMENT OF NOTICES OF MOTION** - Motion made and question - That the consideration of Notices of Motion, Government Business, Nos. 3 to 10 inclusive, be postponed until after Orders of the Day, Government Business (*Mr Roper*) - put and agreed to.
- 7 **BUSINESS FRANCHISE (TOBACCO) (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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 8 **FINANCIAL INSTITUTIONS DUTY (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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 9 **STAMPS (MOTOR VEHICLES) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Roper*) - 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 a third time forthwith.

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

- 10 **POSTPONEMENT OF REMAINING ORDERS OF THE DAY, GOVERNMENT BUSINESS** - Motion made and question - That the consideration of remaining Orders of the Day, Government Business, be postponed until tomorrow (*Mr Roper*) - put and agreed to.
- 11 **POLICE REGULATION (FURTHER AMENDMENT) BILL** - Mr Crabb, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Rowe, to bring in a Bill "*to amend the 'Police Regulation Act 1958'; to repeal the 'Pensions Supplementation 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.
- 12 **DEBT COLLECTION BILL** - Mr Crabb, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Rowe, to bring in a Bill "*to control the collection of debts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL** - Mr Jolly, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Ms Kirner, to bring in a Bill "*to amend section 3 of the 'Public Authorities (Contributions) 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.
- 14 **FORESTS (LAMINEX INDUSTRIES AGREEMENT) BILL** - Mrs Setches, pursuant to motion moved on her behalf by Mr Roper, obtained leave, with Ms Kirner, to bring in a Bill "*to ratify an agreement with Laminex Industries and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL** - Mrs Setches, pursuant to motion moved on her behalf by Mr Roper, obtained leave, with Mr Rowe, to bring in a Bill "*to revoke the permanent reservations of certain lands, to repeal the 'Dookie Agricultural College Land Act 1972' and the 'Bendigo Aerodrome Act 1973', to amend the 'Albert Park Land Act 1972' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) (POSTPONEMENT OF EXPIRY) BILL** - Mr Walsh, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Rowe, to bring in a Bill "*to postpone the expiry of the 'Water and Sewerage Authorities (Restructuring) Act 1983'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 17 **DANDENONG VALLEY AUTHORITY (AMENDMENT) BILL** - Mr Walsh, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Rowe, to bring in a Bill "*to amend the 'Dandenong Valley Authority Act 1963'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

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

THURSDAY, 26 OCTOBER 1989

- 18 **BREAD INDUSTRY (REPEAL) BILL** - Mr Pope, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Rowe, to bring in a Bill "*to repeal the 'Bread Industry Act 1959' and Division 2 of Part VII of the 'Labour and Industry Act 1958', to amend section 79A of the 'Weights and Measures 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.

- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 62 - Thursday, 26 October 1989

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

**Boronia Police Station** - Seeking Government action to keep the Boronia police station open 24 hours a day, 7 days a week, bearing 132 signatures (*by Mr Smith [Glen Waverley]*).

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:

Crimes Compensation Tribunal - Report for the year 1988-89.

Members of Parliament (Register of Interests) Act 1978 - Cumulative Summary of Returns, September 1989 - Ordered to be printed.

Occupational Health and Safety Commission - Report for the year 1988-89.

Statutory Rule under the following Act:

Fisheries Act 1968 - S.R. No. 246.

Totalizator Agency Board - Report and Statement of Accounts for the year ended 31 July 1989.

Trade Unions - Report of the Registrar of Friendly Societies on Trade Unions for the year 1988-89.

Victorian Institute of Forensic Pathology - Report for the year 1988-89.

**5 CONCURRENT DEBATE - PRIVATE AGENTS (AMENDMENT) BILL - DEBT COLLECTION BILL** - Motion made and question proposed - That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Private Agents (Amendment) Bill and the Debt Collection Bill to be moved and debated concurrently (*Mr Crabb*).

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

The House divided.

AYES, 39

Mr Austin	Mr Honeywood	Mr Perrin	Mrs Wade
Mr Bildstien	Mr Jasper	Mr Pescott	Mr Wallace
Mr Brown	Mr John	Mr Plowman	Mr Weideman
Mr Clark	Mr Kennett	Mr Reynolds	Dr Wells
Mr Coleman	Mr Lea	Mr Richardson	
Mr Cooper	Mr Leigh	Mr Ross-Edwards	<i>Tellers</i>
Mr Delzoppo	Mr Lieberman	Mr Smith	Dr Napthine
Mr Elder	Mr McGrath	( <i>Glen Waverley</i> )	Mr Perton
Mr Evans	( <i>Lowan</i> )	Mr Smith	
Mr Gude	Mr McNamara	( <i>Polwarth</i> )	
Mr Hayward	Mr Maclellan	Mr Stockdale	
Mr Heffernan	Mr Maughan	Mr Tanner	

NOES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Sheehan
Mr Baker	Mr Harrowfield	Mr Norris	( <i>Northcote</i> )
Mrs Barker	Mrs Hill	Mr Pope	Mr Shell
Mr Cain	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Cole	Mr Jolly	Mr Roper	Mr Spyker
Mr Crabb	Mr Kennan	Mr Rowe	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sandon	Mr Walsh
Mr Dollis	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Ernst	Mr Leighton	Mr Sercombe	
Mr Fordham	Mr McCutcheon	Mrs Setches	<i>Tellers</i>
Mr Gavin	Mr McDonald	Mr Sheehan	Mrs Garbutt
Mrs Gleeson	Mr Mathews	( <i>Ballarat South</i> )	Mr Thomson

And so it was passed in the negative.

Question - That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Private Agents (Amendment) Bill and the Debt Collection Bill to be moved and debated concurrently - after debate, put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Ernst	Mr Leighton	Mrs Setches	
Mr Fordham	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr McDonald	(Ballarat South)	Mr Baker
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Dollis
Mrs Gleeson	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 34

Mr Austin	Mr John	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Plowman	Mr Wallace
Mr Clark	Mr Lea	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Leigh	Mr Richardson	Dr Wells
Mr Cooper	Mr Lieberman	Mr Ross-Edwards	
Mr Delzoppo	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Evans	Mr Maclellan	(Glen Waverley)	Mr Elder
Mr Gude	Dr Napthine	Mr Smith	Mr Maughan
Mr Hayward	Mr Perrin	(Polwarth)	
Mr Honeywood	Mr Perton	Mr Stockdale	

And so it was resolved in the affirmative.

- 6 **CRIMINAL JUSTICE (BOARDS) BILL** - Mr McCutcheon obtained leave, with Ms Kirner, to bring in a Bill "*to establish a Judicial Studies Board and a Bureau of Crime Research and Statistics and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **FORESTS (VICTREE FORESTS AGREEMENT) BILL** - Mrs Setches obtained leave, with Mr Roper, to bring in a Bill "*to ratify an agreement with Victree Forests Pty Ltd and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **NEIGHBOURHOOD HOUSES** - Motion made and question proposed - That this House congratulates the Government for significantly expanding the network of Neighbourhood Houses, thereby providing more assistance to Victorian women, especially women in the home, who may be experiencing social isolation or seeking access to education or other personal development or support programs (Mrs Gleeson) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders -*

- 9 **WATER BILL - WATER (CONSEQUENTIAL AMENDMENTS) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.  
 Motion made and question - That the debate be now adjourned (*Mrs Hill*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 10 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
 Appropriation (1989-90, No. 1) Bill.  
 Works and Services (Ancillary Provisions, 1989-90, No. 2) Bill.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Cultural and Recreational Lands Act 1963' to include certain land as recreational lands and for other purposes*".
- 12 **CULTURAL AND RECREATIONAL LANDS (AMENDMENT) BILL** - On the motion of Mr McCutcheon, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **HEALTH ACTS (FURTHER 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 Weideman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 9 November next.
- 14 **PRIVATE AGENTS (AMENDMENT) BILL AND DEBT COLLECTION BILL** - Motion made and question proposed - That these Bills be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Thursday, 2 November next.
- 15 **PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
 Motion made and question - That the debate be now adjourned (*Mr Leigh*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Thursday, 2 November next.
- 16 **FORESTS (LAMINEX INDUSTRIES AGREEMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Motion made and question - That the debate be adjourned until Thursday, 2 November next (*Mrs Setches*) - after debate, put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Simmonds
Mr Baker	Mrs Hill	Mr Pope	Mr Spyker
Mrs Barker	Mrs Hirsh	Mrs Ray	Mr Thomson
Mr Cain	Mr Jolly	Mr Roper	Mr Trezise
Mr Crabb	Mr Kennan	Mr Rowe	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sandon	Mr Walsh
Mr Dollis	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Ernst	Mr Leighton	Mr Sercombe	
Mr Fordham	Mr McCutcheon	Mrs Setches	<i>Tellers</i>
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Cole
Mrs Gleeson	Mr Mathews	(Ballarat South)	Mr Sheehan
Mr Hamilton	Mr Micallef	Mr Shell	(Northcote)

NOES, 23

Mr Bildstien	Mr Lea	Mr Richardson	Dr Wells
Mr Clark	Mr Leigh	Mr Ross-Edwards	
Mr Coleman	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Cooper	Mr Maclellan	(Glen Waverley)	Mr Honeywood
Mr Delzoppo	Mr Perrin	Mr Stockdale	Mr McGrath
Mr Gude	Mr Pescott	Mrs Wade	(Warrnambool)
Mr Heffernan	Mr Reynolds	Mr Weideman	

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Thursday, 2 November next.

- 17 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).

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

Ordered - That the debate be adjourned until Thursday, 9 November next.

- 18 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 9 and 10 be postponed until later this day.

- 19 **BREAD INDUSTRY (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).

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

Ordered - That the debate be adjourned until Thursday, 1 March 1990.

- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

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

R. K. BOYES

Clerk of the Legislative Assembly

KEN. COGHILL

Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 63, 64 and 65

## No. 63 - Tuesday, 31 October 1989

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Assistant Class Transfers for Teachers** - Seeking that the House take action to ensure that the Ministry of Education proceeds with an acceptable system of Assistant Class Transfers, as has occurred in previous years, bearing 23 signatures (*by Mr Austin*).
  - Wildlife Licences and Animal Shelters** - Seeking Government action to - (a) lift the conditions, limitations and restrictions placed on wildlife licence and permit holders; and (b) change its policy on the placement of shelter animals and birds, bearing 994 signatures (*by Mr Coleman*).
 Severally ordered to lie on the Table.
- 4 **BUILDING REFEREE PROCEDURES REPORTS** - Motion made, by leave, and question - That there be presented to this House a copy of the reports on Building Referee Procedures under the *Building Control Act 1981 (Mr Roper)* - put and agreed to.
- 5 **PAPER** - Mr Roper presented:
  - Building Referee Procedures Reports under the *Building Control Act 1981* - 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:
  - Coal Corporation of Victoria - Report for the year 1988-89.
  - Constitution Act Amendment Act 1958 - Statement of Functions conferred on the Electoral Commissioner, 30 October 1989.
  - Environment Protection Authority - Report for the year 1988-89 - Ordered to be printed.
  - Gas and Fuel Corporation - Report for the year 1988-89 - Ordered to be printed.
  - Geelong Regional Commission - Report and Statement of Accounts for the year 1988-89.
  - Land Conservation Council - Report for the year 1988-89 - Ordered to be printed.



Legal Aid Commission - Report for the year 1988-89.

Melbourne and Metropolitan Board of Works - Report for the year 1988-89.

National Parks Advisory Council - Report for the year 1988-89.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Diamond Valley Planning Scheme - No. RL15.

Sherbrooke Planning Scheme - No. L13.

Plumbers Gasfitters and Drainers Registration Board - Report for the seven months ended 30 June 1989.

State Trustees - Report for the year 1988-89.

Statutory Rules under the following Acts:

State Electricity Commission Act 1958 - S.R. No. 248.

Subdivision Act 1988 - S.R. Nos. 249, 250.

Transport Accident Commission - Report for the year 1988-89 - Ordered to be printed.

Victorian Development Fund - Financial Report and Report of the Auditor-General for the year 1988-89.

Victorian Curriculum and Assessment Board - Report for the year 1988-89.

- 7 **APPROPRIATION (1989-90, No. 1) BILL** - Mr Speaker announced that he had, that day, presented to His Excellency the Governor the Appropriation (1989-90, No. 1) Bill to which His Excellency had been pleased to give the Royal Assent.
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:  
Works and Services (Ancillary Provisions, 1989-90, No. 2) Bill.
- 9 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Vocational Education and Training Bill.
- 10 **WATER BILL - WATER (CONSEQUENTIAL AMENDMENTS) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed; Bills read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.  
Committee reported progress; to sit again tomorrow.
- 11 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
Stamps (Motor Vehicles) Bill.  
Financial Institutions Duty (Amendment) Bill.
- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Business Franchise (Tobacco) (Amendment) Bill and suggesting an amendment.  
Ordered - That the suggested amendment be printed and taken into consideration tomorrow.

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Education Act 1958' and for other purposes*".
- 14 **EDUCATION (AMENDMENT) BILL** - On the motion of Ms Kirner, 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 Historic Buildings (Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Bayside Project Act 1988' and for other purposes*".
- 17 **BAYSIDE PROJECT (AMENDMENT) BILL** - On the motion of Mr Jolly, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL** - Further considered in Committee.  
Committee reported progress.  
*Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders - Mr Speaker took the Chair -*  
Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
Bill further considered in Committee.  
And having continued to sit till after Twelve of the clock -  
**WEDNESDAY, 1 NOVEMBER 1989**  
Bill reported with amendments.  
Mr Speaker, having announced that on further consideration of the Bill, he was of the opinion that the second reading of the Bill required to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly and that he would re-submit that question to the House -  
Question - That this Bill be now read a second time - put.  
(*As there were voices cast for the "Noes", Members supporting the motion were requested to stand in their places*) -  
There being less than the absolute majority of the whole number of the Members of the Legislative Assembly rising in their places in support of the motion, second reading not passed.
- 19 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Walsh*).  
Motion made and question - That the debate be now adjourned (*Mr Richardson*) - put and agreed to.  
Ordered - That the debate be adjourned until Tuesday, 14 November next.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at thirty-one minutes past One o'clock in the morning, adjourned until later this day.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 64 - Wednesday, 1 November 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Hunters' Rights** - Seeking Government action to - (a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute protesters found in possession of protected species; and (c) introduce legislation for the protection of hunters' rights, bearing 133 signatures (by Mr McNamara).

**Morwell National Park Improvements** - Seeking that the Minister for Conservation, Forests and Lands take action to ensure - (a) vehicular access into the Foster Gully area, within the original Morwell National Park, is retained for the aged and disabled only; (b) the protection and improvement of the conservation values of the Park to secure national park status; (c) the provision of a public access walking path within and adjoining the Billy Creek Nature Reserve; and (d) improvement to existing amenities at Junction Picnic Reserve, bearing 1024 signatures (by Mr Hamilton).

**Chlorine Bleaching** - Seeking Government action to ban all chlorine bleaching in toiletries and sanitary products, bearing 2743 signatures (by Mr Smith [Polwarth]).

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 Clerk:

Country Fire Authority - Report for the year 1988-89.

Film Victoria - Report for the year 1988-89.

Pharmacy Board - Report and Statement of Accounts for the year 1988.

Rural Water Commission - Report for the year 1988-89 - Ordered to be printed.

Sport and Recreation - Report for the year 1988-89 - Ordered to be printed.

Victorian Arts - Reports of the Council and the Ministry for the year 1988-89.

Victorian Solar Energy Council - Report for the year 1988-89.

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1989.

Accident Compensation (General Amendment) Act 1989 - Sections 1, 2, 3, 4, 9, 12, 13, 14, 15, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27(b), 28, 29, 37 and 38; 1 October 1989 (Gazette No. S55, 29 September 1989).

Bayside Project Act 1988 - Section 38; 2 August 1989 (Gazette No. G30, 2 August 1989) - Remaining Provisions [except section 3(3) which shall come into operation in accordance with the provisions of section 2(2)]; 27 September 1989 (Gazette No. G38, 27 September 1989).

Building Control (Amendment) Act 1989 - Sections 6 and 7; 26 September 1989 (Gazette No. G37, 20 September 1989) - Sections 2(1) and 3; 3 October 1989 (Gazette No. G38, 27 September 1989).

Building Control (General Amendment) Act 1988 - Section 27; 26 September 1989 (Gazette No. G37, 20 September 1989).

Egg Industry Act 1989 - Whole Act except section 63; 2 August 1989 (Gazette No. G30, 2 August 1989).

Extractive Industries (Amendment) Act 1989 - 29 August 1989 [except - section 13(3) deemed operative on 20 November 1984, section 13(1) deemed operative on 6 May 1980 and sections 13(2) and 13(4) deemed operative on 16 February 1988] (Gazette No. G34, 30 August 1989).

Health (General Amendment) Act 1988 - Section 13(1) [except paragraphs (b), (c) and (d)]; 12 September 1989 - Section 10; 1 January 1993 (Gazette No. S51, 12 September 1989).

Legal Aid Commission (Amendment) Act 1989 - Sections 1 to 4, 6 and 7, 9(1)(a), 9(1)(f) to 9(1)(n), 10, 11, 13, 14 and 15; 20 September 1989 (Gazette No. G37, 20 September 1989).

Legal Profession Practice (Amendment) Act 1989 - 20 September 1989 (Gazette No. G37, 20 September 1989).

Magistrates' Court (Consequential Amendments) Act 1989 - Sections 4(1)(a) to 4(1)(e) (inclusive) and 4(2); 1 September 1989 (Gazette No. G34, 30 August 1989).

Magistrates' Court Act 1989 - Sections 16(5), 52, 141(3)(a) to 141(3)(f) (inclusive); 1 September 1989 (Gazette No. G34, 30 August 1989).

Martial Arts Control Act 1986 - Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16 and 18; 23 August 1989 (Gazette No. G33, 23 August 1989).

National Parks (Amendment) Act 1989 - Sections 1 to 21, 25, 26, 27(2), 27(4), 27(5), 28, 29(6), 30 and 32-36 (inclusive); 23 August 1989 (Gazette No. G33, 23 August 1989).

Police Regulation (Amendment) Act 1989 - Section 33; 23 August 1989 (Gazette No. G33, 23 August 1989).

Prescribed Weapons Act 1989 - 1 September 1989 (Gazette No. G34, 30 August 1989).

Subdivision Act 1988 - 30 October 1989 (Gazette No. G39, 4 October 1989).

Trustee (Amendment) Act 1989 - 30 August 1989 (Gazette No. G34, 30 August 1989).

- 5 **SUSPENSION OF STANDING ORDER - CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL (No. 2)** - Motion made, by leave, and question - That the operation of Standing Order No. 3 be suspended so as to allow the introduction and consideration of a further Bill to amend the *Caravan Parks and Movable Dwellings Act 1988* and the *Health (General Amendment) Act 1988* (*Mr Roper*) - put and agreed to.
- 6 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL (No. 2)** - Mr Roper, by leave, obtained leave, with Mr Cain, to bring in a Bill "*to amend the 'Caravan Parks and Movable Dwellings Act 1988' and the 'Health (General Amendment) Act 1988'*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 7 **AUDIT (AMENDMENT) BILL** - Mr Cain obtained leave, with Mr Jolly, to bring in a Bill "*to amend the 'Audit Act 1958' to clarify the powers of the Auditor-General and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **MINERAL RESOURCES DEVELOPMENT BILL** - Mr Jolly obtained leave, with Mr Cain, to bring in a Bill "*to provide a new legislative framework for the use of mineral resources in the State, to repeal the 'Mines Act 1958', to make consequential amendments to other legislation and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **AGRICULTURE ACTS (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 with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **FISHERIES (AMENDMENT) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **FISHERIES (ABALONE LICENCE CHARGES) 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 House refuses to read this Bill a second time until the provisions contained in the Bill have been referred to, considered and reported upon by the Economic and Budget Review Committee" (*Mr Coleman*) - and, after debate -

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Debate continued on motion and amendment.

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

The House divided.

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

THURSDAY, 2 NOVEMBER 1989

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Cunningham	Mr Kennedy	Mr Seitz	
Mr Dollis	Ms Kirner	Mrs Setches	<i>Tellers</i>
Mr Ernst	Mr Leighton	Mr Sheehan	Mr Cole
Mr Fordham	Mr McCutcheon	(Ballarat South)	Mr Sercombe
Mrs Garbutt	Mr McDonald	Mr Sheehan	
Mr Gavin	Mr Mathews	(Northcote)	
Mrs Gleeson	Mr Micallef	Mr Shell	
Mr Hamilton	Mr Norris	Mr Simmonds	

NOES, 41

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Maughan	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Pescott	Mrs Wade
Mr Coleman	Mr Lea	Mr Plowman	Mr Wallace
Mr Cooper	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr Lieberman	Mr Richardson	Dr Wells
Mr Elder	Mr McGrath	Mr Ross-Edwards	
Mr Evans	(Lowan)	Mr Smith	<i>Tellers</i>
Mr Gude	Mr McGrath	(Glen Waverley)	Dr Naphthine
Mr Hayward	(Warrnambool)	Mr Smith	Mr Perton
Mr Heffernan	Mr McNamara	(Polwarth)	

And so it was resolved in the affirmative.

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

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Dollis
Mr Gavin	Mr Mathews	Mr Sheehan	Mrs Garbutt
Mrs Gleeson	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

## NOES, 41

Mr Austin	Mr Jasper	Mr Maughan	Mr Smith
Mr Bildstien	Mr John	Dr Napthine	( <i>Polwarth</i> )
Mr Brown	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Clark	Mr Lea	Mr Perton	Mr Tanner
Mr Coleman	Mr Leigh	Mr Pescott	Mrs Wade
Mr Cooper	Mr Lieberman	Mr Plowman	Mr Wallace
Mr Delzoppo	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	( <i>Lowan</i> )	Mr Richardson	Dr Wells
Mr Evans	Mr McGrath	Mr Ross-Edwards	
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	<i>Tellers</i>
Mr Hayward	Mr McNamara	( <i>Glen Waverley</i> )	Mr Honeywood
Mr Heffernan	Mr Maclellan		Mr Steggall

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time forthwith.

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

12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Corrections (Amendment) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

13 **SOCIAL DEVELOPMENT COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Maughan be appointed a Member of the Social Development Committee (*Mr Roper*) - put, after debate, and agreed to.

14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 65 - Thursday, 2 November 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Teaching Service Award Restructuring** - Seeking Government action to ensure that an acceptable award restructuring proposal is offered to all members of the teaching service, bearing 652 and 21 signatures (*by Mr Kennedy and Mr Thomson, respectively*).

**Topless Barmaids** - Seeking that the House take action to amend the *Liquor Control Act 1987* to make it illegal to employ topless barmaids in Victorian hotels, bearing 21 signatures (by *Mr McGrath [Warrnambool]*).

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:  
State Insurance Office - Report and Statement of Accounts for the year 1988-89.
- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to facilitate the investigation of a route for a very fast train and for other purposes*".
- 6 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
Caravan Parks and Movable Dwellings (Amendment) Bill (No. 2).  
Land (Further Miscellaneous Matters) Bill.  
Government Employee Housing Authority (Amendment) Bill.  
Debt Collection Bill.  
Private Agents (Amendment) Bill.
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Water Bill.
- 9 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 10 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL (No.2)**  
- 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, by leave, read a 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.
- 11 **WATER BILL AND WATER (CONSEQUENTIAL AMENDMENTS) BILL** - Further considered in Committee.  
Committee reported progress; to sit again later this day.
- 12 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 4 to 25 inclusive, be postponed until later this day.
- 13 **CRIMINAL JUSTICE (BOARDS) 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, 16 November instant.



- 14 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 27, be postponed until later this day.
- 15 **CULTURAL AND RECREATIONAL LANDS (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 Cooper*) - put and agreed to.  
Ordered - That the debate be adjourned until Tuesday, 14 November instant.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 29 to 43 inclusive, be postponed until later this day.
- 17 **BAYSIDE PROJECT (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 Heffernan*) - put and agreed to.  
Ordered - That the debate be adjourned until Tuesday, 14 November instant.
- 18 **AUDIT (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 Pescott*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 16 November instant.
- 19 **MINERAL RESOURCES DEVELOPMENT BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
*Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders -*  
Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
Debate contained on motion.  
Motion made and question - That the debate be now adjourned (*Mr Perton*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 1 March 1990.  
[Mr Speaker left the Chair at seven minutes past Eleven o'clock and resumed it at six minutes past Twelve o'clock the following morning.]  
And the House having continued to sit till after Twelve of the clock-
- FRIDAY, 3 NOVEMBER 1989
- 20 **WATER BILL AND WATER (CONSEQUENTIAL AMENDMENTS) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
Ordered - That these Bills be transmitted to the Legislative Council and their concurrence desired therein.
- 21 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 14 November instant (*Mr Roper*) - put and agreed to.

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22 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

23 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at ten minutes past Two o'clock in the morning, adjourned until Tuesday, 14 November instant.

**R. K. BOYES**

*Clerk of the Legislative Assembly*

**KEN. COGHILL**

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 66, 67, 68, 69 and 70**

**No. 66 - Tuesday, 14 November 1989**

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATH OF NORMAN ALEXANDER WILLIAM BILLING, ESQUIRE** - Motion made and question - That this House expresses its sincere sorrow at the death of Norman Alexander William Billing, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Heatherton from 1967 to 1976 and for the Electoral District of Springvale from 1976 to 1979 (*Mr Cain*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Norman Alexander William Billing, Esquire, the House do now adjourn until forty minutes past Three o'clock (*Mr Cain*) - put and agreed to.
- And then the House, at forty minutes past Two o'clock, adjourned until forty minutes past Three o'clock this day.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

**No. 67 - Tuesday, 14 November 1989**

(FORTY MINUTES PAST THREE O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Home and Community Care** - Seeking Government action to increase by 20 percent annually the budget allocation granted to Home and Community Care for this and subsequent years, bearing 22 signatures (*by Mr McGrath [Lowan]*).
  - Toxic Medical Waste Incinerator at Laverton** - Seeking that the House take action to overturn the decision of the Administrative Appeals Tribunal and stop the establishment of a toxic medical waste Incinerator at Laverton, bearing 414 signatures (*by Mr Cunningham*).

**Mental Health Legal Centre** - Seeking Government action to demonstrate its commitment to the social justice needs of people with psychiatric disabilities by funding the Mental Health Legal Centre, bearing 17 signatures (*by Mr Weideman*).

**Price-marking of Goods** - Seeking Government action to ensure the retention of individual price-marking of goods in shops using price-scanning computers, bearing 43 signatures (*by Mr Ross-Edwards*).

**Retail Trading Hours, Sunday, 24 December 1989** - Seeking Government action to reject any request for a further extension of retail trading hours to allow trading on Sunday, 24 December 1989, bearing 4,560 signatures (*by Mr Honeywood*).

Severally ordered to lie on the Table.

4 **VICTORIAN GOVERNMENT MAJOR PROJECTS UNIT REPORT**- Motion made, by leave, and question - That there be presented to this House a copy of the Victorian Government Major Projects Unit Report for the year 1988-89 (*Mr Jolly*) - put and agreed to.

5 **PAPER** - Mr Jolly presented:

Victorian Government Major Projects Unit - Report for the year 1988-89 - Return to the foregoing Order.

Ordered to lie on the Table.

6 **PAPERS** - The following Papers, pursuant to the direction of several Acts of Parliament, were laid upon the Table by the Clerk:

After Care Hospital - Report and Statement of Accounts for the year 1988-89.

Agricultural and Rural Affairs Department - Report for the year 1988-89.

Alpine Resorts Commission - Report for the year ended 31 October 1988.

Amalgamated Melbourne and Essendon Hospitals - Report and Statement of Accounts for the year 1988-89.

Apollo Bay and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Austin Hospital - Report and Statement of Accounts for the year 1988-89.

Bendigo and Northern District Base Hospital - Report and Statement of Accounts for the year 1988-89.

Boort District Hospital - Report and Statement of Accounts for the year 1988-89.

Box Hill Hospital - Report and Statement of Accounts for the year 1988-89.

Clunes District Hospital - Report and Statement of Accounts for the year 1988-89.

Constitution Act Amendment Act 1958 - Report on the Rodney District By-Election, 4 March 1989.

Creswick District Hospital - Report and Statement of Accounts for the year 1988-89.

Dandenong and District Hospital - Report and Statement of Accounts for the year 1988-89.

Dimboola District Hospital - Report and Statement of Accounts for the year 1988-89.

Donald District Hospital - Report and Statement of Accounts for the year 1988-89.

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- Dunolly District Hospital - Report and Statement of Accounts for the year 1988-89.
- East Gippsland Hospital - Report and Statement of Accounts for the year 1988-89.
- Equal Opportunity Board - Report for the year 1988-89 - Ordered to be printed.
- Equal Opportunity Commissioner - Report for the year 1988-89 - Ordered to be printed.
- Estate Agents Board - Report for the year 1988-89.
- Fairfield Hospital - Report and Statement of Accounts for the year 1988-89.
- Frankston Hospital - Report and Statement of Accounts for the year 1988-89.
- Geelong Hospital - Report and Statement of Accounts for the year 1988-89.
- Grace McKellar Centre - Report and Statement of Accounts for the year 1988-89.
- Greenvale Centre - Report and Statement of Accounts for the year 1988-89.
- Hamilton Base Hospital - Report and Statement of Accounts for the year 1988-89.
- Housing Guarantee Fund Ltd. - Report and Statement of Accounts for the year 1988-89.
- Inglewood Hospital - Report and Statement of Accounts for the year 1988-89.
- Kaniva District Hospital - Report and Statement of Accounts for the year 1988-89.
- Kyneton District Hospital - Report and Statement of Accounts for the year 1988-89.
- Labour Department - Report for the year 1988-89 - Ordered to be printed.
- Land Protection Council - Report for the year 1988-89.
- Latrobe Valley Hospital - Report and Statement of Accounts for the year 1988-89.
- Liquor Licensing Commission - Report for the year 1988-89 - Ordered to be printed.
- Lismore and District Hospital - Report and Statement of Accounts for the year 1988-89.
- Local Authorities Superannuation Board - Report for the year 1988-89.
- Lorne Community Hospital - Report and Statement of Accounts for the year 1988-89.
- Maffra District Hospital - Report and Statement of Accounts for the year 1988-89.
- Maldon Hospital - Report and Statement of Accounts for the year 1988-89.
- Mercy Maternity Hospital Incorporated - Report and Statement of Accounts for the year 1988-89.
- Mt. Alexander Hospital - Report and Statement of Accounts for the year 1988-89.
- National Parks Act 1975 - Report of the Director of National Parks for the year 1988-89.
- Nhill Hospital - Report and Statement of Accounts for the year 1988-89.
- Peter MacCallum Cancer Institute - Report and Statement of Accounts for the year 1988-89.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes.

- All Schemes - S3.
- Alberton Planning Scheme - No. L10.
- Alexandra Planning Scheme - No. L10.
- Altona Planning Scheme - No. L4.
- Arapiles Planning Scheme - No. L4.
- Ararat (City) Planning Scheme - No. L14.
- Ararat (Shire) Planning Scheme - No. L11.
- Avoca Planning Scheme - No. L11.
- Avon Planning Scheme - No. L4.
- Bacchus Marsh Planning Scheme - No. L20.
- Bairnsdale (Shire) Planning Scheme - L11.
- Bairnsdale (Town) Planning Scheme - No. L16.
- Ballaarat (City) Planning Scheme - No. L31.
- Ballaarat (Shire) Planning Scheme - No. L6.
- Ballan Planning Scheme - No. L5.
- Bass Planning Scheme - No. L12.
- Beechworth Planning Scheme - No. L16.
- Belfast Planning Scheme - No. L2.
- Benalla (City) Planning Scheme - No. L16.
- Benalla (Shire) Planning Scheme - No. L1.
- Bendigo Planning Scheme - No. L17.
- Berwick Planning Scheme - No. L15.
- Bet Bet Planning Scheme - No. L1.
- Birchip Planning Scheme - No. L10.
- Box Hill Planning Scheme - No. L5.
- Bright Planning Scheme - No. L10.
- Brighton Planning Scheme - No. L7.
- Broadford Planning Scheme - No. L2.
- Broadmeadows Planning Scheme - No. L9.
- Brunswick Planning Scheme - No. L4.
- Bulla Planning Scheme - No. L11.
- Buln Buln Planning Scheme - No. L10.
- Bungaree Planning Scheme - No. L6.
- Buninyong Planning Scheme - No. L25.
- Camberwell Planning Scheme - No. L7.
- Camperdown Planning Scheme - No. L11.
- Castlemaine Planning Scheme - No. L2.
- Caulfield Planning Scheme - L10.
- Charlton Planning Scheme - No. L10.
- Chelsea Planning Scheme - No. L1.
- Chiltern Planning Scheme - No. L15.
- Cobram Planning Scheme - L8.
- Coburg Planning Scheme - No. L7.
- Cohuna Planning Scheme - No. L3.
- Colac (City) Planning Scheme - No. L3.
- Colac (Shire) Planning Scheme - No. L11.
- Collingwood Planning Scheme - No. L1.
- Cranbourne Planning Scheme - Nos. L23, L30.
- Creswick Planning Scheme - No. L12.
- Croydon Planning Scheme - No. L9.
- Dandenong Planning Scheme - No. L5.
- Daylesford and Glenlyon Planning Scheme - No. L11.
- Deakin Planning Scheme - No. L12.
- Diamond Valley Planning Scheme - No. L3.
- Dimboola Planning Scheme - No. L4.

Donald Planning Scheme - No. L11.  
Doncaster and Templestowe Planning Scheme - No. L18.  
Dundas Planning Scheme - No. L2.  
Dunmunkle Planning Scheme - No. L5.  
Eaglehawk Planning Scheme - No. L5.  
East Loddon Planning Scheme - No. L1.  
Echuca Planning Scheme - No. L10.  
Eltham Planning Scheme - No. L5.  
Essendon Planning Scheme - No. L13.  
Euroa Planning Scheme - No. L13.  
Fitzroy Planning Scheme - No. L2.  
Flinders Planning Scheme - No. L45.  
Footscray Planning Scheme - No. L6.  
Frankston Planning Scheme - No. L11.  
French Island Planning Scheme - No. L4.  
Geelong Region Planning Scheme - No. RL31.  
Gisborne Planning Scheme - No. L13.  
Glenelg Planning Scheme - No. L3.  
Gordon Planning Scheme - No. L2.  
Goulburn Planning Scheme - No. L11.  
Grenville Planning Scheme - No. L35.  
Hamilton Planning Scheme - No. L5.  
Hampden Planning Scheme - No. L4.  
Hastings Planning Scheme - No. L28.  
Hawthorn Planning Scheme - No. L5.  
Healesville Planning Scheme - No. L26.  
Heidelberg Planning Scheme - No. L7.  
Heytesbury Planning Scheme - No. L10.  
Heywood Planning Scheme - No. L7.  
Horsham Planning Scheme - No. L20.  
Huntly Planning Scheme - No. L15.  
Kaniva Planning Scheme - No. L2.  
Kara Kara Planning Scheme - No. L1.  
Karkaroc Planning Scheme - No. L1.  
Keilor Planning Scheme - No. L15.  
Kerang (Borough) Planning Scheme - No. L1.  
Kerang (Shire) Planning Scheme - No. L1.  
Kew Planning Scheme - No. L3.  
Kilmore Planning Scheme - No. L31.  
Knox Planning Scheme - No. L17.  
Korong Planning Scheme - No. L10.  
Korumburra Planning Scheme - No. L21.  
Kowree Planning Scheme - No. L1.  
Kyabram Planning Scheme - No. L4.  
Kyneton Planning Scheme - No. L10.  
Leigh Planning Scheme - No. L3.  
Lexton Planning Scheme - No. L1.  
Lillydale Planning Scheme - No. L58.  
Lowan Planning Scheme - No. L3.  
Maffra Planning Scheme - No. L20.  
Maldon Planning Scheme - No. L4.  
Malvern Planning Scheme - No. L2.  
Mansfield Planning Scheme - No. L4.  
Marong Planning Scheme - No. L16.  
Maryborough Planning Scheme - No. L9.  
McIvor Planning Scheme - No. L12.  
Melbourne Planning Scheme - No. L25.  
Melton Planning Scheme - No. L5.

Metcalf Planning Scheme - No. L4.  
Metropolitan Region Planning Scheme - No. R81.  
Mildura (City) Planning Scheme - No. L17.  
Mildura (Shire) Planning Scheme - No. L21.  
Minamite Planning Scheme - No. L7.  
Mirboo Planning Scheme - No. L5.  
Moe Planning Scheme - No. L17.  
Moorabbin Planning Scheme - No. L2.  
Mordialloc Planning Scheme - No. L2.  
Mornington Planning Scheme - No. L21.  
Mortlake Planning Scheme - No. L10.  
Morwell Planning Scheme - No. L27.  
Mount Rouse Planning Scheme - No. L1.  
Myrtleford Planning Scheme - No. L14.  
Narracan Planning Scheme - No. L17.  
Nathalia Planning Scheme - No. L3.  
Newham and Woodend Planning Scheme - No. L18.  
Newstead Planning Scheme - No. L2.  
Northcote Planning Scheme - No. L4.  
Numurkah Planning Scheme - No. L2.  
Nunawading Planning Scheme - No. L7.  
Oakleigh Planning Scheme - No. L6.  
Omeo Planning Scheme - No. L11.  
Orbost Planning Scheme - No. L9.  
Otway Planning Scheme - No. L8.  
Oxley Planning Scheme - No. L2.  
Pakenham Planning Scheme - No. L27.  
Phillip Island Planning Scheme - No. L27.  
Port Fairy Planning Scheme - No. L10.  
Port Melbourne Planning Scheme - No. L4.  
Port of Melbourne Planning Scheme - No. L1.  
Portland Planning Scheme - No. L17.  
Prahran Planning Scheme - No. L5.  
Preston Planning Scheme - No. L11.  
Pyalong Planning Scheme - No. L6.  
Richmond Planning Scheme - No. L6.  
Ringwood Planning Scheme - No. L5.  
Ripon Planning Scheme - No. L5.  
Rochester Planning Scheme - No. L10.  
Rodney Planning Scheme - No. L28.  
Romsey Planning Scheme - No. L15.  
Rosedale Planning Scheme - No. L25.  
Rutherglen Planning Scheme - No. L2.  
Sale Planning Scheme - No. L13.  
Sandringham Planning Scheme - No. L3.  
Sandstone Island Planning Scheme - No. L1.  
Sebastopol Planning Scheme - No. L36.  
Seymour Planning Scheme - No. L20.  
Shepparton (City) Planning Scheme - No. L22.  
Shepparton (Shire) Planning Scheme - No. L19.  
Sherbrooke Planning Scheme - No. L18.  
South Gippsland Planning Scheme - No. L18.  
South Melbourne Planning Scheme - No. L10.  
Springvale Planning Scheme - No. L8.  
St Arnaud Planning Scheme - No. L1.  
Stawell (Shire) Planning Scheme - No. L16.  
Stawell (Town) Planning Scheme - No. L11.  
St Kilda Planning Scheme - No. L3.  
Strathfieldsaye Planning Scheme - No. L7.



Sunshine Planning Scheme - No. L9.  
 Swan Hill (City) Planning Scheme - No. L13.  
 Swan Hill (Shire) Planning Scheme - No. L11.  
 Talbot and Clunes Planning Scheme - No. L10.  
 Tallangatta Planning Scheme - No. L5.  
 Tambo Planning Scheme - No. L36.  
 Traralgon (City) Planning Scheme - No. L31.  
 Traralgon (Shire) Planning Scheme - No. L33.  
 Tullaroop Planning Scheme - No. L2.  
 Tungamah Planning Scheme - No. L1.  
 Upper Murray Planning Scheme - No. L6.  
 Upper Yarra/Dandenong Ranges Planning Scheme - No. R7.  
 Upper Yarra Planning Scheme - No. L16.  
 Violet Town Planning Scheme - No. L2.  
 Walpeup Planning Scheme - No. L11.  
 Wangaratta (City) Planning Scheme - No. L18.  
 Wangaratta (Shire) Planning Scheme - No. L5.  
 Wannon Planning Scheme - No. L11.  
 Waranga Planning Scheme - No. L4.  
 Warracknabeal Planning Scheme - No. L3.  
 Warragul Planning Scheme - No. L15.  
 Warrnambool (City) Planning Scheme - No. L16.  
 Warrnambool (Shire) Planning Scheme - No. L3.  
 Waverley Planning Scheme - No. L5.  
 Werribee Planning Scheme - No. L8.  
 Westernport Planning Scheme - No. R5.  
 Whittlesea Planning Scheme - No. L20.  
 Whycheproof Planning Scheme - No. L3.  
 Williamstown Planning Scheme - No. L2.  
 Wimmera Planning Scheme - No. L5.  
 Winchelsea Planning Scheme - No. L3.  
 Wodonga Development Area Planning Scheme - No. L10.  
 Wodonga Planning Scheme - No. L13.  
 Wonthaggi Planning Scheme - No. L5.  
 Woorayl Planning Scheme - No. L20.  
 Yackandandah Planning Scheme - No. L5.  
 Yallourn Works Planning Scheme - No. L1.  
 Yarrawonga Planning Scheme - No. L8.  
 Yea Planning Scheme - No. L2.

Royal Children's Hospital - Report and Statement of Accounts for the year 1988-89.

Royal Dental Hospital of Melbourne - Report and Statement of Accounts for the year 1988-89.

Royal Victorian Eye and Ear Hospital - Report and Statement of Accounts for the year 1988-89.

St. Arnaud District Hospital - Report and Statement of Accounts for the year 1988-89.

St. George's Hospital - Report and Statement of Accounts for the year 1988-89.

South Gippsland Hospital - Report and Statement of Accounts for the year 1988-89.

Stamps Act 1958 - Report of Exemptions approved and refunds made pursuant to section 137R for the year 1988-89.

State Electoral Office - Report for the six months ended 30 June 1989.

Statutory Rules under the following Acts -

Cluster Titles Act 1974 - S.R. No. 253.

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 252.

Fisheries Act 1968 - S.R. No. 251.

Health Act 1958 - S.R. No. 261.

Health Services Act 1988 - S.R. No. 262 together with a copy of the Commonwealth Health Insurance (Variations of Fees and Medical Services) (No. 51) Regulations as required by section 32 of the *Interpretation of Legislation* 1984 to accompany the Statutory Rule.

Land Acquisition and Compensation Act 1986 - S.R. No. 256.

Local Government Act 1958 - S.R. No. 254.

Public Service Act 1974 - P.S.D. No. 36.

Sale of Land Act 1962 - S.R. No. 258.

Strata Titles Act 1967 - S.R. No. 257.

Surveyors Act 1978 - S.R. No. 259.

Transfer of Land Act 1958 - S.R. No. 255.

Valuation of Land Act 1960 - S.R. No. 260.

Stawell District Hospital - Report and Statement of Accounts for the year 1988-89.

Tallangatta Hospital - Report and Statement of Accounts for the year 1988-89.

Timboon and District Hospital - Report and Statement of Accounts for the year 1988-89.

Urban Land Authority - Report for the year 1988-89.

Warracknabeal District Hospital - Report and Statement of Accounts for the year 1988-89.

Warmambool District Base Hospital - Report and Statement of Accounts for the year 1988-89.

Willaura and District Hospital - Report and Statement of Accounts for the year 1988-89.

Winchelsea and District Hospital - Report and Statement of Accounts for the year 1988-89.

Wodonga District Hospital - Report and Statement of Accounts for the year 1988-89.

Wycheproof District Hospital - Report and Statement of Accounts for the year 1988-89.

Yarram and District Hospital - Report and Statement of Accounts for the year 1988-89.

Yarrawonga District Hospital - Report and Statement of Accounts for the year 1988-89.

**7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**

Informing the Assembly that he had, on 8 November instant, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Stamps (Motor Vehicles) Bill.

Financial Institutions Duty (Amendment) Bill.

**8 FIRE AUTHORITIES (CONTRIBUTIONS) BILL - Motion made, by leave, and question - That, upon the Fire Authorities (Contributions) Bill being committed, it be an instruction to the Committee that they have power to consider an amendment providing that the regulations which may be made by the Governor in Council under the *Country Fire Authority Act* 1958 relating to the regulation**

of heat engines in the country area of Victoria or any part thereof shall apply throughout the whole year instead of the present limited application to any fire danger period (*Mr Crabb*) - put and agreed to.

9 **FIRE AUTHORITIES (CONTRIBUTIONS) BILL** - Motion made, by leave, and question - That, upon the Fire Authorities (Contributions) Bill being committed, it be an instruction to the Committee that they have power to consider a New Clause providing for the disallowance of regulations made under the *Country Fire Authority Act 1958* and the *Metropolitan Fire Brigades Act 1958* in whole or in part by resolution of either House of Parliament (*Mr Maclellan*) - put and agreed to.

10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Land Tax (Further Amendment) Bill.  
Public Authorities (Contributions)(Amendment) Bill.  
Criminal Justice (Boards) Bill.  
Audit (Amendment) Bill.  
Mineral Resources Development Bill.

11 **VACANCIES IN MEMBERSHIP OF THE COUNCIL OF DEAKIN UNIVERSITY** - Mr Speaker announced that he had received the following communication:  
9 November 1989.

The Honourable K A Coghill  
Speaker of the Legislative Assembly  
Parliament House  
MELBOURNE VIC 3002

Dear Mr Speaker,

The *Deakin University Act 1974* provides for the appointment by Governor in Council of three Members of Parliament to the Council of the University - the Members to be recommended for appointment by a joint sitting 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 appointed to the Council of the University, Harley Rivers Dickinson, MP, the Honourable Roger Murray Hallam, MLC and the Honourable David Ernest Henshaw, MBE, MLC expire on 31 December 1989.

I would be grateful if you would arrange for a joint sitting to recommend the appointment of Members as members of the Council of Deakin University for a four year term of office commencing on 1 January 1990.

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

Yours sincerely,

EVAN WALKER MLC  
Minister Responsible for  
Post-Secondary Education.

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 Deakin University, and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Thursday next, at fifteen minutes past Six o'clock (*Mr Roper*) - put and agreed to.

Ordered - That a Message be sent to the Legislative Council acquainting them of the resolution and seeking their concurrence therein.

- 12 **FORESTS (VICTREE FORESTS AGREEMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).

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

Ordered - That the debate be adjourned until tomorrow.

- 13 **EDUCATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).

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

Ordered - That the debate be adjourned until tomorrow.

- 14 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered - That the debate be adjourned until tomorrow.

- 15 **CONSERVATION, FORESTS AND LANDS ACTS (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 amendments and a New Clause providing for the Governor in Council to regulate or prohibit activity in the vicinity of a whale and to prescribe penalties not exceeding 20 penalty units for contravention of regulations (*Mrs Setches*) - put and agreed to.

Bill considered in Committee.

Committee reported progress.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Bill further considered in Committee.

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

WEDNESDAY, 15 NOVEMBER 1989

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

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

- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Caravan Parks and Movable Dwellings (Amendment) Bill (No. 2) with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to meet with the Assembly for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the Council of Deakin University, as proposed by the Assembly.
- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Chiropodists Act 1968' and for other purposes*".
- 19 **CHIROPODISTS (AMENDMENT) BILL** - On the motion of Mr Roper, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Health Act 1958' and for other purposes*".
- 21 **HEALTH (AMENDMENT) BILL** - On the motion of Mr Roper, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 22 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at thirty minutes past Ten o'clock (*Mr Roper*) - put and agreed to.
- 23 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at two minutes past One o'clock in the morning, adjourned until later this day.

R. K. BOYES

Clerk of the Legislative Assembly

KEN. COGHILL

Speaker

## No. 68 - Wednesday, 15 November 1989

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:  
**Tram Conductors** - Seeking that the Minister for Transport take action to retain conductors on trams and to retain the existing system of purchasing tickets on trams, bearing 61 signatures (*by Mrs Barker*).

**Personal Emergency Service** - Seeking that the House take action to direct the Office of Psychiatric Services to continue to allocate sufficient financial resources to the Personal Emergency Service and to consult with Service volunteers before making any changes to the Personal Emergency Service, bearing 26 signatures (*by Mrs Ray*).

**Ice Skating Facility** - Seeking Government action to support the establishment of an international standard ice skating facility, bearing 8420 signatures (*by Mr Fordham*).

**Home and Community Care** - Seeking Government action to increase by 20 percent annually the budget allocation granted to Home and Community Care for this and subsequent years, bearing 62 and 24 signatures (*by Mr Hayward and Mr Hamilton, respectively*).

Severally ordered to lie on the Table.

- 4 **PARLIAMENTARY DEPARTMENTS REPORTS** - Motion made, by leave, and question - That there be presented to this House a copy of the Reports of the - Department of the Legislative Assembly; Department of the Parliament Library; Department of the Reporting Staff of the Victorian Parliamentary Debates; and Department of the House Committee, for the year 1988-89 (*Mr Norris*) - put and agreed to.

- 5 **PAPERS** - Mr Norris presented:

Department of the Legislative Assembly; Department of the Parliament Library; Department of the Reporting Staff of the Victorian Parliamentary Debates; and Department of the House Committee - Reports for the year 1988-89 - Return to the foregoing Order.

Severally ordered to lie on the Table.

- 6 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE** - Mr Tanner, Chairman, brought up a Report from the Natural Resources and Environment Committee upon the South-Western Region Water Management Strategy; together with Appendices 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:

Auditor-General's Office - Report for the year 1988-89.

Building Societies - Report of the Registrar for the year 1988-89 - Ordered to be printed.

Co-operative Housing Societies - Report of the Registrar for the year 1988-89 - Ordered to be printed.

Co-operative Societies - Report of the Registrar for the year 1988-89 - Ordered to be printed.

Construction Industry Long Service Leave Board - Report for the year 1988-89.

Education Administration Institute - Report for the year 1987-88.

Friendly Societies - Report of the Registrar for the year 1988-89 - Ordered to be printed.

Housing and Construction - Report of the Director-General for the year 1988-89 - Ordered to be printed.

Parliamentary Committees Act 1968 - Report of the Minister for Health on the action taken with respect to the recommendations made by the Economic and Budget Review Committee's Report on Accountability Requirements for Public Hospitals.

Water Resources Department - Report for the year 1988-89.

- 8 **CONCURRENT DEBATE - FORESTS (VICTREE FORESTS AGREEMENT) BILL - FORESTS (LAMINEX INDUSTRIES AGREEMENT) BILL** - Motion made, by leave, and question - That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Forests (Victree Forests Agreement) Bill and the Forests (Laminex Industries Agreement) Bill to be moved and debated concurrently (*Mr Roper*) - put and agreed to.
- 9 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:  
*Health Acts (Further Amendment) Bill - Second reading - Resumption of debate -*  
 and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.
- 10 **CO-OPERATIVES BILL** - Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill "*to provide for the formation, registration and management of co-operatives, to limit the operation of the 'Co-operation Act 1981', to repeal Part VI of the 'Housing Act 1983', to amend the 'Residential Tenancies Act 1980' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **YACKANDANDAH LAND BILL** - Mrs Setches obtained leave, with Mr Roper, to bring in a Bill "*to revoke the permanent reservation of land at Yackandandah and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **KEW AND HEIDELBERG LANDS (TRUST) BILL** - Mrs Setches obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Kew and Heidelberg Lands Act 1933' and the 'Kew and Heidelberg Lands 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.
- 13 **ELECTION DONATIONS DISCLOSURE AND PUBLIC FUNDING BILL** - Mr Walsh, after debate, obtained leave, with Mr Roper, to bring in a Bill "*to require the disclosure of election donations and electoral expenditure, to provide for the public funding of elections, to make miscellaneous amendments to 'The Constitution Act Amendment Act 1958' to make a consequential amendment to the 'Magistrates' Court Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **ADOPTION (AMENDMENT) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **PLANNING AND ENVIRONMENT (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 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 a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 16 **MELBOURNE CRICKET GROUND TRUST BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 17 **RACING (TAB SURPLUS) 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 Roper*) - put. The House divided.

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Shell
Mr Baker	Mr Harrowfield	Mr Norris	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Pope	Mr Spyker
Mr Cain	Mrs Hirsh	Mrs Ray	Mr Thomson
Mr Cole	Mr Jolly	Mr Roper	Mr Trezise
Mr Crabb	Mr Kennan	Mr Rowe	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sandon	Mrs Wilson
Mr Ernst	Ms Kirner	Mr Seitz	
Mr Fordham	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mrs Garbutt	Mr McCutcheon	Mrs Setches	Mr Dollis
Mr Gavin	Mr McDonald	Mr Sheehan	Mr Sheehan
Mrs Gleeson	Mr Mathews	( <i>Ballarat South</i> )	( <i>Northcote</i> )

NOES, 38

Mr Austin	Mr John	Mr Perrin	Mrs Wade
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Wallace
Mr Brown	Mr Lea	Mr Plowman	Mr Weideman
Mr Coleman	Mr Leigh	Mr Reynolds	Dr Wells
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	
Mr Elder	( <i>Lowan</i> )	Mr Smith	<i>Tellers</i>
Mr Evans	Mr McGrath	( <i>Glen Waverley</i> )	Mr Clark
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	Dr Napthine
Mr Hayward	Mr McNamara	( <i>Polwarth</i> )	
Mr Heffernan	Mr Maclellan	Mr Steggall	
Mr Honeywood	Mr Maughan	Mr Tanner	

And so it was resolved in the affirmative.

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

- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Health (General Amendment) Act 1988' and for other purposes*".

- 19 **HEALTH (GENERAL AMENDMENT) (AMENDMENT) BILL** - On the motion of Mr Roper, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Crimes Act 1958' to permit the taking of blood samples by consent or upon the order of a Court from persons suspected of having committed certain offences and for other related purposes*".



21 **CRIMES (BLOOD SAMPLES) BILL** - On the motion of Mr McCutcheon, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

22 **RACING (TAB SURPLUS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

*Declaration of Bill as Urgent - Limitation of Debate* - Mr Roper declared that this 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, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Scllch	<i>Tellers</i>
Mr Ernst	Mr McCutcheon	Mr Sheehan	Mrs Barker
Mr Fordham	Mr McDonald	(Ballarat South)	Mrs Garbutt
Mr Gavin	Mr Mathews	Mr Sheehan	
Mrs Gleeson	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 40

Mr Austin	Mr John	Dr Napthine	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perrin	Mr Tanner
Mr Clark	Mr Lea	Mr Pescott	Mrs Wade
Mr Coleman	Mr Leigh	Mr Plowman	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Richardson	Dr Wells
Mr Evans	(Lowan)	Mr Ross-Edwards	
Mr Gude	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Hayward	(Warrnambool)	(Glen Waverley)	Mr Bildstien
Mr Heffernan	Mr McNamara	Mr Smith	Mr Elder
Mr Honeywood	Mr Maclellan	(Polwarth)	
Mr Jasper	Mr Maughan	Mr Steggall	

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connection with the Bill be as follows:

- For the remainder of the second-reading stage of the Bill, until 10.20 p.m. this day;
- For the Committee stage, two hours;
- For the remaining stages of the Bill, fifteen minutes (*Mr Roper*) - 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.

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

- 23 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Racing (TAB Surplus) Bill.
- 24 **RACING (TAB SURPLUS) BILL** - Considered in Committee.  
Committee reported progress.  
*Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders - Mr Speaker took the Chair.*  
Motion made and question - That the sitting be continued (*Mr Trezise*) - put and agreed to.  
Bill further considered in Committee.  
And having continued to sit till after Twelve of the clock -  
**THURSDAY, 16 NOVEMBER 1989**  
*Limitation of debate - Time allotted for the Committee stage having expired -*  
Bill reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 5 and 6, be postponed until later this day.
- 26 **CHIROPODISTS (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 Gude*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 27 **HEALTH (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 Gude*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 28 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 29 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And then the House, at three minutes past One o'clock in the morning, adjourned until later this day.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 69 - Thursday, 16 November 1989

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**St. Andrew's Hospital** - Seeking Government action to ensure that St. Andrew's Hospital continues as a non-profit church and charitable hospital, bearing 17,779 signatures (*by Mr Brown*).

**Home and Community Care** - Seeking Government action to increase by 20 percent annually the budget allocation granted to Home and Community Care for this and subsequent years, bearing 104 signatures (*by Mr Ernst*).

**Southern Peninsula Hospital** - Seeking Government action to honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 95 signatures (*by Dr Wells*).

**Visiting Child Health Nurses Program** - Seeking Government action to re-instate the Visiting Child Health Nurses Program immediately, bearing 62 signatures (*by Dr Wells*).

**Sorrento Marine Aquarium Seals** - Seeking Government action to have the three seals held in the Sorrento Marine Aquarium removed to an area resembling their normal environment, bearing 40 signatures (*by Mr Harrowfield*).

Severally ordered to lie on the Table.

4 **HEALTH SERVICES COMMISSIONER REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Health Services Commissioner for the period 24 March 1988 to 30 June 1989 (*Mr Roper*) - put and agreed to.

5 **PAPER** - Mr Roper presented:

Health Services Commissioner - Report for the period 24 March 1988 to 30 June 1989 - Return to the foregoing Order.

Ordered to lie on the Table.

6 **HEALTH COMPUTING SERVICES REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Health Computing Services Victoria Limited for the year 1988-89 (*Mr Roper*) - put and agreed to.

7 **PAPER** - Mr Roper presented:

Health Computing Services Victoria Limited - Report for the year 1988-89 - Return to the foregoing Order.

Ordered to lie on the Table.

8 **CONSULTATIVE COUNCIL ON OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1987 (*Mr Roper*) - put and agreed to.

- 9 **PAPER** - Mr Roper presented:  
 Consultative Council on Obstetric and Paediatric Mortality and Morbidity - Report for the year 1987 - Return to the foregoing Order.  
 Ordered to lie on the Table.
- 10 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Pertou brought up a Report from the Legal and Constitutional Committee upon Freedom of Information in Victoria; together with Appendices, Extracts from the Proceedings of the Committee, three Minority Reports and Minutes of Evidence.  
 Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings of the Committee and Minority Reports to be printed.
- 11 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Accident Compensation Commission - Report for the year 1988-89.
  - Accident Compensation Tribunal - Report for the year 1988-89.
  - Adult Parole Board - Reports for the years 1987-88 and 1988-89 - Ordered to be printed.
  - Anti-Cancer Council - Report for the year 1988-89.
  - Community Services Victoria - Report for the year 1988-89 - Ordered to be printed.
  - Conservation, Forests and Lands Department - Report for the year 1988-89 - Ordered to be printed.
  - Consumer Affairs Ministry - Report for the year 1988-89 - Ordered to be printed.
  - Corrections - Report of the Office of Corrections for the year 1988-89 - Ordered to be printed.
  - Geelong Performing Arts Centre Trust - Report for the year 1988-89.
  - Health Department - Report for the year 1988-89 - Ordered to be printed.
  - Historic Buildings Council - Report for the year 1988-89.
  - Intellectually Disabled Persons' Services Act 1986 - Report on the Activities of Community Visitors for the year 1988-89.
  - Land Tax Act 1958 - Report of the Commissioner of State Taxation for the year 1988-89.
  - Law Reform Commission -  
 Report for the year 1988-89 - Ordered to be printed.  
 Report on Informed Decisions About Medical Procedures - Law Reform Commission Victoria, the New South Wales Law Reform Commission and the Australian Law Reform Commission.  
 Report on Informed Decisions about Medical Procedures, Doctor and Patient Studies.  
 Report No. 29 on Offensive Weapons.  
 Report No. 5 on Inquiry Agents, Guard Agents and Watchmen - Law Reform Commission and Regulation Review Unit.
  - Management and Budget Department - Report for the year 1988-89.
  - Marine Board of Victoria - Report and Statement of Accounts for the year 1988-89.

- Medical Board of Victoria - Report for the year 1987-88.
- Metropolitan Transit Authority - Report for the year 1988-89 - Ordered to be printed.
- Optometrists Registration Board - Report for the year 1988-89.
- Police and Emergency Services Ministry - Report for the year 1988-89.
- Port of Geelong Authority - Report and Statement of Accounts for the year 1988-89.
- Port of Melbourne Authority - Report and Statement of Accounts for the year 1988-89.
- Port of Portland Authority - Report and Statement of Accounts for the year 1988-89.
- Poultry Farmer Licensing Committee - Report for the year 1988-89.
- Premier and Cabinet Department - Report for the year 1988-89.
- Property and Services Department - Report for the year 1988-89.
- Public Prosecutions Office - Report of the Director for the year 1988-89.
- Radiation Advisory Committee - Report for the year ended 31 October 1989.
- Road Construction Authority - Report for the year 1988-89 - Ordered to be printed.
- Road Traffic Authority - Report for the year 1988-89 - Ordered to be printed.
- State Transport Authority - Report for the year 1988-89 - Ordered to be printed.
- Transport Ministry - Report for the year 1988-89 which contains quantitative performance targets for 1989-90 determined by the Minister for Transport pursuant to section 58 of the *Transport Act* 1983 for the Public Transport Corporation and Roads Corporation - Ordered to be printed.
- Victorian Accident Rehabilitation Council - Report for the year 1988-89.
- Victorian Conservation Trust - Report for the year 1988-89.
- Victorian Health Promotion Foundation - Report for the year 1988-89.
- Victorian Nursing Council - Report and Statement of Accounts for the year 1988-89.
- Victorian Tourism Commission - Report for the year 1988-89.

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

- Constitution (Local Government) Act 1988 - 1 November 1989 (Gazette No. G43, 1 November 1989).
- Fire Authorities Act 1989 - Section 26(2), (3), (4), (5), (7), 27, 44(3), (4), (5), (6), (9), (10), (12), 46 and 47; 1 December 1989 (Gazette No. G44, 8 November 1989).
- Intellectually Disabled Persons' Services (Amendment) Act 1989 - Whole Act (except section 20); 1 November 1989 (Gazette No. G43, 1 November 1989).
- Land (Miscellaneous Matters) Act 1989 - Sections 16, 17, 18 and 19; 8 November 1989 (Gazette No. G44, 8 November 1989).
- Local Government Act 1989 - Sections 1-96, 98, 99, 111-124, 186-206, 208-220, 222-228, 231-243 and schedules 1-6, 8 and 10-12; 1 November 1989 (Gazette No. G43, 1 November 1989).

Local Government (Consequential Provisions) Act 1989 - Sections 1, 2, 3(1), 4(1), 4(2), 5(1), 5(2), 5(3), 5(4), 6, 7, 8, 10(1), 10(2), 13, items 2, 11, 13, 14, 16, 18, 19, 23-25, 27, 33, 40-42, 44, 45, 47, 48, 50, 53-54, 57, 58, 67, 68, 69-74, 76, 77, 79-82, 84-92 of schedule 1, items 1.1-1.3, 1.5-8.8, 9.2, 9.6-9.10, 9.12, 9.13, 9.15, 9.17-9.33, 9.35-9.42, 9.51, 9.54, 9.56-10.1, 12.1, 12.4-14.9, 16.1-18.3, 19.1-20.1, 20.3-21.8, 21.11-22.9, 22.11, 22.14-23.19, 23.21-23.23, 23.25-23.27, 23.30-23.31, 23.35, 23.36, 23.38, 23.43-23.45, 23.49, 23.52, 23.54, 23.56-27.39, 27.41-28.5, 28.7-29.2, 29.4-29.7, 29.9, 30.1-33.5, 33.9-33.12, 33.14-33.18, 33.20-36.1, 37.2-37.7, 38.1-42.10, 42.12, 42.14-42.18, 42.20-42.21, 42.23-43.1, 43.3-46.2, 47.2, 47.7-47.9, 47.11-49.2, 50.1-50.9, 51.5-52.19, 52.24-53.7, 53.9-53.22, 53.24, 53.26-57.2, 57.4-57.8, 57.23, 57.35-57.37, 57.39-57.45, 57.47, 57.48, 57.56-57.58, 57.60-57.76, 57.79-59.8, 61.1-61.9, 62.1-64.8, 66.3, 66.5, 66.6, 67.1-68.21, 68.23-69.6, 69.8-69.12, 69.14, 69.15, 73.1-75.2, 77.1, 77.2, 77.4-77.10, 77.12-77.18, 77.20, 77.21, 77.23-77.35, 77.37, 77.40-77.45, 77.48-77.50, 77.52, 77.58-77.86, 79.1-79.6, 79.8-79.12, 79.14-79.18, 79.20, 80.3, 80.5, 80.6, 80.10, 81.1-82.12, 84.1-90.1, 91.1-91.6, 92.1, 93.1, 93.3-94.1, 94.3-94.7, 94.9-94.11, 95.3, 97.1-104.21, 104.27, 104.29-105.9, 105.11-107.22, 107.24, 107.25, 107.27, 107.31-107.37, 107.39-107.44, 107.46-112.21, 112.25, 112.28-115.7, 115.9-117.3, 117.5-120.4, 120.6-120.8, 120.10-120.31, 120.35, 120.36, 120.38-120.44, 120.47-122.12, 122.14, 122.15, 122.18, 122.21, 122.24, 123.1, 123.2, 124.1-125.4, 125.8-130.6, 130.9-130.72, 130.74-130.76, 130.78-130.83, 130.85-130.94, 130.96, 130.99-130.101, 130.103-130.107, 130.109-130.110, 130.121-130.125, 130.127-131.10, 131.13-131.42, 131.53, 131.55, 131.57-131.60, 131.62-132.9, 132.14-137.3, of schedule 2 and items 2-16, 21, 22, 36, 48, 51-53, 61, 64, 73, 78, 84-86, 88, 89, 100 of schedule 3; 1 November 1989 (Gazette No. G43, 1 November 1989).

National Parks (Amendment) Act 1989 - Sections 29(4) and 29(5); 27 October 1989 (Gazette No. G42, 25 October 1989).

Sale of Land (Amendment) Act 1989 - 30 October 1989 (Gazette No. G42, 25 October 1989).

12 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Jolly, to bring in a Bill "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, by leave, later this day.

13 **WORKCARE SCHEME** - Motion made and question proposed - That this House calls on the Government to scrap the failed WorkCare Scheme as quickly as possible, to minimise the present hardship of WorkCare on individuals and companies alike, and introduce a scheme which will not drain the State's finances (*Mr Gude*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

14 **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.

15 **FIRE 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.

Ordered - To be considered in Committee later this day.

*Mr Speaker, having announced that he had examined the motions of Instruction to the Committee of the Whole to be proposed by Mr Crabb and Mr Maclellan, ruled that such proposed motions were inadmissible -*

Bill 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 Crabb*) - put.

The House divided.

AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Simmonds
Mr Baker	Mrs Hill	Mr Pope	Mr Spyker
Mr Cole	Mrs Hirsh	Mrs Ray	Mr Thomson
Mr Crabb	Mr Jolly	Mr Roper	Dr Vaughan
Mr Cunningham	Mr Kennan	Mr Rowe	Mr Walsh
Mr Dollis	Mr Kennedy	Mr Sandon	Mrs Wilson
Mr Ernst	Ms Kirner	Mr Seitz	
Mr Fordham	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mrs Garbutt	Mr McCutcheon	Mrs Setches	Mrs Barker
Mr Gavin	Mr McDonald	Mr Sheehan	Mr Sheehan
Mrs Gleeson	Mr Mathews	(Ballarat South)	(Northcote)
Mr Hamilton	Mr Micallef	Mr Shell	

NOES, 36

Mr Austin	Mr John	Mr Maughan	Mr Tanner
Mr Bildstien	Mr Kennett	Dr Napthine	Mrs Wade
Mr Brown	Mr Lea	Mr Perrin	Mr Wallace
Mr Coleman	Mr Leigh	Mr Perton	Dr Wells
Mr Cooper	Mr Lieberman	Mr Pescott	
Mr Delzoppo	Mr McGrath	Mr Plowman	<i>Tellers</i>
Mr Evans	(Lowan)	Mr Reynolds	Mr Clark
Mr Gude	Mr McGrath	Mr Richardson	Mr Elder
Mr Hayward	(Warrnambool)	Mr Ross-Edwards	
Mr Heffernan	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	

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 **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.

17 **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (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 such time as the Government provides to the Parliament, Teacher Unions, the Victorian Public Service Association, other public service unions and the community a full and accurate statement, disclosure and documentation of:

1. All financial and commercial arrangements entered into or proposed to be entered into for the sale, lease-back, maintenance and/or management of properties under the control of the Government Employee Housing Authority and/or to be transferred to the Authority in the future; and
2. All reports, feasibility studies, documents and financial assessments and memoranda from consultants, government departments and agencies including the Treasurer and his Department in the possession and control of the Government and its agencies relevant to and involved with the financial and commercial arrangements referred to in 1 above; and

3. Copies of minutes and other records of meetings and correspondence between relevant persons and agencies dealing with the financial and commercial arrangements referred to in 1 above; and

4. The Annual Report of the Authority for the last financial year.

(*Mr Lieberman*) - and, after debate -

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

The House divided.

AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mrs Barker	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Cain	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cole	Mr Kennan	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Seitz	Mr Walsh
Mr Dollis	Mr Leighton	Mr Sercombe	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mrs Setches	
Mr Fordham	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	( <i>Ballarat South</i> )	Mr Baker
Mr Gavin	Mr Micallef	Mr Sheehan	Mr Hamilton
Mrs Gleeson	Mr Norris	( <i>Northcote</i> )	

NOES, 37

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Smith
Mr Bildstien	Mr Honeywood	Mr Maughan	( <i>Polwarth</i> )
Mr Brown	Mr Kennett	Mr Perrin	Mr Tanner
Mr Clark	Mr Lea	Mr Pescott	Mrs Wade
Mr Coleman	Mr Leigh	Mr Plowman	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Richardson	Dr Wells
Mr Elder	( <i>Lowan</i> )	Mr Ross-Edwards	
Mr Evans	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	Dr Napthine
Mr Hayward	Mr McNamara		Mr Perton

And so it was resolved in the affirmative.

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

18 VACANCIES IN MEMBERSHIP OF THE COUNCIL OF DEAKIN UNIVERSITY -

Mr Speaker reported that the House, this day, had met with the Legislative Council in the Assembly Chamber 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 Deakin University and that -

Harley Rivers Dickinson, Esquire, M.P.

The Honourable Roger Murray Hallam, M.L.C.; and

The Honourable David Ernest Henshaw, M.B.E., M.L.C. -

have been duly chosen to be recommended for appointment to the Council of Deakin University.

19 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Parliamentary Committees (Amendment) Bill.



20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Adoption (Amendment) Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Melbourne Cricket Ground Trust Bill without amendment.

22 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Road Safety Act 1986', the 'Penalties and Sentences Act 1985', the 'Marine Act 1988', and the 'Local Government Act 1958', and for other purposes*".

23 **ROAD SAFETY (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

24. **GOVERNMENT EMPLOYEE HOUSING AUTHORITY (AMENDMENT) 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 House refuses to read this Bill a second time until such time as the Government provides to the Parliament, Teacher Unions, the Victorian Public Service Association, other public service unions and the community a full and accurate statement, disclosure and documentation of:

1. All financial and commercial arrangements entered into or proposed to be entered into for the sale, lease-back, maintenance and/or management of properties under the control of the Government Employee Housing Authority and/or to be transferred to the Authority in the future; and
2. All reports, feasibility studies, documents and financial assessments and memoranda from consultants, government departments and agencies including the Treasurer and his Department in the possession and control of the Government and its agencies relevant to and involved with the financial and commercial arrangements referred to in 1 above; and
3. Copies of minutes and other records of meetings and correspondence between relevant persons and agencies dealing with the financial and commercial arrangements referred to in 1 above; and
4. The Annual Report of the Authority for the last financial year.

*Declaration of Bill as Urgent - Limitation of debate* - Mr Roper declared that this Bill was an urgent Bill and moved - That the Bill be considered an urgent Bill.

Mr Speaker have 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, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Simmonds
Mr Baker	Mrs Hill	Mr Pope	Mr Spyker
Mrs Barker	Mrs Hirsh	Mrs Ray	Mr Thomson
Mr Cain	Mr Jolly	Mr Roper	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Rowe	Mr Walsh
Mr Cunningham	Mr Kennedy	Mr Sandon	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Seitz	
Mr Ernst	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mrs Setches	Mr Cole
Mr Gavin	Mr McDonald	Mr Sheehan	Mrs Garbutt
Mrs Gleeson	Mr Mathews	(Ballarat South)	
Mr Hamilton	Mr Micallef	Mr Shell	

NOES, 39

Mr Austin	Mr Kennett	Mr Perrin	Mr Tanner
Mr Brown	Mr Lea	Mr Perton	Mrs Wade
Mr Clark	Mr Leigh	Mr Pescott	Mr Wallace
Mr Coleman	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Cooper	Mr McGrath	Mr Reynolds	Dr Wells
Mr Delzoppo	(Lowan)	Mr Richardson	
Mr Elder	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr Evans	(Warrnambool)	Mr Smith	Mr Bildstien
Mr Gude	Mr McNamara	(Glen Waverley)	Mr Honeywood
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	Mr Maughan	(Polwarth)	
Mr John	Dr Napthine	Mr Stockdale	

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connection with the remaining stages of the Bill be until 11.10 p.m. this day (*Mr Roper*) - put, after debate, and agreed to.

Debate resumed on second reading question and amendment thereto.

*Limitation of debate - The time allotted in connection with the remaining stages of the Bill having expired -*

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

The House divided.

AYES, 43

Mr Andrianopoulos	Mr Hamilton	Mr Norris	Mr Shell
Mr Baker	Mr Harrowfield	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cole	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Sandon	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Ernst	Mr Leighton	Mrs Setches	
Mr Fordham	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr McDonald	(Ballarat South)	Mr Dollis
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Sercombe
Mrs Gleeson	Mr Micallef	(Northcote)	

## NOES, 39

Mr Austin	Mr John	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perton	Mrs Wade
Mr Brown	Mr Lea	Mr Pescott	Mr Wallace
Mr Coleman	Mr Leigh	Mr Plowman	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Elder	( <i>Lowan</i> )	Mr Ross-Edwards	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Smith	Mr Clark
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	Mr Maughan
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	( <i>Polwarth</i> )	
Mr Honeywood	Dr Naphine	Mr Stockdale	

And so it was resolved in the affirmative.

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

The House divided.

## AYES, 43

Mr Andrianopoulos	Mrs Gleeson	Mr Norris	Mr Sheehan
Mr Baker	Mr Hamilton	Mr Pope	( <i>Northcote</i> )
Mrs Barker	Mr Harrowfield	Mrs Ray	Mr Shell
Mr Cain	Mrs Hill	Mr Roper	Mr Simmonds
Mr Cole	Mr Hirsh	Mr Rowe	Mr Spyker
Mr Crabb	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Dollis	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mrs Setches	
Mr Fordham	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	( <i>Ballarat South</i> )	Mr Leighton
Mr Gavin	Mr Micallef		Mr Thomson

## NOES, 39

Mr Austin	Mr Honeywood	Mr Maughan	Mr Stockdale
Mr Bildstien	Mr John	Mr Perrin	Mr Tanner
Mr Brown	Mr Kennett	Mr Perton	Mrs Wade
Mr Clark	Mr Lea	Mr Pescott	Mr Weideman
Mr Coleman	Mr Leigh	Mr Plowman	Dr Wells
Mr Cooper	Mr Lieberman	Mr Reynolds	
Mr Delzoppo	Mr McGrath	Mr Richardson	<i>Tellers</i>
Mr Elder	( <i>Lowan</i> )	Mr Ross-Edwards	Dr Naphine
Mr Evans	Mr McGrath	Mr Smith	Mr Wallace
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	( <i>Polwarth</i> )	

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time forthwith.

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

- 25 ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

[Mr Speaker left the Chair at Twelve o'clock midnight and resumed it at thirty-two minutes past Twelve o'clock the following morning].

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

FRIDAY, 17 NOVEMBER 1989.

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.

- 26 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Environment Protection (General Amendment) Bill.
- 27 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL** - Considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 28 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Racing (TAB Surplus) Bill without amendment.
- 29 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Water Bill with amendments.
- And the said amendments were read a second time and, after debate, agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 30 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Water (Consequential Amendments) Bill with amendments.
- And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 31 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until this day at thirty minutes past Ten o'clock (*Mr Roper*) - put and agreed to.
- 32 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 33 **ADJOURNMENT** - Resolved - That the House do now adjourn.
- And then the House, at twenty-eight minutes past Three o'clock in the morning, adjourned until later this day.

## No. 70 - Friday, 17 November 1989

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**St. Andrew's Hospital** - Seeking Government action to ensure that St. Andrew's Hospital continues as a non-profit church and charitable hospital, bearing 3872 signatures (*by Mr Brown*).

**Home and Community Care** - Seeking Government action to increase by 20 percent annually the budget allocation granted to Home and Community Care for this and subsequent years, bearing 180 signatures (*by Mrs Barker*).

**Crimes (Police Powers of Investigation) Bill** - Seeking passage of the Crimes (Police Powers of Investigation) Bill so that the Victoria Police can carry out their duties in a fully effective manner, bearing 12 signatures (*by Mr Cooper*).

**Closure of St. Andrew's Hospital** - Seeking Government action to ensure that there is no forced closure of St. Andrew's Hospital, bearing 125 signatures (*by Mr Lea*).

**Petro-Chemical Industry** - Seeking Government action to - (a) disallow the proposed expansion of the petro-chemical industry on existing or new sites in Altona or anywhere else in close proximity to residential areas; (b) hold a public health and environmental impact inquiry into the industry; (c) take immediate steps, together with the industry, to introduce tight environmental controls to drastically reduce pollution levels and incidences of accidents and leaks; and (d) make plans to relocate this industry away from residential areas, bearing 1849 signatures (*by Mr Baker*).

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 Clerk:

Attorney-General's Department Report for the year 1988-89.

Capital Works Authority - Report for the year 1988-89.

Education Ministry - Report for the year 1988-89 - Ordered to be printed.

Exhibition Trustees - Report for the year 1988-89.

Government Employee Housing Authority - Report for the year 1988-89.

Guardianship and Administration Board - Report for the year 1988-89.

Industry, Technology and Resources Department - Report for the year 1988-89.

Latrobe Regional Commission - Report and Statement of Accounts for the year 1988-89.

Local Government Department - Report for the year 1988-89.

Melbourne University - Financial Statements for the year 1986.

Members of Parliament (Register of Interests) Act 1978 - Summary of variations notified to 15 November 1989 - Ordered to be printed.

MTA Superannuation Fund - Report for the year 1988-89.

Parliamentary Committees Act 1968 - Report of the Minister for Agriculture and Rural Affairs on the action taken with respect to the recommendations made by the Social Development Committee's Inquiry into the Role and Welfare of Companion Animals in Society.

Planning and Environment Ministry - Report for the year 1988-89.

Poultry Farmer Licensing Review Committee - Report for the year 1988-89.

Public Advocate - Report for the year 1988-89.

Public Record Office - Report of the Keeper of the Public Records for the years 1987-88 and 1988-89.

Public Service Board - Report for the year 1988-89 - Ordered to be printed.

Small Business Development Corporation - Report for the year 1988-89.

Statutory Rule under the following Act:

Egg Industry Act 1989 - S.R. No. 264.

Victoria Grants Commission - Report for the year ended 31 August 1989 - Ordered to be printed.

- 5 **ORDERS OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Orders of the Day, Government Business, be read and discharged:

*Water and Sewerage Authorities (Restructuring) (Postponement of Expiry) Bill - Second reading.*

*Dandenong Valley Authority (Amendment) Bill - Second reading -*

and that the Bills be withdrawn (*Mr Roper*) - put and agreed to.

- 6 **HEALTH (GENERAL AMENDMENT) (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 Weideman*) - put and agreed to.

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

- 7 **CRIMES (BLOOD SAMPLES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).

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.

- 8 **PUBLIC AUTHORITIES (CONTRIBUTIONS) (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 a third time forthwith.

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

- 9 **FORESTS (LAMINEX INDUSTRIES AGREEMENT) BILL - FORESTS (VICTREE FORESTS AGREEMENT) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed; Bills read a second time and, by leave, read a third time forthwith.

Ordered - That these Bills be transmitted to the Legislative Council and their concurrence desired therein.

- 10 **STAMPS (MISCELLANEOUS AMENDMENTS) 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 Roper*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 11 **CRIMES (BLOOD SAMPLES) 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 a 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.
- 12 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
Agriculture Acts (General Amendment) Bill.  
Public Authorities (Contributions) (Amendment) Bill.  
Forests (Laminex Industries Agreement) Bill.
- 13 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered, after debate - That the consideration of Orders of the Day, Government Business, Nos. 7 to 14 inclusive, be postponed until later this day.
- 14 **BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL** - Order read for the consideration of the amendment suggested by the Legislative Council.  
On the motion of Mr Roper - Suggested amendment made.  
Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.
- 15 **BAYSIDE PROJECT (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 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 with amendments; as amended, considered, and amendments agreed to; read a 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 same with amendments with which they desire the concurrence of the Legislative Council.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 17 to 26 inclusive, be postponed until later this day.
- 17 **AGRICULTURAL INDUSTRY DEVELOPMENT BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.

- 18 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.

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

- 19 **PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY. LTD.** - Motion made, by leave, and question - That there be presented to this House a copy of the -

(a) Portland Smelter Unit Trust Report and Financial Statements for the year 1988-89; and

(b) Aluminium Smelters of Victoria Pty. Ltd. - Report on operations for the year 1988-89.

(*Mr Roper*) - put and agreed to.

- 20 **PAPERS** - Mr Roper presented:

(a) Portland Smelter Unit Trust Report and Financial Statements for the year 1988-89; and

(b) Aluminium Smelters of Victoria Pty. Ltd. - Report on operations for the year 1988-89 - Return to the foregoing Order.

Severally ordered to lie on the Table.

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

Freedom of Information Act 1982 - Report by the Attorney-General on the operation of the Act for the year 1988-89.

Infertility (Medical Procedures) Act 1984 - Report by the Chief General Manager of the Health Department to the Minister for Health on the Central Register.

Melbourne Wholesale Fruit and Vegetable Market Trust - Report for the year 1988-89.

Mental Health Act 1986 - Report on the Activities of Community Visitors for the year 1988-89.

Statutory Rule under the following Act:

Road Safety Act 1986 - S.R. No. 268.

Young Farmers Finance Council - Report for the year 1988-89.

- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Fisheries (Amendment) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Planning and Environment (Amendment) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.



24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Environment Protection (General Amendment) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Business Franchise (Tobacco) (Amendment) Bill and suggesting an amendment.

On the motion of Mr Roper and, after debate - Suggested amendment made.

Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

26 **MINISTERIAL STATEMENT - VICTORIAN CERTIFICATE OF EDUCATION** - Ms Kirner made a Ministerial Statement relating to the introduction of the Victorian Certificate of Education into Victorian Schools.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Roper*) - put.

The House divided.

AYES, 42

Mr Andrianopoulos	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Baker	Mr Jolly	Mr Roper	Mr Spyker
Mr Crabb	Mr Kennan	Mr Rowe	Mr Thomson
Mr Cunningham	Mr Kennedy	Mr Sandon	Mr Trezise
Mr Dollis	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Ernst	Mr Leighton	Mr Sercombe	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mrs Setches	
Mrs Garbutt	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mr Gavin	Mr Mathews	(Ballarat South)	Mrs Barker
Mrs Gleeson	Mr Micallef	Mr Sheehan	Mr Cole
Mr Hamilton	Mr Norris	(Northcote)	
Mr Harrowfield	Mr Pope	Mr Shell	

NOES, 34

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Stockdale
Mr Bildstien	Mr John	Mr Maughan	Mr Tanner
Mr Clark	Mr Kennett	Dr Napthine	Mrs Wade
Mr Coleman	Mr Lea	Mr Perrin	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Pescott	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Plowman	
Mr Elder	(Lowan)	Mr Reynolds	<i>Tellers</i>
Mr Gude	Mr McGrath	Mr Richardson	Mr Leigh
Mr Hayward	(Warrnambool)	Mr Smith	Mr Perton
Mr Heffernan	Mr McNamara	(Glen Waverley)	

And so it was resolved in the affirmative.

Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Ms Kirner*) - and, after debate -

[Mr Speaker left the Chair at Twelve o'clock midnight and resumed it at thirty-two minutes past Twelve o'clock the following morning.]

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

SATURDAY, 18 NOVEMBER 1989

Debate resumed on question - That this House takes note of the Ministerial Statement.

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

Ordered - That the debate be adjourned until tomorrow.

**27 MESSAGES FROM THE LEGISLATIVE COUNCIL -**

Agreeing to the Forests (Victree Forests Agreement) Bill without amendment.

Agreeing to the Business Franchise (Tobacco) (Amendment) Bill (including the amendments made by the Assembly which were suggested by the Council) without amendment.

Agreeing to the amendments made by the Assembly in the -

Bayside Project (Amendment) Bill.

Crimes (Blood Samples) Bill.

**28 HISTORIC BUILDINGS (AMENDMENT) BILL -** Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

**29 CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL (No. 2) -** Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

**30 MESSAGE FROM THE LEGISLATIVE COUNCIL -** Agreeing to the Conservation, Forests and Lands Acts (Amendment) Bill with amendments.

And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

*Mr Speaker, having announced that in his opinion, the nature of these amendments which have been agreed to by the House with an absolute majority of the whole number of the Members of the Legislative Assembly alters the provisions of the Bill so as to classify the Bill as requiring the second and third readings to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, re-submitted those questions to the House -*

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 31 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Parliamentary Committees (Amendment) Bill with an amendment.

And the said amendment was read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 32 **VERY FAST TRAIN (ROUTE INVESTIGATION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 33 **HEALTH (GENERAL AMENDMENT) (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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 34 **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, by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 35 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Fire Authorities (Contributions) Bill with amendments.

And said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 36 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for *"An Act to amend the 'Subdivision Act 1988' concerning redevelopment and bodies corporate and for other purposes"*.

- 37 **SUBDIVISION (FURTHER AMENDMENT) BILL** - On the motion of Mr Roper, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and, by leave, read a second time forthwith; Bill read a second time, after debate, and, by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 38 **ADOPTION (AMENDMENT) BILL** - Order read for the consideration of the amendment made by the Legislative Council.

And the said amendment was read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 39 **JOINT PRINTING COMMITTEE REPORT** - Motion made, by leave, and question - That this House notes the Joint Report of the Legislative Council and Legislative Assembly Printing Committees upon the Printing, Distribution and Binding of Parliamentary Documents and authorizes Mr Speaker to administer the printing and distribution of documents having regard to the recommendations of the Joint Report, resolutions of the Assembly Printing Committee and the Joint Committee (*Mr Roper*) - put and agreed to.
- 40 **SITTING OF THE HOUSE** - 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 in writing to each member of the House (*Mr Roper*) - put and agreed to.
- 41 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put, after debate, and agreed to.
- 42 **ADJOURNMENT** - Resolved - That the House do now adjourn.
- And then the House, at fourteen minutes past Five o'clock in the morning, adjourned until a day and hour to be fixed by Mr Speaker and notified in writing to each Member of the House as determined by resolution of the House at this sitting.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

Nos. 71, 72 and 73

## No. 71 - Tuesday, 6 March 1990

- 1 The House met pursuant to the terms of the resolution of 17 November last, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
- 2 **ISSUE OF AND RETURN TO WRIT** - Mr Speaker announced that, on 29 December last, Mr Acting Speaker issued a Writ for the election of a Member to serve for the Electoral District of Thomastown in the place of Mrs Elizabeth Susan Gleeson, deceased; and that he had received a return to the said Writ by which it appeared that Mr Peter Batchelor, had been duly elected for the Electoral District of Thomastown, in pursuance of the said Writ.
- 3 **MEMBER SWORN** - Peter Batchelor, Esquire, was then introduced and made and subscribed the Affirmation required by law.
- 4 **SUSPENSION OF STANDING ORDERS - ADMISSION OF STRANGERS** - Motion made, by leave, and question - That Standing Orders Nos. 28 and 29 relating to the admission of strangers be suspended for this day so far as may be necessary to permit the filming of certain proceedings of this House by the Department of Agriculture and Rural Affairs (*Mr Roper*) - put and agreed to.
- 5 **DEATHS OF MRS ELIZABETH SUSAN GLEESON, THE HONOURABLE SIR HENRY EDWARD BOLTE, G.C.M.G. AND THE HONOURABLE SIR RUTHERFORD CAMPBELL GUTHRIE, C.M.G.** - Motion made and question -
  - 1 That this House expresses its sincere sorrow at the death of Mrs Elizabeth Susan Gleeson and places on record its acknowledgement of the valuable services rendered by her to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Thomastown from 1985 to 1989.
  - 2 That this House expresses its sincere sorrow at the death of the Honourable Sir Henry Edward Bolte, G.C.M.G. and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Hampden from 1947 to 1972, Minister of Water Supply and Minister of Mines from 1948 to 1950 and 1964, Premier from 1955 to 1972, Treasurer from 1955 to 1972, Minister for Conservation from 1949 to 1950 and 1955 to 1961, Commissioner of Crown Lands and Survey and Minister of Soldier Settlement in 1955, Minister of State Development in 1964 and as Leader of the Opposition from 1953 to 1955.
  - 3 That this House expresses its sincere sorrow at the death of the Honourable Sir Rutherford Campbell Guthrie, C.M.G. and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Ripon from 1947 to 1950 and as Minister of Soldier Settlement from 1948 to 1950.

(*Mr Cain*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motions and, Honourable Members rising in their places to signify their assent, agreed to unanimously.

- 6 **ADJOURNMENT** - Motion made and question - That, as a further mark of respect to the memories of the late Mrs Elizabeth Susan Gleeson, the late Honourable Sir Henry Edward Bolte, G.C.M.G. and the late Honourable Sir Rutherford Campbell Guthrie, C.M.G. the House do now adjourn until tomorrow (*Mr Cain*) - put and agreed to.

And the House, at eight minutes past Six o'clock adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN COGHILL  
Speaker

## No. 72 - Wednesday, 7 March 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Hunters' Rights** - Seeking action to - (a) ensure that hunters can conduct their recreational hunting free of harassment by protesters; (b) prosecute protesters found in possession of protected species; and (c) introduce legislation for the protection of hunters' rights, bearing 439 signatures (*by Mr McNamara*).
  - Logging in National Estate Forests** - Seeking reversal of the decision to ban logging in national estate forests, bearing 871 signatures (*by Mr McGrath [Lowan]*).
  - Upgrading of Public Transport Services in Upfield** - Seeking the improvement of public transport services in the Upfield corridor by - (a) upgrading and improving the Upfield Train Line to be equal to the services offered on other suburban routes; and (b) improving and extending the Sydney Road tram route in consultation with disabled and elderly persons, bearing 210 signatures (*by Mr Gavin*).
  - Talbot Avenue Sand Pit** - Seeking the removal of noise and dust pollution by revoking all licences to the Talbot Avenue Sand Pit, bearing 652 signatures (*by Dr Vaughan*).
  - Home and Community Care** - Seeking an increase to the budget allocation granted to Home and Community Care by 20 percent annually for this and subsequent years, bearing 873, 707, 131 and 4667 signatures respectively (*by Mr Gavin, Mr Bildstien, Mr Hamilton and Mr Maughan*).
  - Specialized Home-Care Services** - Seeking that the availability of specialized home-care services is restored to its former level throughout Victoria, bearing 84, 168, 30, 313, 63 and 240 signatures respectively (*by Mr Perton, Mr Shell, Mr Reynolds, Mr Hayward, Mr Leighton and Mr Maughan*).

**Southern Peninsula Hospital** - Seeking that the Government honour its commitment to increase the bed capacity of the Southern Peninsula Hospital to at least 113 beds, bearing 83 signatures (*by Dr Wells*).

**Safety Beach - Inland Marina Impact Examination** - Seeking that the Government honour its commitment to full representation of all citizens in the area by requiring a full, public, environmental and economic impact examination of the proposal to develop an inland marina at Safety Beach, bearing 93 signatures (*by Dr Wells*).

**Safety Beach - Proposed Inland Marina** - Seeking that the development of the proposed inland marina at Safety Beach by preventing the rezoning of the land in the immediate area of Tassell's Creek and surrounding valley be stopped, bearing 279 signatures (*by Dr Wells*).

**Trial by Jury in Civil Matters** - Seeking that trial by jury in civil matters be enshrined in the Victorian Constitution, bearing 457 signatures (*by Mr Smith [Glen Waverley]*).

**Met's New Ticket System and Senior Citizens** - Seeking that senior citizens are not unnecessarily penalised by the introduction of the Met's new ticket system and the subsequent loss of conductors, bearing 265 signatures (*by Mr Sheehan [Northcote]*).

**Errinundra National Park** - Seeking that the Government acknowledge the need to add horse-riding on trails and roads to the multi-purpose recreation use of Errinundra National Park, bearing 57 signatures (*by Mr Maughan*).

**Psychiatric Nursing Service in Echuca** - Seeking that the promised psychiatric nursing service be provided immediately in Echuca, bearing 1509 signatures (*by Mr Maughan*).

**Geelong Hospital** - Seeking that the decision to close two wards at the Geelong hospital is not implemented and that the two wards are kept operational, bearing 122 signatures (*by Mr Dickinson*).

**Ascot Vale Public Tenants Group and Braybrook/Maidstone Public Tenants Union Inc.** - Seeking that funding is fully restored to the Ascot Vale Public Tenants Group and the Braybrook/Maidstone Public Tenants Union Inc., respectively and that the Minister for Housing and Construction be informed of the recognition by tenants of the communities of Ascot Vale and Braybrook/Maidstone of their Group/Union, bearing 321 and 247 signatures respectively (*by Mr Baker*).

Severally ordered to lie on the Table.

- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Smith (*Glen Waverley*) brought up a Report from the Legal and Constitutional Committee upon the *Constitution Act 1975*; together with Appendices, Extracts from the Proceedings of the Committee, two Minority Reports and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings of the Committee and two Minority Reports to be printed.

#### 5 PAPERS -

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Ninth and Tenth Reports of the Custodian.

Severally ordered to lie on the Table and to be printed.

Mr Speaker presented:

Accident Compensation Act 1985 -

Accident Compensation Commission - Quarterly Report for December, 1989.

Accident Compensation Tribunal - Quarterly Report for December, 1989.

Victorian Accident Rehabilitation Council - Quarterly Report for December, 1989.

Severally ordered to lie on the Table.

Mr McCutcheon presented, by Command of His Excellency the Governor:

Report of the Board of Inquiry on the Behaviour of the Office of Corrections.

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:

Albury-Wodonga (Victoria) Corporation - Report for the year 1988-89.

Alexandra District Hospital - Report and Statement of Accounts for the year 1988-89.

Altona District Hospital - Report and Statement of Accounts for the year 1988-89.

Amalgamated Alfred, Caulfield and Royal Southern Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Amalgamated Central Gippsland and Morwell Hospital - Report and Statement of Accounts for the year 1988-89.

Anne Caudle Centre - Report and Statement of Accounts for the year 1988-89.

Ararat and District Hospital - Report and Statement of Accounts for the year 1988-89.

Bacchus Marsh and District War Memorial Hospital - Report for the year 1988-89.

Ballarat Base Hospital - Report and Statement of Accounts for the year 1988-89.

Beeac and District Hospital - Report and Statement of Accounts for the year 1988-89.

Birregurra and District Community Hospital - Report and Statement of Accounts for the year 1988-89.

Bright Hospital - Report and Statement of Accounts for the year 1988-89.

Bundoora Extended Care Centre - Report and Statement of Accounts for the year 1988-89.

Burwood and District Community Hospital - Report and Statement of Accounts for the year 1988-89.

Camperdown District Hospital - Report and Statement of Accounts for the year 1988-89.

Casterton Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Cobram District Hospital - Report and Statement of Accounts for the year 1988-89.

Cohuna District Hospital and Cohuna Community Nursing Home - Report and Statement of Accounts for the year 1988-89.

Colac District Hospital - Report and Statement of Accounts for the year 1988-89.

Coleraine and District Hospital - Report and Statement of Accounts for the year 1988-89.



- Constitution Act Amendment Act 1958 - Statement of Functions conferred on the Electoral Commissioner, December 1989.
- Corryong District Hospital - Report and Statement of Accounts for the year 1988-89.
- Daylesford District Hospital - Report and Statement of Accounts for the year 1988-89.
- Deakin University - Report and Statement of Accounts for the year 1987; together with statutes approved by the Governor in Council.
- Dunmunkle Health Services - Report and Statement of Accounts for the year 1988-89.
- East Gippsland Centre For Rehabilitation and Extended Care - Report and Statement of Accounts for the year 1988-89.
- Eastern Suburbs Geriatric Centre - Report and Statement of Accounts for the year 1988-89.
- Echuca District Hospital Inc. - Report and Statement of Accounts for the year 1988-89.
- Edenhope and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.
- Education Act 1958 - Teachers Registration Board Regulations 1989.
- Education Administration Institute - Report for the year 1988-89.
- Education Ministry - Report for the year 1988-89 - Ordered to be printed [*In substitution for Report previously tabled 17 November 1989*].
- Eildon and District Community Hospital - Report and Statement of Accounts for the year 1988-89.
- Elmore District Hospital - Report and Statement of Accounts for the year 1988-89.
- Ethnic Affairs Commission - Report for the year 1988-89.
- Gippsland Base Hospital - Report and Statement of Accounts for the year 1988-89.
- Goulburn Valley Base Hospital - Report and Statement of Accounts for the year 1988-89.
- Grain Elevators Board - Report for the year ended 30 September 1989.
- Greyhound Racing Control Board - Report for the year ended 31 July 1989.
- Hampton Rehabilitation Hospital - Report and Statement of Accounts for the year 1988-89.
- Harness Racing Board - Report for the year ended 31 July 1989.
- Healesville and District Hospital - Report and Statement of Accounts for the year 1988-89.
- Heathcote District Hospital - Report and Statement of Accounts for the year 1988-89.
- Heywood and District Memorial Hospital and the Sydney Quayle Hostel for the Aged - Report and Statement of Accounts for the year 1988-89.
- Kerang and District Hospital - Report and Statement of Accounts for the year 1988-89.
- Kilmore and District Hospital and Kilmore and District Nursing Home Society - Report and Statement of Accounts for the year 1988-89.
- Kingston Centre and Kingston Rehabilitation and Extended Care Centre - Report and Statement of Accounts for the year 1988-89.

- Koroit and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.
- Korumburra District Hospital - Report and Statement of Accounts for the year 1988-89.
- Kyabram and District Memorial Community Hospital - Report and Statement of Accounts for the year 1988-89.
- La Trobe University Council - Report for the year 1988 and a corrigendum to the Report; together with Statutes approved by the Governor in Council during the year 1988.
- Library Council of Victoria - Report and Statement of Accounts for the year 1988-89 and Council of the State Library of Victoria - Report and Statement of Accounts for the period 24 May to 30 June 1989.
- Little Company of Mary Hospital Inc. - Report and Statement of Accounts for the year 1988-89.
- Loddon-Campaspe Regional Planning Authority - Report for the year ended 30 September 1989.
- Lyndoch Home and Hospital for the Aged - Report and Statement of Accounts for the year 1988-89.
- Macarthur and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.
- Manangatang and District Hospital - Report and Statement of Accounts for the year 1988-89.
- Mansfield District Hospital and Bentley Nursing Home - Report and Statement of Accounts for the year 1988-89.
- Maroondah Hospital - Report and Statement of Accounts for the year 1988-89.
- Maryborough and District Hospital - Report and Statement of Accounts for the year 1988-89.
- Melbourne and Metropolitan Board of Works Employees' Superannuation Scheme - Report for the year 1988-89.
- Mildura Base Hospital - Report and Statement of Accounts for the year 1988-89.
- Monash Medical Centre - Report and Statement of Accounts for the year 1988-89.
- Mordialloc-Cheltenham Community Hospital - Report and Statement of Accounts for the year 1988-89.
- Mortlake District Hospital - Report and Statement of Accounts for the year 1988-89.
- Mount Eliza Centre for Rehabilitation and Extended Care - Report and Statement of Accounts for the year 1988-89.
- Mount Royal Hospital - Report and Statement of Accounts for the year 1988-89.
- Myrtleford District Hospital - Report and Statement of Accounts for the year 1988-89.
- Nathalia District Hospital and Nathalia Nursing Home Society - Report and Statement of Accounts for the year 1988-89.
- National Companies and Securities Commission - Report and Financial Statements for the year 1988-89.
- National Gallery of Victoria - Report for the year 1988-89.

- Numurkah and District War Memorial Hospital - Report and Statement of Accounts for the year 1988-89.
- Omeo District Hospital - Report and Statement of Accounts for the year 1988-89.
- Orbost and District Hospital - Report and Statement of Accounts for the year 1988-89.
- Ouyen and District Hospital - Report and Statement of Accounts for the year 1988-89.
- Ovens and Murray Hospital for the Aged, Beechworth - Report and Statement of Accounts for the year 1988-89.
- Ovens District Hospital, Beechworth - Report and Statement of Accounts for the year 1988-89.
- Penshurst and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

- All Planning Schemes - Nos. S4, S6.
- Alexandra Planning Scheme - No. L9.
- Altona Planning Scheme - No. L5.
- Ararat Planning Scheme - Nos. L1, L9.
- Arapiles Planning Scheme - No. L3 Part 1.
- Avon Planning Scheme - No. L3.
- Bacchus Marsh Planning Scheme - No. L12 Part 1A.
- Ballan Planning Scheme - No. L4.
- Ballaarat (City) Planning Scheme - No. L8.
- Ballarat (Shire) Planning Scheme - No. L3.
- Bass Planning Scheme - No. L13.
- Berwick Planning Scheme - Nos. L10, L11.
- Box Hill Planning Scheme - Nos. L3 Part 2, RL48 Part 5.
- Broadmeadows Planning Scheme - Nos. L3, L14, RL81 Part 2.
- Brunswick Planning Scheme - Nos. R84, RL100.
- Bulla Planning Scheme - Nos. L4, L6, L7, L8, R85, RL48 Part 6.
- Buln Buln Planning Scheme - No. L1.
- Bungaree Planning Scheme - No. L5.
- Camberwell Planning Scheme - Nos. L6, R84, RL58.
- Castlemaine Planning Scheme - No. L3.
- Caulfield Planning Scheme - No. R84.
- Chelsea Planning Scheme - No. RL38.
- Cobram Planning Scheme - Nos. L5, L6, L7.
- Coburg Planning Scheme - No. RL81 Part 2.
- Collingwood Planning Scheme - No. R84.
- Cranbourne Planning Scheme - Nos. L14, L21, RL69 Part 2.
- Dandenong Planning Scheme - Nos. L4, RL120.
- Doncaster and Templestowe Planning Scheme - Nos. L6, R84, RL25.
- Essendon Planning Scheme - Nos. L2, L5, L6, L9, R84, RL81 Part 2.
- Fitzroy Planning Scheme - Nos. L1, R84.
- Flinders Planning Scheme - Nos. L9, L19, L20, L22, L29, L31, L32.
- Footscray Planning Scheme - Nos. L7, R84.
- Frankston Planning Scheme - Nos. L5, L7.
- Geelong Regional Planning Scheme - Nos. R8, R22 Part 2, R26 Part 1A, R26 Part 2, R42, R46.
- Gisborne Planning Scheme - No. L4.
- Hampden Planning Scheme - No. L2 Part 1.
- Hastings Planning Scheme - Nos. L6, L20, L32.

Hawthorn Planning Scheme - Nos. L2, L4, R84.  
 Healesville Planning Scheme - Nos. L7, L24, L28.  
 Huntly Planning Scheme - Nos. L8, L11, L12.  
 Horsham Planning Scheme - No. L13.  
 Keilor Planning Scheme - Nos. L11, L18.  
 Kew Planning Scheme - Nos. L4, R84, RL114.  
 Kilmore Planning Scheme - Nos. L20, L21, L27, L28.  
 Knox Planning Scheme - Nos. L8, L14, L16.  
 Korumburra Planning Scheme - Nos. L8, L23.  
 Lillydale Planning Scheme - Nos. L23, L43, L52.  
 Malvern Planning Scheme - Nos. R84, RL69 Part 3.  
 Marong Planning Scheme - Nos. L9, L11.  
 Maryborough Planning Scheme - No. L6.  
 McIvor Planning Scheme - No. L1 Parts 1 and 2.  
 Melbourne Planning Scheme - Nos. L37, L40, L41, L42, R84, RL27 Part 3.  
 Melton Planning Scheme - Nos. L4, L6.  
 Metcalfe Planning Scheme - No. L5.  
 Metropolitan Region Planning Scheme - Nos. R73, R83, R87, RL27 Part 1, RL51 Part 3.  
 Mildura Planning Scheme - Nos. L6, L11.  
 Mildura (City) Planning Scheme - Nos. L8, L9, L15.  
 Mildura (Shire) Planning Scheme - Nos. L7, L9, L14.  
 Moe Planning Scheme - Nos. L9, L11 Part A, L12.  
 Mornington Planning Scheme - Nos. L20, L22, L23.  
 Morwell Planning Scheme - Nos. L2, L9, L18, L23.  
 Myrtleford Planning Scheme - Nos. L11, L12, L13, L16.  
 Narracan Planning Scheme - No. L1 Part B.  
 Newstead Planning Scheme - No. L3.  
 Newham and Woodend Planning Scheme - Nos. L5, L17 Part 2, L19.  
 Northcote Planning Scheme - Nos. L5, R84.  
 Nunawading Planning Scheme - No. R84.  
 Pakenham Planning Scheme - Nos. L11, L14, L20.  
 Phillip Island Planning Scheme - Nos. L10, L11 Part A, L13.  
 Port Melbourne Planning Scheme - No. R84.  
 Port of Melbourne Planning Scheme - Nos. R84, RL27 Part 4.  
 Prahran Planning Scheme - Nos. L9, R84.  
 Preston Planning Scheme - Nos. L3, L6, L9, R84.  
 Richmond Planning Scheme - Nos. L4, R84.  
 Ringwood Planning Scheme - No. L2.  
 Rodney Planning Scheme - Nos. L13, L21, L22.  
 Romsey Planning Scheme - No. L11.  
 St. Kilda Planning Scheme - Nos. R84, RL47.  
 Sandringham Planning Scheme - No. R84.  
 Seymour Planning Scheme - Nos. L17, L18.  
 Shepparton Planning Scheme - No. L18.  
 Shepparton City Planning Scheme - Nos. L15, L19.  
 Sherbrooke Planning Scheme - Nos. L12 Part 1A, L12 Part 2, L23.  
 South Gippsland Planning Scheme - No. L13.  
 South Melbourne Planning Scheme - Nos. L9, L11, R84, RL27 Part 2.  
 Springvale Planning Scheme - Nos. R52, R57, RL38.  
 Stawall (Shire) Planning Scheme - No. L8.  
 Stawall (Town) Planning Scheme - Nos. L9, L10 Part 1.  
 Sunshine Planning Scheme - Nos. L3, L6 Part 1, L12, L14, RL11 Part 8.  
 Swan Hill (City) Planning Scheme - No. L4.  
 Tambo Planning Scheme - Nos. L1, L27, L29, L34.  
 Traralgon (City) Planning Scheme - Nos. L23, L26, L30.  
 Traralgon (Shire) Planning Scheme - Nos. L23, L29.  
 Upper Yarra Planning Scheme - Nos. L4, L12.  
 Wangaratta Planning Scheme - No. L11.

Wangaratta (City) Planning Scheme - No. L12.  
Warracknabeal Planning Scheme - No. L4.  
Warrnambool (City) Planning Scheme - Nos. L10, L13, L14.  
Warragul Planning Scheme - Nos. L3, L9, L14.  
Waverley Planning Scheme - Nos. L3, RL51 Part 2, RL86.  
Whittlesea Planning Scheme - Nos. L16, L18, R32, RL35 Part 3, RL102, RL115.  
Williamstown Planning Scheme - No. R84.  
Wodonga Development Areas Planning Scheme - No. L4.  
Yarrowonga Planning Scheme - No. L4.  
Yea Planning Scheme - No. L1.

Police Regulation Act 1958 -

Determination Nos. 519 to 522 of the Police Service Board.

Determination No. 17 of the Police Service Board for Police Recruits.

Determination Nos. 17 to 19 of the Police Service Board for Protective Services Officers.

Determination No. 13 of the Police Service Board for Police Reservists.

Port Fairy Hospital - Report and Statement of Accounts for the year 1988-89.

Portland and District Hospital - Report and Statement of Accounts for the year 1988-89.

Preston and Northcote Community Hospital - Report and Statement of Accounts for the year 1988-89.

Prevention of Cruelty to Animals Act 1986 - Code of Practice for the Housing of Caged Birds.

Queen Elizabeth Centre - Report and Statement of Accounts for the year 1988-89.

Queen Elizabeth Geriatric Centre - Report and Statement of Accounts for the year 1988-89.

Ripon Peace Memorial Hospital, Beaufort - Report and Statement of Accounts for the year 1988-89.

Robinvale and District Hospital and Robinvale and District Nursing Home - Report and Statement of Accounts for the year 1988-89.

Rochester and District War Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Royal Women's Hospital - Report and Statement of Accounts for the year 1988-89.

Sandringham and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

SEC Superannuation Fund - Financial Statements for the year 1988-89.

Seymour District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Shelley Memorial Hospital, Bunyip - Report and Statement of Accounts for the year 1988-89.

Skipton and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Southern Peninsula Hospital - Report and Statement of Accounts for the year 1988-89.

State Employees Retirement Benefits Board - Report for the year 1988-89.

Statutory Rules under the following Acts:

Accident Compensation Act 1985 - S.R. No. 407/1989.

- Administrative Appeals Tribunal Act 1984 - S.R. No. 263/1989.
- Alpine Resorts Act 1983 - S.R. No. 385/1989.
- Architects Act 1958 - S.R. No. 408/1989.
- Associations Incorporation Act 1981 - S.R. No. 359/1989.
- Boilers and Pressure Vessels Act 1970 - S.R. Nos. 285, 286/1989.
- Building Control Act 1981 - S.R. Nos. 278/1989; 27, 28, 32/1990.
- Business Franchise (Tobacco) Act 1974 - S.R. Nos. 297/1989; 14/1990.
- Business Franchise (Petroleum Products) Act 1979 - S.R. Nos. 297/1989; 14/1990.
- Business Names Act 1962 - S.R. No. 360/1989.
- Chattel Securities Act 1987 - S.R. No. 5/1990.
- Chiropodists Act 1968 - S.R. No. 345/1989.
- Chiropractors and Osteopaths Act 1978 - S.R. Nos. 332, 341/1989.
- Construction Industry Long Service Leave Act 1983 - S.R. No. 266/1989.
- Co-operation Act 1981 - S.R. No. 362/1989.
- Co-operative Housing Societies Act 1958 - S.R. No. 364/1989.
- Corrections Act 1986 - S.R. No. 350/1989.
- Country Fire Authority Act 1958 - S.R. Nos. 17, 19/1990.
- County Court Act 1958 -  
 S.R. No. 272/1989 together with a copy of the Public Service Determinations Nos. 4.1 to 4.5 and Tables 2 and 5 of Appendix E as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule;
- S.R. Nos. 354, 355/1989;
- S.R. No. 380/1989 together with a copy of the Public Service Determinations Nos. 4.1 to 4.5 and Tables 2 and 5 of Appendix E as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.
- Credit (Administration) Act 1984 - S.R. No. 373/1989.
- Crimes Act 1958 - S.R. No. 395/1989.
- Dangerous Goods Act 1985 -  
 S.R. Nos. 287-289/1989 (inclusive).
- S.R. No. 323/1989 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:
- | Australian Standards |  |
|----------------------|--|
| 1894-1976            | Code of Practice for the Safe Handling of Cryogenic Fluids (as amended).                             |
| 2022-1983            | Anhydrous Ammonia - Storage and Handling (as amended).   |
| 2927-1987            | The Storage and Handling of Liquefied Chlorine Gas (as amended).                                     |
| 1940-1988            | The Storage and Handling of Flammable and Combustible Liquids (as amended).                          |
| 2714-1984            | The Storage and Handling of Hazardous Chemical Materials - Class 5.2 Substances - Organic Peroxides. |

National Health and Medical Research Council. Approved Occupational Health Guide - Threshold Limit Values (1983-84).

Australian Standards

IP 36-84	Standard Method of Test for Flash and Fire points by Cleveland Open Cup.
1530.4-1985	Methods for Fire Tests on Building Materials, Components and Structures - Part 4 - Fire-Resistance Tests of Elements of Building Construction.
2106-1980	Methods of Test for the Determination of Flammable Liquids (Closed Cup).
1563-1974	General Purpose Freight Containers (International Sizes).
2430.1-1987	Classification of Hazardous Areas Part 1 - Explosive Gas Atmospheres
2430.2-1986	Part 2 - Combustible Dusts.
2430.3-1987	Part 3 - Specific Occupancies.
1763-1985	Industrial Trucks - Glossary of Terms.
1580-1975	Methods of Test for Paints, Varnishes, Lacquers and Related Materials (Metric Units) - Methods 301.1 Non-Volatile Content.

National Health and Medical Research Council- Standard for Uniform Scheduling of Drugs and Poisons - No. 4

Australian Standards

1719-1981	Recommended Common Names for Pesticides.
1319-1983	Safety Signs for the Occupational Environment (as amended).
2118-1982	Automatic Fire Sprinkler Systems (as amended).
1851.3-1985	Maintenance of Fire Protection Equipment - Automatic Fire Sprinkler Systems.
1221-1989	Fire Hose Reels.
2441-1988	Installation of Fire Hose Reels.
1851.2-1988	Maintenance of Fire Protection Equipment - Fire Hose Reels.
2419.1-1988	Fire Hydrant Installations, System Design, Installation and Commissioning (as amended).
1851.4-1988	Maintenance of Fire Protection Equipment - Fire Hydrant Installations.
1851.1-1989	Maintenance of Fire Protection Equipment - Portable Fire Extinguishers.
1841-1985	Portable Fire Extinguishers - Water (Gas Container) Type.
1842-1985	Portable Fire Extinguishers - Water (Stored Pressure) Type.
1844-1985	Portable Fire Extinguishers - Foam (Gas Container) Type.
1845-1985	Portable Fire Extinguishers - Foam (Stored Pressure) Type.
1846-1985	Portable Fire Extinguishers - Powder Type.
1847-1985	Portable Fire Extinguishers - Carbon Dioxide Type.
1848-1985	Portable Fire Extinguishers - Halon Type (as amended).
1850-1981	Portable Fire Extinguishers - Classification, Rating and Fire Testing (as amended).
2243.1-1982	Safety in Laboratories - Part 1 - General.
2243.2-1982	Safety in Laboratories - Part 2 - Chemical.

2243.6-1980	Safety in Laboratories - Part 6 - Mechanical Aspects.
2243.7-1980	Safety in Laboratories - Part 7 - Electrical Aspects.
2243.8-1986	Safety in Laboratories - Part 8 - Fume Cupboards.
2982-1987	Laboratory Construction.
3000-1986	Wiring Codes Electrical Installations - Buildings, Structures and Premises (as amended).
1020-1984	The Control of Undesirable Static Electricity.
1680-1976	Code of Practice for Interior Lighting and the Visual Environment.
1915-1983	Electrical Equipment for Explosive Gas Atmospheres - Battery Operated Vehicles.
2359.1-1985	Industrial Trucks - Part 1 - Design and Manufacture.

Transport Code - Australian Code for the Transport of Dangerous Goods by Road and Rail (Commonwealth Government Gazette No. P15, 1987)

#### Australian Standards

1210-1989	Unfired Pressure Vessels.
API 620-1986	Recommended Rules for Design and Construction of Large, Welded, Low-Pressure Storage Tanks.
API 650-1988	Welded Steel Tanks for Oil Storage.
2030.1-1989	SAA Gas Code - Part 1 - Cylinders for Compressed Gases other than Acetylene.
2030.2-1985	Part 2 - Cylinders for Dissolved Acetylene.
2030.3-1982	Part 3 - Non-refillable Cylinders for Compressed Gases.
2030.4-1985	Part 4 - Welded Cylinders - Insulated.
Supplement	No. 1 to AS 2030 - Foreign Gas Cylinder Specifications.
1942-1987	Refrigerant Gas Cylinder Identification.
1943-1987	Industrial Gas Cylinder Identification.
1944-1987	Medical Gas Cylinder Identification.
1596-1989	LP Gas - Storage and Handling.
AG 504-1987	Code of Practice for NGV Refuelling Stations.
2906-1986	Fuel Containers - Portable - Plastics and Metal (as amended).
2236-1985	Electrical Equipment for Explosive Atmospheres - Dust-Excluding Ignition-Proof (DIP) Enclosure.
1692-1983	Tanks for Flammable and Combustible Liquids.
2634-1983	Chemical Plant Equipment made from Glass-Fibre Reinforced Plastics (GRP) based on Thermosetting Resins.
CB18.1-1967	SAA Pressure Piping Code - Part 1 - Ferrous Piping.
2117-1983	Hose and Hose Assemblies for Petroleum and Petroleum Products - Suction and Discharge.

Institute of Petroleum Standards for Petroleum and its Products - Part 1 - Methods for Analysis and Testing.

#### Australian Standards

2700-1985	Colour Standards for General Purposes.
1530.1-1984	Methods for Fire Tests on Building Materials, Components and Structures Part 1 - Combustibility Test for Materials.
1530.2-1973	Part 2 - Test for Flammability of Materials.



- 1530.3-1989      Part 3 - Simultaneous determination of ignitability, flame propagation, heat release and smoke release.
- Dentists Act 1972 - S.R. Nos. 307, 337/1989.
- Dental Technicians Act 1972 - S.R. Nos. 308, 309, 339, 344/1989.
- Dietitians Act 1981 - S.R. No. 329/1989.
- Drugs, Poisons and Controlled Substances Act 1981 - S.R. Nos. 275, 310, 333/1989; 23/1990.
- Environment Protection Act 1970 - S.R. No. 276/1989.
- Estate Agents Act 1980 - S.R. Nos. 284, 305, 306/1989.
- Evidence Act 1958 - S.R. Nos. 352, 353/1989.
- Extractive Industries Act 1966 - S.R. No. 318/1989.
- Financial Institutions Duty Act 1982 - S.R. No. 15/1990 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:  
*Commonwealth Social Security Act 1947 (as amended).*  
*Commonwealth Veterans' Entitlements Act 1986 (as amended).*
- Fisheries Act 1968 - S.R. Nos. 372/1989; 25/1990.
- Food Act 1984 -  
 S.R. No. 340/1989;  
 S.R. No. 26/1990 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:  
 Amendments Nos. 3, 4 and 5 to the Food Standards Code published in the Commonwealth of Australia Gazette on 11 October, 17 November and 15 December 1989, respectively.
- Forests Act 1958 - S.R. Nos. 270, 371/1989.
- Friendly Societies Act 1986 - S.R. No. 363/1989.
- Groundwater Act 1969 - S.R. No. 298/1989.
- Guardianship and Administration Board Act 1986 - S.R. No. 361/1989.
- Health Act 1958 - S.R. Nos. 280, 281, 312-316 (inclusive), 330, 336, 338/1989.
- Health Services Act 1988 - S.R. Nos. 317, 328, 347/1989.
- Intellectually Disabled Persons' Services Act 1986 - S.R. No. 365/1989; 3/1990.
- Juries Act 1967 - S.R. No. 356/1989.
- Land Act 1958 - S.R. Nos. 366, 387/1989.
- Land Tax Act 1958 - S.R. No. 379/1989.
- Legal Profession Practice Act 1958 - S.R. No. 410/1989.
- Lifts and Cranes Act 1967 - S.R. Nos. 290, 291, 292/1989.
- Liquor Control Act 1987 - S.R. Nos. 374, 377/1989.
- Lotteries Gaming and Betting Act 1966 - S.R. Nos. 388, 389, 402/1989.
- Magistrates' Courts Act 1971 - S.R. Nos. 301, 351/1989.
- Marine Act 1988 - S.R. No. 283/1989 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

- Notice No. 1 made under section 15(2) of the *Marine Act* 1988, Government Gazette No. G49 of 1988, pages 3800 to 3854.  
 Notice No. 2 made under section 15(2) of the *Marine Act* 1988, Government Gazette No. G9 of 1989, page 472.  
 Notice No. 3 made under section 15(2) of the *Marine Act* 1988, Government Gazette No. G42 of 1989, pages 2777 to 2784.

Australian Standards

- 2260-1984 Buoyancy Garments.  
 Z27-1966 Life Jackets.  
 1499-1977 Buoyancy Vests (as amended).  
 1499-1979 Buoyancy Vests.  
 1499-1983 Buoyancy Vests.

*Commonwealth Navigation Act 1912* (as amended).

Commonwealth Marine Orders Part 25 (Equipment - Life-Saving) First Issue.

Australian Standards

- 1512-1973 Life Jackets (as amended).  
 1512-1981 Life Jackets.  
 1512-1983 Life Jackets.  
 1512-1988 Personal Flotation Devices - Type 1.  
 1499-1988 Personal Flotation Devices - Type 2.  
 2260-1988 Personal Flotation Devices - Type 3.

International Code of Signals 1969 - Her Majesty's Office 1975 - Extract of Alphabetical Flags and Single Letter Signals.

Marine Information Manual - AGPS Canberra 1987 - Extract from International Code of Signals.

Commonwealth Uniform Shipping Laws Code - Section 16 Collision Regulations.

Martial Arts Control Act 1986 - S.R. No. 406/1989.

Medical Practitioners Act 1970 - S.R. Nos. 342, 346/1989.

Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 304/1989; No. 2/1990.

Metropolitan Fire Brigades Act 1958 - S.R. No. 18/1990.

Metropolitan Fire Brigades Superannuation Act 1976 - S.R. No. 383/1989.

Mines Act 1958 - S.R. No. 319/1989.

Mining Development Act 1958 - S.R. No. 320/1989.

Motor Car Traders Act 1986 - S.R. No. 279/1989.

National Parks Act 1975 - S.R. Nos. 367, 368/1989.

Nurses Act 1958 - S.R. Nos. 411-413/1989 (inclusive).

Occupational Health and Safety Act 1985 - S.R. No. 349/1989 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Australian Standards

- 1270-1988 Acoustics - Hearing Protectors.  
 1337-1984 Eye Protectors for Industrial Applications.  
 1873-1978 Explosive-Powered Hand-Held Fastening Tools, Fasteners and Explosive Charges.

Optometrists Registration Act 1958 - S.R. Nos. 269, 311, 343/1989.

Pathology Services Accreditation Act 1984 - S.R. No. 31/1990.

Parliamentary Salaries and Superannuation Act 1968 - S.R. No. 33/1990.

- Petroleum Act 1958 - S.R. No. 321/1989.
- Pharmacists Act 1974 - S.R. Nos. 331, 335/1989.
- Physiotherapists Act 1978 - S.R. Nos. 282, 334/1989.
- Pipelines Act 1967 - S.R. No. 322/1989.
- Police Regulation Act 1958 - S.R. No. 324/1989; 29/1990.
- Post-Secondary Education Act 1978 - S.R. Nos. 326, 327/1989.
- Private Agents Act 1966 - S.R. No. 277/1989.
- Professional Boxing Control Act 1985 - S.R. Nos. 403, 405/1989.
- Public Service Act 1974 - S.R. Nos. 265, 386/1989; 20, 21/1990; P.S.D. Nos. 37-50/1989 (inclusive); 1, 2/1990.
- Racing Act 1958 - S.R. Nos. 296, 390-394 (inclusive), 396-401/1989 (inclusive).
- Reference Areas Act 1978 - S.R. No. 370/1989.
- Registration of Births Deaths and Marriages Act 1959 - S.R. No. 24/1990.
- Residential Tenancies Act 1980 - S.R. No. 375/1989.
- Road Safety Act 1986 - S.R. Nos. 267, 271, 325/1989; 6, 7, 12, 13/1990.
- Scaffolding Act 1971 - S.R. Nos. 293, 294, 295/1989.
- Small Claims Tribunals Act 1973 - S.R. No. 376/1989.
- Sport and Recreation Act 1972 - S.R. No. 404/1989.
- State Casual Employees Superannuation Act 1989 - S.R. No. 382/1989.
- State Electricity Commission Act 1958 -
- S.R. No. 274/1989 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:
- Australian Standard
- 3198-1977 Approval and Test Specification for XLPE Insulated Electric Cables.
- International Standard
- IEC56 - 1987 High-Voltage alternating - current circuit breakers.
- S.R. No. 414/1989 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:
- Australian Standards
- 1024-1971 Direct Recording Electrical Measuring Instruments and their Accessories.
- 1042-1973 Direct-Acting Indicating Electrical Measuring Instruments and their Accessories.
- 2040-1977 Household Electric Clothes Washing Machines.
- 2442-1981 Performance of Household Electrical Appliances - Rotary Clothes Dryers.
- 3185-1986 Approval and Test Specification - Electric Rotary Clothes Dryers for Household Use.
- State Superannuation Act 1988 - S.R. Nos. 299, 381/1989.
- Subdivision Act 1988 - S.R. Nos. 263, 384/1989.

- Supreme Court Act 1986 -  
S.R. Nos. 273, 300, 302/1989;  
S.R. No. 303/1989 together with a copy of the Commonwealth Admiralty Rules 1988 as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule;  
S.R. Nos. 357, 358/1989; 1/1990.
- Teaching Service Act 1981 - S.R. No. 409/1989.
- Tobacco Act 1987 - S.R. No. 348/1989.
- Transport Act 1983 - S.R. Nos. 8-11/1990 (inclusive).
- Transport Accident Act 1986 - S.R. No. 378/1989.
- Travel Agents Act 1986 - S.R. No. 4/1990.
- Very Fast Train (Route Investigation) Act 1989 - S.R. No. 22/1990.
- Water Act 1958- S.R. No. 34/1990.
- Wildlife Act 1975 - S.R. Nos. 369/1989; 16/1990.
- Swan Hill District Hospital - Report and Statement of Accounts for the year 1988-89.
- Tawonga District General Hospital - Report and Statement of Accounts for the year 1988-89.
- Terang and District Community Hospital - Report and Statement of Accounts for the year 1988-89.
- Totalizer Agency Board - Supplementary Statistical and Financial Information for the year ended 31 July 1989.
- Transport Superannuation Board - Report and Statement of Accounts for the year 1988-89.
- Upper Yarra Valley and Dandenong Ranges Authority - Report for the year ended 30 September 1989.
- Victorian Arts Centre Trust - Report for the year 1988-89.
- Victorian Post-Secondary Education Commission - Report for the year 1988-89 - Ordered to be printed.
- Victorian Relief Committee - Report for the year 1988-89.
- Wangaratta District Base Hospital - Report and Statement of Accounts for the year 1988-89.
- Waranga Memorial and Waranga Nursing Home Society Hospital - Report and Statement of Accounts for the year 1988-89.
- Werribee District Hospital and Wyndham Lodge Nursing Home and Day Hospital - Report and Statement of Accounts for the year 1988-89.
- West Gippsland Hospital - Report and Statement of Accounts for the year 1988-89.
- Westernport Memorial Hospital - Report and Statement of Accounts for the year 1988-89.
- William Angliss Knox and Sherbrooke Community Hospital - Report and Statement of Accounts for the year 1988-89.
- Williamstown Hospital - Report and Statement of Accounts for the year 1988-89.
- Wimmera Base Hospital - Report and Statement of Accounts for the year 1988-89.

Wonthaggi and District Hospital - Report and Statement of Accounts for the year 1988-89.

Woorayl District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

Yea and District Memorial Hospital - Report and Statement of Accounts for the year 1988-89.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988.

Accident Compensation (General Amendment) Act 1989 - Sections 5-8 (inclusive), 10, 20, 27 (a), 30-35 (inclusive); 5 March 1990, Section 36; 1 July 1990 (*Gazette No. G8, 21 February 1990*).

Adoption (Amendment) Act 1989 - Whole Act (except section 11(2)); 5 December 1989 (*Gazette No. G48, 6 December 1989*).

Agriculture Acts (General Amendment) Act 1989 - Sections 1-6, 8-10, 12-16, 18-23 inclusive, 25 and 26; 20 December 1989 (*Gazette No. G50, 20 December 1989*).

Crimes (Fingerprinting) Act 1988 - Sections 1-5 (inclusive), 7 (except paragraph (b)), 8 and 9; 1 January 1990 (*Gazette No. G50, 20 December 1989*).

Crimes Legislation (Miscellaneous Amendments) Act 1989 - Sections 40, 43-48 (inclusive) and 54; 20 December 1989, Sections 11-13 (inclusive); 1 January 1990 (*Gazette No. G50, 20 December 1989*).

Fire Authorities (Contributions) Act 1989 - Sections 1-6 (inclusive), 7 (b), (c), (d), (e), (f), (g), (h) and 8; 12 December 1989 (*Gazette No. S72, 12 December 1989*).

Fire Authorities Act 1989 - Section 26(10); 5 December 1989, Sections 17(a), 21, 26 (11), (12), (13), 32 and 44 (2), (7), and (8); 1 January 1990 (*Gazette No. S71, 5 December 1989*).

Fisheries (Amendment) Act 1989 - Whole Act except sections 7 and 9; 20 December 1989 (*Gazette No. G50, 20 December 1989*).

Land (Miscellaneous Matters) Act 1989 - Part 7; 24 January 1990 (*Gazette No. G4, 24 January 1990*).

National Parks (Alpine National Park) Act 1989 - Whole Act (except section 11 (1) to 11 (5)); 2 December 1989 (*Gazette No. G47, 29 November 1989*).

Ombudsman (Amendment) Act 1989 - 12 December 1989 (*Gazette No. S72, 12 December 1989*).

Pathology Services Accreditation Act 1984 - Section 22; 10 December 1989 (*Gazette No. G48, 6 December 1989*).

Prince Henry's Institute of Medical Research Act 1988 - 1 January 1990 (*Gazette No. G48, 6 December 1989*).

Road Safety (Miscellaneous Amendments) Act 1989 - Sections 4, 5, 8 (2), 14, 15, 17 and 18; 11 November 1989 (*Gazette No. S61, 9 November 1989*).

Subdivision (Further Amendment) Act 1989 - 12 December 1989 (*Gazette No. G48, 6 December 1989*).

Very Fast Train (Route Investigation) Act 1989 - 7 February 1990 (*Gazette No. G6, 7 February 1990*).

**6 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**  
 Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 28 November 1989

Adoption (Amendment) Bill  
 Melbourne Cricket Ground Trust Bill  
 Racing (TAB Surplus) Bill  
 Agriculture Acts (General Amendment) Bill  
 Public Authorities (Contributions) (Amendment) Bill  
 Fisheries (Amendment) Bill  
 Business Franchise (Tobacco) (Amendment) Bill  
 Parliamentary Committees (Amendment) Bill  
 Very Fast Train (Route Investigation) Bill  
 Health (General Amendment) (Amendment) Bill  
 Chiropodists (Amendment) Bill.

On 5 December 1989

Water Bill  
 Water (Consequential Amendments) Bill  
 Forests (Laminex Industries Agreement) Bill  
 Forests (Victree Forests Agreement) Bill  
 Crimes (Blood Samples) Bill  
 Bayside Project (Amendment) Bill  
 Planning and Environment (Amendment) Bill  
 Environment Protection (General Amendment) Bill  
 Historic Buildings (Amendment) Bill  
 Caravan Parks and Movable Dwellings (Amendment) Bill (No. 2)  
 Conservation, Forests and Lands Acts (Amendment) Bill  
 Fire Authorities (Contributions) Bill  
 Subdivision (Further Amendment) Bill.

- 7 NATURAL RESOURCES AND ENVIRONMENT COMMITTEE - MEMBERSHIP -**  
 Motion made, by leave, and question - That Mrs Hill and Mr Sheehan (*Northcote*) be discharged from attendance on the Natural Resources and Environment Committee and that Mr Hamilton be appointed thereto (*Mr Roper*) - put and agreed to.
- 8 YACKANDANDAH LAND BILL -** Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Wednesday, 28 March instant.
- 9 KEW AND HEIDELBERG LANDS (TRUST) BILL -** Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Wednesday, 28 March instant.
- 10 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.

- 11 **ROAD SAFETY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 12 **HEALTH (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 a 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.
- 13 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.
- 14 **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 committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a 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.
- 15 **ROAD SAFETY (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 11.00 p.m.  
pursuant to Sessional Orders.*

- 16 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr. Speaker left the Chair at forty-seven minutes past Eleven o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 73 - Thursday, 8 March 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Home and Community Care** - Seeking an increase to the budget allocation granted to Home and Community Care by 20 percent annually for this and subsequent years, bearing 86 signatures (*by Mrs Barker*).
  - Specialized Home-Care Services** - Seeking that the availability of specialized home-care services is restored to its former level throughout Victoria, bearing 18 and 28 signatures respectively (*by Mr Shell and Mr Leigh*).
  - Gippsland Base Hospital at Sale** - Seeking that immediate funding be granted to enable the effective and efficient operation of the Gippsland Base Hospital at Sale, bearing 3629 signatures (*by Mr Wallace*).
  - Police Services at Neerim South** - Seeking that the essential police service at Neerim South is retained, bearing 146 signatures (*by Mr Delzoppo*).
  - Support for the Arts** - Seeking action to acknowledge the real value of the arts by improving the level of support necessary to maintain Victoria's pre-eminent position as Australia's cultural capital, bearing 153 signatures (*by Mr Baker*).
  - Safety Helmets** - Seeking the reconsideration of plans for the compulsory wearing of safety helmets and instead engage in positive measures to make this a safe state for cyclists, bearing 9 signatures (*by Mr Baker*).
  - Mental Health Legal Centre** - Seeking action to demonstrate its commitment to the social justice needs of people with psychiatric disabilities by funding the Mental Health Legal Centre, bearing 7 signatures (*by Mr Baker*).
  - Administrative Appeals Tribunal** - Seeking the instigation of a Parliamentary Inquiry into the Planning Division of the Administrative Appeals Tribunal, bearing 840 signatures (*by Mr Baker*).

Severally ordered to lie on the Table.
- 4 **SOCIAL DEVELOPMENT COMMITTEE** - Dr Vaughan brought up a Report from the Social Development Committee upon the Inquiry into Vehicle Occupant Protection; together with Appendices, Extracts from the Proceedings of the Committee and a Minority Report.
 

Ordered to lie on the Table and to be printed.
- 5 **PAPER** -
 

Mr McCutcheon presented, by Command of His Excellency the Governor:

Supreme Court Judges - Report for the year 1988.

Ordered to lie on the Table.
- 6 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.



- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Supply (1990-91, No. 1) Bill.
- 8 **SUPPLY (1990-91, No. 1) BILL** - Mr Jolly, pursuant to motion moved on his behalf by Mr Roper, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennan, to bring in a Bill "*to make interim provision for the appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1990-91*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - Mr Jolly, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Kennan, to bring in a Bill "*to make ancillary provisions for certain works and purposes for the financial year 1990-91*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **ECONOMIC AND BUDGET REVIEW COMMITTEE - MEMBERSHIP** - Motion made and question - That Mr Batchelor be appointed a member of the Economic and Budget Review Committee (*Mr Roper*) - put, after debate, and agreed to.
- 11 **ROAD SAFETY (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 a 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.
- 12 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 27 March instant (*Mr Roper*) - after debate, put.
- The House divided.

AYES, 44

Mr Andrianopoulos	Mrs Hill	Mr Pope	Mr Shell
Mr Baker	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mrs Barker	Mr Jolly	Mr Roper	Mr Spyker
Mr Batchelor	Mr Kennan	Mr Rowe	Mr Thomson
Mr Cain	Mr Kennedy	Mr Sandon	Mr Trezise
Mr Cunningham	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Dollis	Mr Leighton	Mr Sercombe	Mr Walsh
Mr Ernst	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McDonald	Mr Sheehan	
Mr Gavin	Mr Mathews	(Ballarat South)	Tellers
Mr Hamilton	Mr Micallef	Mr Sheehan	Mr Cole
Mr Harrowfield	Mr Norris	(Northcote)	Mrs Garbutt

## NOES, 36

Mr Austin	Mr Jasper	Dr Napthine	Mr Steggall
Mr Bildstien	Mr John	Mr Perrin	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Wade
Mr Clark	Mr Lea	Mr Plowman	Dr Wells
Mr Coleman	Mr Leigh	Mr Reynolds	
Mr Cooper	Mr Lieberman	Mr Richardson	<i>Tellers</i>
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	Mr Elder
Mr Dickinson	( <i>Lowan</i> )	Mr Smith	Mr Perton
Mr Gude	Mr McNamara	( <i>Glen Waverley</i> )	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mr Honeywood	Mr Maughan	( <i>Polwarth</i> )	

And so it was resolved in the affirmative.

- 13 **CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (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 McGrath [Lowan]*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at thirty-one minutes past Six o'clock, adjourned until Tuesday, 27 March instant.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 74, 75 and 76

## No. 74 - Tuesday, 27 March 1990

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Specialized Home Care Services** - Seeking that the availability of specialized home care services be restored to its former level throughout Victoria, bearing 731, 12 and 51 signatures respectively (*by Mr McNamara, Mr Perton and Mr Austin*).

**Foreshore Land in Flinders** - Seeking that the planning scheme covering the foreshore land from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of Nepean Highway in the Shire of Flinders be amended to "Recreational, not for commercial or higher density housing development", bearing 60 signatures (*by Dr Wells*).

**Portsea Surf Life Saving Club Road Access** - Seeking that an acceptable strategy be prepared for the construction of an emergency road from the Portsea Surf Life Saving Club to the car park, bearing 633 signatures (*by Dr Wells*).

**Glass Milk Bottling** - Seeking that glass milk bottling be re-introduced through beverage container deposit legislation, bearing 507 signatures (*by Mr Reynolds*).

Severally ordered to lie on the Table.

4 **OMBUDSMAN'S REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report from the Ombudsman relating to his investigation into Police Special Branch documents together with an accompanying letter of the Ombudsman (*Mr Crabb*) - put and agreed to.

5 **PAPER** - Mr Crabb presented:

Report from the Ombudsman relating to his investigation into Police Special Branch documents together with the accompanying letter of the Ombudsman - Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

6 **DARATECH PTY. LTD. REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Annual Report of Daratech Pty. Ltd. for the year 1988-89 (*Mr Rowe*) - put and agreed to.

7 PAPER - Mr Rowe presented:

Daratech Pty. Ltd. - Report for the year 1988-89 - 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:

Annual Reporting Act 1983 -

- (a) Notification of extension of time granted and reasons therefore to 54 hospitals which have submitted their reports after 30 November 1989.
- (b) Notification of two public hospitals which have failed to submit their annual reports and reasons therefore:
  - (i) Benalla and District Memorial Hospital; and
  - (ii) Maribyrnong Medical Centre (now known as Western Hospital)

Constitution Act Amendment Act 1958 - Statements of Functions conferred on the Electoral Commissioner, 8 and 19 March 1990.

Gas and Fuel Corporation Superannuation Board - Report for the year 1988-89.

Geelong and District Water Board - Report and Statement of Accounts for the year 1988-89.

Mornington Peninsula and District Water Board - Report and Statement of Accounts for the year 1988-89.

Museum of Victoria Council - Report for the year 1988-89.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes.

- Bacchus Marsh Planning Scheme - Nos. L9 Part 2, L15.
- Bairnsdale (Shire) Planning Scheme - No. L6.
- Bendigo Planning Scheme - No. L6 Part 1.
- Berwick Planning Scheme - Nos. L3 Part 2, R70.
- Box Hill Planning Scheme - No. L6.
- Bright Planning Scheme - No. L9.
- Broadmeadows Planning Scheme - No. L10.
- Bulla Planning Scheme - No. L21.
- Caulfield Planning Scheme - No. L9.
- Croydon Planning Scheme - Nos. L7, L8, L12.
- Essendon Planning Scheme - No. L4.
- Euroa Planning Scheme - No. L7.
- Flinders Planning Scheme - Nos. L30, L34, L55.
- Footscray Planning Scheme - No. L10.
- Frankston Planning Scheme - Nos. L12, R67.
- Geelong Regional Planning Scheme - Nos. R37, R44, R47.
- Gisborne Planning Scheme - Nos. L2, L6.
- Hastings Planning Scheme - Nos. L18, L23.
- Huntly Planning Scheme - No. L14.
- Kew Planning Scheme - No. L5.
- Kilmore Planning Scheme - Nos. L18, L33.
- Knox Planning Scheme - No. L19.
- Korumburra Planning Scheme - No. L9.
- Kyabram Planning Scheme - No. L2.
- Melbourne Planning Scheme - No. L38.
- Metropolitan Region Planning Scheme - Nos. R9, R89.
- Mildura (Shire) Planning Scheme - No. L4.

Mornington Planning Scheme - Nos. L10, L26.  
 Myrtleford Planning Scheme - No. L15.  
 Nathalia Planning Scheme - No. L1.  
 Northcote Planning Scheme - No. L7.  
 Oakleigh Planning Scheme - Nos. L5, RL69 Part 4.  
 Port Melbourne Planning Scheme - No. L6.  
 Prahran Planning Scheme - No. L3.  
 Rodney Planning Scheme - No. L26.  
 Seymour Planning Scheme - No. L16.  
 South Melbourne Planning Scheme - Nos. L22, RL63.  
 Tambo Planning Scheme - No. L24.  
 Traralgon (City) Planning Scheme - No. L22.  
 Warragul Planning Scheme - No. L6.  
 Whittlesea Planning Scheme - No. L15.  
 Winchelsea Planning Scheme - No. L4.  
 Woorayl Planning Scheme - Nos. L12, L19.

Police Regulation Act 1958 - Determination No. 523 of the Police Service Board.

Prevention of Cruelty to Animals Act 1986 -

Code of Practice - The Management of Companion Animals in Shelters and Pounds.

Code of Practice - The Welfare of Animals in Hunting.

SEC Superannuation Fund - Report and financial statements for the year 1988-89 [*financial statements previously tabled 7 March 1990*].

Statutory Rules under the following Acts:

Accident Compensation Act 1985 -

S.R. No. 36 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Instruction to all Claims Administration Agents, Number 89/47, dated 29 December 1989, issued by the Accident Compensation Commission;

Instruction to all Claims Administration Agents, Number 90/01, dated 12 January 1990, issued by the Accident Compensation Commission;

List of names published for the purposes of section 160 of the *Accident Compensation Act* 1985 in the Government Gazette of 2 December 1987, 9 December 1987, 30 December 1987, 13 January 1988, 16 March 1988, 31 August 1988, 21 September 1988, 22 February 1989, 14 June 1989, 12 July 1989 and 22 November 1989;

List of Medical Services and Fees; effective 1 November 1989, published by the Australian Medical Association; and

Medicare Benefits Schedule Book operating from 1 August 1988, published by the Commonwealth Department of Community Services and Health.

S.R. No. 37 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

- Guides to the Evaluation of Permanent Impairment, 2nd Ed., American Medical Association;
- Disability and Handicap Severity Scales, 1st Ed., Department of Labour, March 1990;
- Page 88 of document referred to in regulation 5 - Epidemiology Standardisation Project from American Review of Respiratory Disease, Vol 118, July - December 1978; and
- Page 216 of document referred to in regulation 5 - Diagnostic and Statistical Manual of Mental Disorders, 3rd Ed., American Psychiatric Association, Washington D.C., 1980.
- Administrative Appeals Tribunal Act 1984 - S.R. No. 40.
- Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 39.
- Health Services Act 1988 - S.R. No. 38.
- Magistrates' Court Act 1989 - S.R. No. 35.
- National Parks Act 1975 - S.R. No. 47.
- Pathology Services Accreditation Act 1984 - S.R. No. 30 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:
- Australian Standards
- 1216 - 1984 Part 1 - Classification and Class Labels for Dangerous Goods.
- 1216 - 1981 Part 2 to 4 - Classification, Hazard Identification and Information Systems for Dangerous Goods.
- 2243 - 1982 Part 1 - Safety in Laboratories - General.
- 2243 - 1982 Part 2 - Safety in Laboratories - Chemical.
- 2243 - 1985 Part 3 - Safety in Laboratories - Microbiology.
- 2243 - 1986 Part 4 - Safety in Laboratories - Ionizing Radiations.
- 2243 - 1980 Part 5 - Safety in Laboratories - Non-Ionizing Radiations.
- 2243 - 1980 Part 6 - Safety in Laboratories - Mechanical Aspects.
- 2243 - 1980 Part 7 - Safety in Laboratories - Electrical Aspects.
- 2243 - 1986 Part 8 - Safety in Laboratories - Fume Cupboards.
- 2252 - 1981 Part 1 - Biological Safety Cabinets - Class 1 - Personal Protection.
- 2252 - 1985 Part 2 - Laminar Flow Biological Safety Cabinets - Class 2 - Personal Protection.
- 2647 - 1983 - Biological Safety Cabinets - Installation and use.
- 2714 - 1984 - Storage and Handling of Hazardous Chemical Materials - Organic Peroxides.
- National Pathology Accreditation Advisory Council - Criteria for Assessment of External Quality Assurance Programs.
- National Pathology Accreditation Advisory Council - Retention of Laboratory Records and Diagnostic Material.
- Planning Appeals Act 1980 - S.R. No. 40.
- Planning and Environment Act 1987 - S.R. Nos. 40, 41.
- Public Service Act 1974 - P.S.D. No. 3.
- Racing Act 1958 - S.R. No. 48.
- Supreme Court Act 1986 - S.R. No. 45.
- Transfer of Land Act 1958 - S.R. Nos. 42, 43.

Water Act 1958 - S.R. No. 44.

Wildlife Act 1975 - S.R. No. 46.

Sunraysia Water Board - Report and Statement of Accounts for the year 1988-89.

- 9 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendment made by the Assembly in each of the following Bills:  
 Health (Amendment) Bill  
 Education (Amendment) Bill.
- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Fisheries (Abalone Licence Charges) Bill and suggesting amendments.  
 Ordered - That the suggested amendments be printed and taken into consideration, by leave, later this day.
- 11 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, on 20 March last, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:  
 Health (Amendment) Bill.
- 12 **MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR - 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:  
 Education (Amendment) Bill.
- 13 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
 Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill  
 Election Donations Disclosure and Public Funding Bill  
 Police Regulation (Further Amendment) Bill  
 Yackandandah Land Bill  
 Kew and Heidelberg Lands (Trust) Bill.
- 14 **SUPPLY (1990-91, No. 1) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
 Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Tuesday, 10 April next.
- 15 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Jolly*).  
 Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 10 April next.
- 16 **ELECTION DONATIONS DISCLOSURE AND PUBLIC FUNDING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Walsh*).  
 Motion made and question - That the debate be now adjourned (*Mr Lieberman*) - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cole	Mr Kennan	Mr Sandon	Mr Trezise
Mr Crabb	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Leighton	Mr Sercombe	Mr Walsh
Mr Dollis	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	(Ballarat South)	Tellers
Mrs Garbutt	Mr Micallef	Mr Sheehan	Mrs Barker
Mr Gavin	Mr Norris	(Northcote)	Mr Hamilton

NOES, 35

Mr Austin	Mr Honeywood	Dr Napthine	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Lea	Mr Perton	Mrs Wade
Mr Coleman	Mr Leigh	Mr Pescott	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Plowman	
Mr Delzoppo	Mr McGrath	Mr Reynolds	Tellers
Mr Dickinson	(Lowan)	Mr Richardson	Mr Bildstien
Mr Evans	Mr McGrath	Mr Smith	Mr Maughan
Mr Gude	(Warrnambool)	(Glen Waverley)	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Polwarth)	

And so it was resolved in the affirmative.

Motion made and question - That the debate be adjourned until Tuesday, 10 April next (*Mr Walsh*).

Ordered, after debate - That the debate be adjourned until Tuesday, 10 April next.

17 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE (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 include a new definition of "construction industry" which defines those trades directly involved in the construction industry and restructures the contribution payments of employers.' (*Mr Perrin*) - and, after debate -

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



The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	<i>Tellers</i>
Mr Ernst	Mr McCutcheon	(Ballarat South)	Mr Dollis
Mr Fordham	Mr McDonald	Mr Sheehan	Mr Sercombe
Mrs Garbutt	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	
Mr Hamilton	Mr Norris	Mr Simmonds	

NOES, 39

Mr Austin	Mr Jasper	Mr Maughan	Mr Smith
Mr Bildstien	Mr John	Dr Napthine	(Polwarth)
Mr Brown	Mr Kennett	Mr Perrin	Mr Steggall
Mr Clark	Mr Lea	Mr Perton	Mr Tanner
Mr Coleman	Mr Leigh	Mr Pescott	Mrs Wade
Mr Cooper	Mr Lieberman	Mr Plowman	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Reynolds	
Mr Dickinson	(Lowan)	Mr Richardson	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Ross-Edwards	Mr Elder
Mr Gude	(Warrnambool)	Mr Smith	Mr Wallace
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Honeywood	Mr Maclellan		

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 a 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.

18 **BREAD INDUSTRY (REPEAL) 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 Gavin*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 19 **FISHERIES (ABALONE LICENCE CHARGES) BILL** - Order read for the consideration of the amendments suggested by the Legislative Council.

On the motion of Mrs Setches and, after debate - suggested Amendments Nos. 1-3 made.

Motion made and question proposed - That this House do make the suggested amendment No. 4 with the following modification:

After "\$23 450" insert:

"for the year commencing 1 April 1990 and an impost calculated in accordance with the following formula in each subsequent year:

$$500 \times \frac{T-1}{3.2} \times \frac{\text{Quota in tonnes in year X}}{\text{Quota in tonnes in year Y}}$$

where -

T-1 means the average beach price of abalone for the financial year immediately preceding year X;

Year X means the year commencing 1 April in respect of which the abalone licence is to be issued or renewed;

Year Y means the year commencing 1 April 1988" -

and do make the following further amendment in the Bill:

Clause 3, page 2, after line 13 insert the following paragraph:

'(m) In section 81(1)(ah) after "fishing boats" insert "and in respect of the sale and marketing of fish".'

(Mrs Setches) - put, after debate, and agreed to.

On the motion of Mrs Setches and, after debate - suggested Amendment No. 5 made.

Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendments made by the Assembly in the Road Safety (Amendment) Bill.
- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Land (Further Miscellaneous Matters) Bill without amendment.
- 22 **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.
- 23 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (Mr Roper) - put and agreed to.

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

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

Ordered - That the debate be adjourned until tomorrow.

- 24 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 25 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn. And the House, at forty minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 75 - Wednesday, 28 March 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Sexual Abuse of Children** - Seeking that video taped evidence of children in sexual abuse matters and mandatory testing of body samples be introduced into the Victorian court system immediately, bearing 66 signatures (*by Dr Wells*).
- Child Molesters** - Seeking that measures be taken to ensure the safety and protection of children by restricting the movement of convicted child molesters within the community and by upgrading and increasing the resources available to victims of child molesters, bearing 7088 signatures (*by Mr Smith [Glen Waverley]*).
- 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 Clerk:
- City of Melbourne Superannuation Fund Trustees - Report for the year 1988-89.
- National Crime Authority - Report for the year 1988-89; together with comments made by the Inter-Governmental Committee.
- 5 **CONCURRENT DEBATE - SUPPLY (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - Motion made, by leave, and question - That this House authorizes and requires Mr. Speaker to permit the second reading and subsequent stages of the Supply (1990-91, No. 1) Bill and the Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill to be moved and debated concurrently (*Mr Roper*) - put and agreed to.
- 6 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business be read and discharged: -
- House Contracts Guarantee (Further Amendment) Bill - Second reading - *Resumption of debate.*
- and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.

- 7 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL (No. 2)** - Mr Roper obtained leave, with Mr Spyker, to bring in a Bill "to amend the 'House Contracts Guarantee Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL** - Ms Kimer obtained leave, with Mr Crabb, to bring in a Bill "to establish a university to be known as Victoria University of Technology, to amend the 'Post-Secondary Education Act 1978', the 'Teaching Service Act 1981', the 'Vocational Education and Training Act 1990' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **AUSTRALIAN AIRLINES (INTRASTATE SERVICES) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "to enable Australian Airlines Limited to operate air services within Victoria, to repeal the 'Air Navigation 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 **TATTERSALL CONSULTATIONS (AMENDMENT) BILL** - Mr Jolly obtained leave, with Ms Kimer, to bring in a Bill "to amend the 'Tattersall Consultations 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.
- 11 **CO-OPERATIVES BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).
- Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Saturday, 28 April next.
- 12 **POLICE REGULATION (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 11 April next.
- 13 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 14 **BREAD INDUSTRY (REPEAL) 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 Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.

- 15 **CULTURAL AND RECREATIONAL LANDS (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 16 **AUDIT (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 11.00 p.m.  
pursuant to Sessional Orders.*

- 17 **ADJOURNMENT** - Motion made and question - That the House do now adjourn - after debate, put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Shell
Mr Baker	Mr Harrowfield	Mr Norris	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Pope	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mrs Ray	Mr Trezise
Mr Cain	Mr Jolly	Mr Roper	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Rowe	Mr Walsh
Mr Cunningham	Mr Kennedy	Mr Sardon	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Seitz	
Mr Ernst	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mrs Setches	Mr Sheehan
Mrs Garbutt	Mr McDonald	Mr Sheehan	<i>(Northcote)</i>
Mr Gavin	Mr Mathews	<i>(Ballarat South)</i>	Mr Thomson

NOES, 34

Mr Austin	Mr Kennett	Mr Pescott	Mrs Wade
Mr Bildstien	Mr Leigh	Mr Plowman	Mr Wallace
Mr Brown	Mr McGrath	Mr Reynolds	Dr Wells
Mr Clark	<i>(Lowan)</i>	Mr Richardson	
Mr Coleman	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr Cooper	<i>(Warrnambool)</i>	Mr Smith	Mr Honeywood
Mr Delzoppo	Mr McNamara	<i>(Glen Waverley)</i>	Mr Perton
Mr Elder	Mr Maclellan	Mr Smith	
Mr Hayward	Mr Maughan	<i>(Polwarth)</i>	
Mr Heffernan	Dr Napthine	Mr Steggall	
Mr Jasper	Mr Perrin	Mr Tanner	

And so it was resolved in the affirmative.

Mr Speaker left the Chair at forty-one minutes past Eleven o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 76 - Thursday, 29 March 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Errinundra National Park** - Seeking that horse riding be added on trails and roads to the multi purpose recreation use of Errinundra National Park, bearing 252 signatures (*by Mr Evans*).
  - Specialized Home Care Services** - Seeking that the availability of specialized home care services be restored to their former level throughout Victoria, bearing 14 signatures (*by Mrs Garbutt*).
  - Willsmere Land** - Seeking that a Committee of Inquiry be established to consider the current and alternative proposals on the use of Willsmere and its surrounding land, and the impact of these proposals on the community and the environment, bearing 894 signatures (*by Mrs Wade*).
  - Sunday Trading Laws** - Seeking that the State's present Sunday trading laws be upheld and any extension to present trading hours on Sunday, 24 December 1989, be disallowed, bearing 305 signatures (*by Mr Lea*).

Severally ordered to lie on the Table.
- 4 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Harrowfield, Chairman, brought up a Report from the Public Bodies Review Committee on the Western Metropolitan Market Trust; together with an Appendix and Minutes of Evidence.
 

Ordered to lie on the Table and the Report and the Appendix to be printed.
- 5 **PAPERS** -
  - Mr McCutcheon presented, by Command of His Excellency the Governor:
    - Council of Magistrates - Report for the year ended 31 July 1989.

Ordered to lie on the Table.
  - Mr Speaker presented;
    - Accident Compensation Commission - Actuarial Report on WorkCare, 31 December 1989.

Ordered to lie on the Table.
- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to the Fisheries (Abalone Licence Charges) Bill, including the amendments made by the Assembly on the suggestion of the Council, the amendment made by the Assembly on the suggestion of the Council with a modification and the further amendment made by the Assembly, without amendment.
- 7 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

- 8 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) BILL (No. 2)** - 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 (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 12 April next.
- 9 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).
- Motion made and question - That the debate be now adjourned (*Mr Richardson*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 12 April next.
- 10 **AUSTRALIAN AIRLINES (INTRASTATE SERVICES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 12 April next.
- 11 **TATTERSALL CONSULTATIONS (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 Pescott*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 12 April next.
- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 13 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at thirty-three minutes past Five o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 77, 78 and 79

## No. 77 - Tuesday, 3 April 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Buninyong Police Station** - Seeking that sufficient police be stationed at Buninyong to provide a twenty-four hour seven days a week police presence for the community, bearing 649 signatures (*by Mr Sheehan [Ballarat South]*).

**Psychiatric Nursing Service in Echuca** - Seeking that the promised psychiatric nursing service be provided immediately in Echuca, bearing 17 signatures (*by Mr Maughan*).

**Home and Community Care** - Seeking that the budget allocation granted to Home and Community Care be increased by 20 percent annually, bearing 228 signatures (*by Mr Maughan*).

**Support for the Arts** - Seeking that the real value of the arts be acknowledged by improving the level of support necessary to maintain Victoria's pre-eminent position as Australia's cultural capital, bearing 55 signatures (*by Mr Steggall*).

**Podiatrist at Swan Hill District Hospital** - Seeking that extra funds be made available immediately to the Swan Hill District Hospital for the employment of an additional podiatrist, bearing 65 signatures (*by Mr Steggall*).

**Boat Ramp at Cowes** - Seeking that immediate action be taken to rescind the decision to alter the boat ramp at Anderson St., Cowes, Phillip Island, bearing 371 signatures (*by Mr McDonald*).

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 Clerk:

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

- Bacchus Marsh Planning Scheme - No. L12 Part 2A.
- Bendigo Planning Scheme - No. L11 Part 1.
- Hastings Planning Scheme - Nos. L10 Part 2, L30.
- Lillydale Planning Scheme - No. L50.
- Maffra Planning Scheme - No. L16.
- Narracan Planning Scheme - No. L4.
- Rodney Planning Scheme - No. L14.
- Wangaratta (Shire) Planning Scheme - No. L1.
- Wodonga Planning Scheme - No. L8.



Statutory Rules under the following Acts:

Accident Compensation Act 1985 - S.R. No. 50 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Guides to the Evaluation of Permanent Impairment, 2nd Ed., American Medical Association;

Disability and Handicap Severity Scales, 1st Ed., Department of Labour, March 1990;

Page 88 of document referred to in regulation 5 - Epidemiology Standardisation Project from American Review of Respiratory Disease, Vol. 118, July - December 1978; and

Page 216 of document referred to in regulation 5 - Diagnostic and Statistical Manual of Mental Disorders, 3rd Ed., American Psychiatric Association, Washington D.C., 1980.

Evidence Act 1958 - S.R. No. 53.

Exhibition Act 1957 - S.R. No. 51.

- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:
- Cultural and Recreational Lands (Amendment) Bill
  - Fisheries (Abalone Licence Charges) Bill
  - Road Safety (Amendment) Bill
  - Land (Further Miscellaneous Matters) Bill.
- 7 COMMUNITY PROTECTION BILL -** Mr Kennan obtained leave, with Mr Rowe, to bring in a Bill "*to provide for certain proceedings in the Supreme Court*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 3) -** Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 9 AUDIT (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 a 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. 3 to 11 inclusive, be postponed until later this day.

- 11 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

- 12 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr. Speaker left the Chair at forty-one minutes past Eleven o'clock.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 78 - Wednesday, 4 April 1990

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

**Victoria State Emergency Service Funding** - Seeking that the necessary funding for volunteer units of the Victoria State Emergency Service be provided to enable them to efficiently and safely perform their duties under the *State Emergency Service Act 1987*, bearing 281 signatures (*by Mr Jasper*).

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:

State Classification of Publications Board - Report for the year 1988-89.

- 5 **FISHERIES (ABALONE LICENCE CHARGES) (AMENDMENT) BILL** - Mr Crabb obtained leave, with Mr Walsh, to bring in a Bill "*to amend the 'Fisheries (Abalone Licence Charges) Act 1990' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 6 **VOCATIONAL EDUCATION AND TRAINING BILL (No. 2)** - Ms Kimer obtained leave, with Mr Cain, to bring in a Bill "*to establish a State Training System in Victoria and to amend the 'Post-Secondary Education Act 1978', to amend the 'Employment and Training Act 1981' and to repeal the 'Industrial Training 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.

- 7 **COMMUNITY PROTECTION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered, after debate - That the debate be adjourned until Tuesday next.

- 8 **MEDICAL TREATMENT (ENDURING POWER OF ATTORNEY) 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, 65

Mr Andrianopoulos	Mr Gude	Mr Micallef	Mr Spyker
Mr Baker	Mr Hamilton	Mr Norris	Mr Steggall
Mrs Barker	Mr Harrowfield	Mr Perton	Mr Stockdale
Mr Batchelor	Mr Hayward	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Heffernan	Mr Plowman	Mr Thomson
Mr Brown	Mrs Hill	Mr Pope	Mr Trezise
Mr Cain	Mrs Hirsh	Mrs Ray	Dr Vaughan
Mr Cole	Mr Honeywood	Mr Richardson	Mr Walsh
Mr Coleman	Mr Jolly	Mr Roper	Mr Weideman
Mr Cooper	Mr Kennan	Mr Rowe	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sandon	
Mr Cunningham	Ms Kirner	Mr Seitz	<i>Tellers</i>
Mr Dollis	Mr Leigh	Mr Sercombe	Dr Naphine
Mr Elder	Mr Leighton	Mrs Setches	Mr Sheehan
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>(Northcote)</i>
Mr Fordham	Mr McDonald	<i>(Ballarat South)</i>	
Mrs Garbutt	Mr Mathews	Mr Shell	
Mr Gavin	Mr Maughan	Mr Simmonds	

NOES, 16

Mr Dickinson	Mr Lieberman	Mr Perrin	Dr Wells
Mr Evans	Mr McGrath	Mr Ross-Edwards	
Mr Jasper	<i>(Warrnambool)</i>	Mr Smith	<i>Tellers</i>
Mr John	Mr McNamara	<i>(Glen Waverley)</i>	Mr Clark
Mr Lea	Mr Maclellan	Mrs Wade	Mr Wallace

And so it was resolved in the affirmative.

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

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 9 **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.

- 10 **YACKANDANDAH LAND BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Mr Speaker ruled the Bill to be a Private Bill.

Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Ms Kirner*) - 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 a third time forthwith.

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

- 11 **KEW AND HEIDELBERG LANDS (TRUST) 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **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.
- 13 **LAND CONSERVATION (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 11.00 p.m.  
pursuant to Sessional Orders -*
- 14 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr. Speaker left the Chair at thirty-seven minutes past Eleven o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 79 - Thursday, 5 April 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **SPECIAL INVESTIGATOR INTO THE COLLAPSE OF TRUSTEES EXECUTORS AND AGENCY CO. LTD.** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of a Special Investigator into the collapse of Trustees Executors and Agency Co. Ltd. - Five Interim Reports, Supplement to First Interim Report, Executive Summary and Schedules (*Mr Kennan*) - put and agreed to.
- 4 **PAPER** - Mr Kennan presented:  
Special Investigator into the collapse of Trustees Executors and Agency Co. Ltd.  
- Five Interim Reports, Supplement to First Interim Report, Executive Summary and Schedules - Return to the foregoing Order.  
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:  
Constitution Act Amendment Act 1958 - Report on the Greensborough District By-Election, 15 April 1989.
- 6 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:  
*Vocational Education and Training Bill - Second reading -  
Resumption of debate.*  
and that the Bill be withdrawn (*Ms Kirner*) - put and agreed to.

- 7 **OPEN SPACE AREAS** - Motion made and question proposed - That this House notes the Government's achievement in increasing open space in the metropolitan area from 28,700 to 32,190 hectares since 1982 and supports the Government's decision to adopt the open space and nature conservation programs to provide a better environment for future generations of Victorians (*Mr Sandon*) -

Amendment proposed - That all the words after "House" be omitted with the view of inserting in place thereof the words "supports the continuing increased provision of open space and calls on the Government to honor their commitment to provide additional open space in the metropolitan area." (*Mr Coleman*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 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 **LAND CONSERVATION (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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time.

On the motion of Mr Pope - Amendment Nos. 1 and 2 agreed to.

Amendment No. 3 -

Clause 4, lines 4 and 5, omit "co-ordinate health and safety activities on behalf of the employer" and insert "be the employer's representative or representatives under sections 26, 30 and 31".

Motion made and question - That this House do agree with this amendment with the following amendment:

Omit ", 30".

(*Mr Pope*) - put and agreed to.

Amendment No. 3 agreed to with an amendment.

Amendment No. 4

Clause 4, after line 5 insert -

(2) In section 30(8) of the Principal Act, after "this Part" insert "in consultation with the employer's representative or representatives and".

(3) In section 31(1) of the Principal Act, after "representative" insert ", in consultation with the employer's representative or representatives,".

Motion made and question - That this House do disagree with this amendment but make the following amendment in the Bill:

Clause 4, after line 5, insert -

"(2) In section 31(1) of the Principal Act -

(a) after "(b)" insert "after consultation with the employer's representative or representatives";

- (b) after "(c)" insert "after consultation with the employer's representative or representatives";
- (c) after "(d)" insert "after consultation with the employer's representative or representatives".

(Mr Pope) - put, after debate, and agreed to.

Amendment No. 4 - disagreed with but amendment made in Bill.

Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

- 11 **PETROLEUM (SUBMERGED LANDS) (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 a 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.

- 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 **FISHERIES (ABALONE LICENCE CHARGES) (AMENDMENT) BILL** - Bill read a second time after debate, and, by leave, read a third time forthwith.

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

- 14 **VOCATIONAL EDUCATION AND TRAINING BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 19 April instant.

- 15 **STAMPS (MISCELLANEOUS AMENDMENTS) 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 Roper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twenty-one minutes past Ten o'clock, adjourned until Tuesday next.

R. K. BOYES

Clerk of the Legislative Assembly

KEN. COGHILL

Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 80, 81 and 82**

**No. 80 - Tuesday, 10 April 1990**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
 

**Young Drivers** - Seeking that the Government not proceed with proposals to restrict young drivers in - (a) the number of passengers to be carried; and (b) night driving, bearing 253 signatures (*by Mr Perton*).

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:
  - Dentists Act 1972 -
    - Dental Board - Report and Statement of Accounts for the year ended 30 September 1989.
    - Specialist Practitioners Qualifications Committee - Report and Statement of Accounts for the year ended 30 September 1989.
  - Egg Marketing Board - Report for the year 1988-89.
  - Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:
    - Bulla Planning Scheme - No. L15.
    - Cranbourne Planning Scheme - No. RL109 Part 1 to Chapter 1.
    - Diamond Valley Planning Scheme - No. L4.
    - Essendon Planning Scheme - No. L1.
    - Lexton Planning Scheme - No. L2.
    - St. Kilda Planning Scheme - No. L5.
    - Waverley Planning Scheme - No. RL 110.
    - Werribee Planning Scheme - No. L12.
    - Whittlesea Planning Scheme - No. RL73 Part 2.
  - Statutory rules under the following Acts:
    - Prostitution Regulation Act 1986 - S.R. No. 52.
    - Public Service Act 1974 - S.R. No. 55; PSD Nos. 4, 5.
    - Racing Act 1958 - S.R. No. 56.
  - Victorian Prison Industries Commission - Report and Statement of Accounts for the year 1988-89.
- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:
  - Medical Treatment (Enduring Power of Attorney) Bill.

- 6 **COMMUNITY PROTECTION 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.  
*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*  
Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 7 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
Yackandandah Land Bill  
Fisheries (Abalone Licence Charges) Bill.
- 8 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 9 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at fifty-six minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 81 - Wednesday, 11 April 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Gippsland Lakes System** - Seeking that remedial action be taken to preserve the endangered Gippsland Lakes system, bearing 594 signatures (*by Mr Wallace*).
- Secondary Student Needs - Mornington Peninsula** - Seeking that the needs of secondary students on the Mornington Peninsula be accommodated by - (a) re-addressing the student travel policy; and (b) committing additional funds, bearing 442 signatures (*by Mr Cooper*).
- Crimes (Police Powers of Investigation) Bill** - Seeking that the Crimes (Police Powers of Investigation) Bill be passed so that the Victoria Police can carry out their duties in a fully effective manner, bearing 24 signatures (*by Mr Cooper*).



**Specialized Home Care Services** - Seeking that the availability of specialized home care services be restored to their former level throughout Victoria, bearing 16, 46 and 14 signatures (by Mr Cooper, Mr Delzoppo and Mr Thomson respectively).

**St Andrew's Hospital** - Seeking that St. Andrew's Hospital continues as a non-profit church and charitable hospital, bearing 4130 signatures (by Mr Weideman).

**Bush Nursing** - Seeking that action be taken to ensure that no bush nursing centre, hospital or nursing home is closed, bearing 5077 signatures (by Mr Weideman).

Severally ordered to lie on the Table.

- 4 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Sheehan, (*Ballarat South*), brought up a Report from the Economic and Budget Review Committee upon Program Budgeting; together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices 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:

Bayside Project Act 1988 - Order in Council, 10 April 1990 concerning closure of roads.

Statutory Rules under the following Acts:

Accident Compensation Act 1985 - S.R. No. 49 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Instruction to all Claims Administration Agents, Number 89/47, dated 29 December 1989, issued by the Accident Compensation Commission;

Instruction to all Claims Administration Agents, Number 90/01, dated 12 January 1990, issued by the Accident Compensation Commission;

List of names published for the purposes of section 160 of the Accident Compensation Act 1985 in the Government Gazette of 2 December 1987, 9 December 1987, 30 December 1987, 13 January 1988, 16 March 1988, 31 August 1988, 21 September 1988, 22 February 1989, 14 June 1989, 12 July 1989 and 22 November 1989;

Australian Life Tables 1980-82 by the Australian Government Publishing Service, Canberra;

Table of Inflation by the Department of Management and Budget (issued 2 August 1989);

List of Medical Services and Fees; effective 1 November 1989, published by the Australian Medical Association; and

Medicare Benefits Schedule Book operating from 1 August 1988, published by the Commonwealth Department of Community Services and Health.

Environment Protection Act 1970 - S.R. No. 54 together with a copy of the *Commonwealth Ozone Protection Act* 1989 as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.

Victorian Fishing Industry Council - Report for the year 1988-89.

- 6 **COURTS (CHILDREN'S AND MAGISTRATES') BILL** - Mr Kennan obtained leave, with Mr Rowe, to bring in a Bill "to amend the Children's Court Act 1973, the 'Magistrates' Court Act 1989', the 'Magistrates' Court (Consequential Amendments) Act 1989', the 'Evidence Act 1958' and certain 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.
- 7 **SUPPLY (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.
- Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*
- 8 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr. Speaker left the Chair at thirty-five minutes past Eleven o'clock.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 82 - Thursday, 12 April 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Mornington Peninsula Bus Service** - Seeking that the promises made by the Government since 1981/82 to provide a reliable, safe, convenient and adequate bus service on the Mornington Peninsula be honoured, bearing 783 signatures (*by Mr Cooper*).
- Visiting Child Health Nurse Programme** - Seeking that the Visiting Child Health Nurse Programme be reinstated immediately, bearing 304 signatures (*by Mr Cooper*).
- Severally ordered to lie on the Table.
- 4 **ADMINISTRATIVE ARRANGEMENTS ORDER** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Order No. 74 of 1990 (*Mr Cain*) - put and agreed to.
- 5 **PAPER** - Mr Cain presented:
- Administrative Arrangements Order - No. 74 of 1990 - Return to the foregoing Order.
- Ordered to lie on the Table.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Constitution Act Amendment Act 1958 - Statement of Functions conferred on the Electoral Commissioner, 11 April 1990
- Law Reform Commission - Report No. 31 on the Concept of Mental Illness in the *Mental Health Act 1986*

- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Occupational Health and Safety (Miscellaneous Amendment) Bill and acquainting the Assembly that they have agreed to the amendment made by the Assembly to one of the amendments made by the Council, not insisting on their amendment with which the Assembly have disagreed, and have agreed to the further amendment made by the Assembly with an amendment with which they desire the concurrence of the Assembly.

*(Amendment made by the Legislative Council on the further amendment made by the Legislative Assembly on 5 April 1990.)*

After "Principal Act -" insert -

'(a) in paragraph (a)(i), after "employer" insert "or employer's representative";'

And the said amendment was read a second time.

Motion made and question - That this House do agree to the amendment made by the Council to the further amendment made by the Assembly (*Mr Pope*) - put and agreed to.

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

- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Community Protection Bill without amendment.

- 9 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:

*Occupational Health and Safety (Penalties) Bill - Second reading - Resumption of debate.*

and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.

- 10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Victoria University of Technology Bill  
Vocational Education and Training Bill (No. 2).

- 11 **MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) BILL** - Ms Kirner obtained leave, with Mr Kennan, to bring in a Bill "*to provide for the merger of the Chisholm Institute of Technology and the Gippsland Institute of Advanced Education with Monash University, to amend the 'Monash University 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.

- 12 **DEAKIN UNIVERSITY (WARRNAMBOOL) BILL** - Ms Kirner obtained leave, with Mr Kennan, to bring in a Bill "*to provide for the merger of the Warrnambool Institute of Advanced Education with Deakin University, to amend the 'Deakin University 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.

- 13 **HOME OWNERSHIP POLICIES** - Motion made and question proposed - That this House condemns the Victorian Government for pursuing policies which are destroying the legitimate home ownership aspirations of thousands of Victorian families and calls on the Government to act immediately to implement the Liberal Home Ownership Assistance Package by - (a) removing income and dependants restrictions on first home buyers exemption from stamp duty and extending the benefit to all first homes valued up to \$122,000; (b) reducing stamp duty by up to \$820 on purchase of owner-occupied homes valued up to

\$250,000; (c) reducing borrowings by the State and its agencies to help avoid further increases in interest rates; (d) zoning more land for housing developments; (e) requiring the Urban Land Authority to make more land available for housing development, in particular by selling as a land wholesaler to private developers; (f) freezing domestic gas and electricity charges until July, 1990; (g) abolishing land tax on principal residences; and (h) introducing measures spelled out in the Liberal housing policy to provide genuine assistance to enable low and middle income families to buy a home of their own (*Mr Stockdale*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 14 **COURTS (CHILDREN'S AND MAGISTRATES') BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 26 April instant.
- 15 **SUPPLY (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.  
Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 16 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 1 May next (*Mr Roper*) - put, after debate, and agreed to.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at forty-three minutes past Four o'clock, adjourned until Tuesday, 1 May next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

Nos. 83, 84, 85 and 86

## No. 83 - Tuesday, 1 May 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATH OF ROLAND JOHN LECKIE, ESQUIRE** - Motion made and question - That this House expresses its sincere sorrow at the death of Roland John Leckie, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Evelyn from 1950 to 1952 (*Mr Cain*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Roland John Leckie, Esquire, the House do now adjourn until half-past Three o'clock this day (*Mr Cain*) - put and agreed to.
- And the House, at twenty-five minutes past Two o'clock, adjourned until half-past Three o'clock this day.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 84 - Tuesday, 1 May 1990

(HALF-PAST THREE O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Specialized Home Care Services** - Seeking that the availability of specialized home care services be restored to their former level throughout Victoria, bearing 19 and 13 signatures respectively (*by Mr McGrath [Lowan] and Mr Clark*).
  - Australia Day Holiday** - Seeking that, as from 1991, the Victorian Government, on behalf of all Victorians, adopt the actual calendar date 26 January as the Australia Day holiday, bearing 60 signatures (*by Dr Wells*).

**Sexual Abuse of Children** - Seeking that video taped evidence of children in sexual abuse matters and mandatory testing of body samples be introduced into the Victorian court system immediately, bearing 13 signatures (by Dr Wells).

Severally ordered to lie on the Table.

#### 4 PAPERS -

Mr Speaker presented:

Auditor-General - Report on Ministerial Portfolios, May 1990.

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:

Hospitals Superannuation Board - Report and Statement of Accounts for the year 1988-89.

Parliamentary Committees Act 1968 - Report from the Attorney-General on the action taken with respect to the recommendations made by the Legal and Constitutional Committee's Report on the Public Liability of Voluntary Organizations.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

- Bairnsdale (Shire) Planning Scheme - No. L12.
- Broadford Planning Scheme - No. L3.
- Frankston Planning Scheme - No. L2.
- Kilmore Planning Scheme - Nos. L6, L19.
- Knox Planning Scheme - No. R22.
- Korumburra Planning Scheme - No. L24.
- Lillydale Planning Scheme - No. L68.
- Nathalia Planning Scheme - No. L2.
- Orbost Planning Scheme - No. L10.
- Shepparton (Shire) Planning Scheme - Nos. L16, L17.
- Traralgon (Shire) Planning Scheme - No. L22.
- Wodonga Development Areas Planning Scheme - No. L5.
- Woorayl Planning Scheme - Nos. L15, L18.

Prevention of Cruelty to Animals Act 1986 - Code of Practice for the Tethering of Animals.

Statutory rules under the following Acts:

- Building Control Act 1981 - S.R. No. 66.
- Credit (Administration) Act 1984 - S.R. No. 63.
- Environment Protection Act 1970 - S.R. No. 65.
- Planning and Environment Act 1987 - S.R. No. 58.
- Public Service Act 1974 - S.R. Nos. 59, 67.
- Road Safety Act 1986 - S.R. No. 68.
- Tobacco Act 1987 - S.R. No. 57.
- Weights and Measures Act 1958 - S.R. No. 61.

#### 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -

Informing the Assembly that he had, on 24 April last, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

- Fisheries (Abalone Licence Charges) (Amendment) Bill
- Yackandandah Land Bill
- Community Protection Bill
- Occupational Health and Safety (Miscellaneous Amendment) Bill.

- 6 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2)** - Mr Kennan obtained leave, with Ms Kirner, to bring in a Bill "*to provide for classification of films and publications, to repeal certain Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **MURRAY-DARLING BASIN (AMENDMENT) BILL** - Mr Crabb obtained leave, with Ms Kirner, to bring in a Bill "*to amend the 'Murray-Darling Basin Act 1982' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **RENEWABLE ENERGY AUTHORITY VICTORIA BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "*to create the Renewable Energy Authority Victoria and to repeal the 'Victorian Solar Energy Council Act 1980' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).  
Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Tuesday, 15 May instant.
- 10 **DEAKIN UNIVERSITY (WARRNAMBOOL) 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 Tuesday, 15 May 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 **SUPPLY (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.
- Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*
- Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
Debate resumed on question - That these Bills be now read a second time.  
Motion made and question - That the debate be now adjourned (*Mr Plowman*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendments made by the Assembly in the Petroleum (Submerged Lands) (Amendment) Bill.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

15 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

WEDNESDAY, 2 MAY 1990

Question - put and agreed to.

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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 85 - Wednesday, 2 May 1990

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Teaching Service Award Restructuring** - Seeking that an acceptable award restructuring proposal be offered by the Government to all members of the teaching service, bearing 69 signatures (*by Mr Harrowfield*).

**Road Safety** - Seeking that action be taken to - (a) limit the speed capacity of cars; (b) consider reduction of speed limits; and (c) give police adequate manpower resources to enforce road laws, bearing 9 signatures (*by Mr Baker*).

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 Clerk:

Statutory rules under the following Acts:

Chiropractors and Osteopaths Act 1978 - S.R. No. 69.

Finance Brokers Act 1969 - S.R. No. 70.

Forests Act 1958 - S.R. No. 60.

Public Service Act 1974 - PSD No. 6.

Weights and Measures Act 1958 - S.R. No. 62 together with a copy of the Commonwealth National Measurement Regulations Reprint No. 2 (as amended) as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.

5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Local Government Act 1989' and to make miscellaneous amendments to the 'Local Government (Consequential Provisions) Act 1989' and certain other Acts and for other purposes*".

6 **LOCAL GOVERNMENT (AMENDMENT) BILL** - On the motion of Mr Pope, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.



- 7 **QUARANTINE OFFICERS (TRANSFER) BILL** - Mr Rowe obtained leave, with Mr Roper, to bring in a Bill "*to provide for the transfer of certain Commonwealth officers to the Victorian Public Service and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **NATIONAL PARKS (FURTHER AMENDMENT) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to implement Land Conservation Council recommendations for extension of the National Parks system in the Mallee Area, to amend the 'National Parks Act 1975' and the 'National Parks (Alpine National Park) Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **RENEWABLE ENERGY AUTHORITY VICTORIA 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 Leigh*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 16 May instant.
- 10 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 16 May instant.
- 11 **TATTERSALL CONSULTATIONS (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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **SUPPLY (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 13 **SUPPLY (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 1) BILL.**
- Declaration of Bills as Urgent - Limitation of Debate* - Mr Roper declared that these Bills were urgent Bills and moved - That these Bills be considered urgent Bills.
- Mr Speaker having ascertained that twenty Members approved of the proposed motion being put -
- Question - That these Bills be considered urgent Bills - put and agreed to.
- Motion made and question - That the time allotted for the remaining stages of the Bills be until 6.30 p.m. this day (*Mr Roper*) - put, after debate, and agreed to.
- Debate resumed on question - That these Bills be now read a second time.
- Limitation of Debate - The time allotted for the remaining stages of the Bills having expired -*
- Bills read a second time and, by leave, read the third time forthwith.
- Ordered - That the Bills be transmitted to the Legislative Council and their concurrence desired therein.

- 14 **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.
- 15 **AUSTRALIAN AIRLINES (INTRASTATE SERVICES) 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **VICTORIA UNIVERSITY OF TECHNOLOGY BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

- Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.
- Debate resumed 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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 18 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -  
And the House having continued to sit till after Twelve of the clock -

THURSDAY, 3 MAY 1990

Question - put and agreed to.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 86 - Thursday, 3 May 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to regulate weapons other than firearms, to repeal the 'Prescribed Weapons Act 1989', to amend the 'Crimes Act 1958', the 'Firearms Act 1958', the 'Summary Offences Act 1966' and the 'Vagrancy Act 1966' and for other purposes".

- 4 **CONTROL OF WEAPONS BILL** - On the motion of Mr Sandon, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 5 **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL** - Mr Kennan obtained leave, with Ms Kirner, to bring in a Bill "*to amend section 75 of the 'Co-operative Housing Societies 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 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Spyker, to bring in a Bill "*to amend the Building Societies Act 1986, the 'Co-operative Housing Societies Act 1958' and the 'Friendly Societies Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **FOOTSCRAY LAND (AMENDMENT) BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to amend the Footscray Land Act 1988' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **RULE OF ANTICIPATION - SUSPENSION OF** - Motion made and question - That the application of the rule of anticipation be suspended for this day so far as to allow the House to consider Notice of Motion, General Business, No. 1, standing in the name of the Honourable Member for Gippsland East (*Mr Roper*) - put, after debate, and agreed to.
- 9 **CHILD PROTECTION SERVICES** - Motion made and question proposed - That this House condemns the Government for its failure to adequately protect children from abuse and calls on the Government to immediately abandon the dual track system and to introduce a 24 hour service under the auspices of Community Services Victoria, together with mandatory reporting of suspected cases of child abuse, to ensure a more adequate child protection service (*Mr Hayward*) - and, after debate -
- General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*
- 10 **NATIONAL PARKS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Thursday, 17 May instant.
- 11 **QUARANTINE OFFICERS (TRANSFER) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Rowe*).  
Motion made and question - That the debate be now adjourned (*Mr Cooper*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 17 May instant.
- 12 **LOCAL GOVERNMENT (AMENDMENT) BILL** - Bill read a second time after debate, and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Audit (Amendment) Bill with amendments.  
 Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Drugs, Poisons and Controlled Substances Act 1981' and the 'Drugs, Poisons and Controlled Substances (Amendment) Act 1983' and for other purposes*".
- 15 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL** - On the motion of Ms Kirner, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **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.
- 17 **HOUSE CONTRACTS GUARANTEE (FURTHER AMENDMENT) 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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a 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.
- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to make miscellaneous amendments to the 'Mental Health Act 1986'*".
- 19 **MENTAL HEALTH (GENERAL AMENDMENT) BILL** - On the motion of Ms Kirner, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Melbourne College of Divinity Act 1910' and for other purposes*".
- 21 **MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL** - On the motion of Ms Kirner, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Crimes (Family Violence) (Amendment) Bill with amendments.  
 Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 23 **VOCATIONAL EDUCATION AND TRAINING BILL (No. 2)** - 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 Roper*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendments made by the Assembly in the Local Government (Amendment) Bill.

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25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Administrative Appeals Tribunal (Planning) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

26 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Kew and Heidelberg Lands (Trust) Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

27 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 15 May instant (*Mr Roper*) - put and agreed to.

28 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

29 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twenty minutes past Seven o'clock, adjourned until Tuesday, 15 May instant.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 87, 88 and 89**

**No. 87 - Tuesday, 15 May 1990**

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Pollutants in Creeks** - Seeking that pollutants be eliminated from the Mordialloc Creek, Patterson River and Kananook Creek, bearing 2650 signatures (*by Mr Harrowfield*).

**Waste Management System** - Seeking that the developments relating to industrial wastes within the Dandenong Offensive Industry Zone cease and that the Industrial Waste Strategy be implemented, bearing 6756 signatures (*by Mr Harrowfield*).

**Secondary College in Croydon Hills** - Seeking that the decision by the Sites Planning and Property Committee not to retain the site in Campaspe Drive, Croydon Hills for the future development as a Secondary College be reviewed by the Minister for Education, bearing 708 signatures (*by Mr Honeywood*).

Severally ordered to lie on the Table.

4 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Accident Compensation Commission - Quarterly Report for March, 1990.

Accident Compensation Tribunal - Quarterly Report for March, 1990.

Medical Panels - Quarterly Report for March, 1990.

Victorian Accident Rehabilitation Council - Quarterly Report for March, 1990.

WorkCare Appeals Board - Quarterly Report for March, 1990.

Severally 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:

Local Authorities Superannuation Fund - Report on the Actuarial Investigation for the three years ended 30 June 1989.

Parliamentary Committees Act 1968 - Interim Report by the Minister for Conservation and Environment to the Natural Resources and Environment Committee's Inquiry into Water Resources Management in South-Western Victoria.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

- Bulla Planning Scheme - No. L16
- Collingwood Planning Scheme - No. RL59 Part 3.
- Cranbourne Planning Scheme - No. L25.
- Dandenong Planning Scheme - No. L6.
- Deakin Planning Scheme - No. L1.
- Doncaster and Templestowe Planning Scheme - No. L14 Parts 1 and 2.
- Essendon Planning Scheme - No. L3.
- Euroa Planning Scheme - No. L8.
- Flinders Planning Scheme - Nos. L35, L49.
- Footscray Planning Scheme - No. L5.
- Geelong Regional Planning Scheme - No. R29 Part 1.
- Knox Planning Scheme - No. RL124.
- Korumburra Planning Scheme - No. L10.
- Mansfield Planning Scheme - No. L6.
- Marong Planning Scheme - No. L13.
- Melbourne Planning Scheme - No. L45.
- Mildura (City) Planning Scheme - No. L13.
- Moe Planning Scheme - No. L13.
- Phillip Island Planning Scheme - Nos. L19, L20, L23.
- Prahran Planning Scheme - No. R76.
- Romsey Planning Scheme - No. L9.
- Sale Planning Scheme - No. L11 Part 1.
- Shepparton (City) Planning Scheme - Nos. L20, L21.
- Springvale Planning Scheme - No. L6.
- Tambo Planning Scheme - No. L31.
- Werribee Planning Scheme - No. L11.
- Whittlesea Planning Scheme - No. L12 Part 1.

Rural Finance Act 1988 - Direction by the Treasurer to the Rural Finance Corporation to establish, operate and administer a scheme of assistance for persons affected by floods in Gippsland, April 1990.

Statutory Rules under the following Acts:

- Health Services Act 1988 - S.R. No. 72.
- Local Government Act 1989 - S.R. No. 64.
- Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 74.
- Post-Secondary Education Act 1978 - S.R. No. 71.
- Road Safety Act 1986 - S.R. No. 73.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988.

- Education (Amendment) Act 1990 - Sections 4, 5, 6 and 8; 4 April 1990 (*Gazette No. G14, 4 April 1990*).
- Footscray Land Act 1988 - Section 6; 28 February 1990 (*Gazette No. G9, 28 February 1990*).
- Health (General Amendment) Act 1988 - Sections 13(1)(b), (c) and (d), 13(2) and 40; 1 July 1990 (*Gazette No. G15, 11 April 1990*).
- Pathology Services Accreditation Act 1984 - Remaining provisions; 2 March 1990 (*Gazette No. G9, 28 February 1990*).
- Prostitution Regulation Act 1986 - Sections 14 and 74(c); 1 April 1990 (*Gazette No. G13, 28 March 1990*).
- Shop Trading Act 1987 - Whole Act except sections 30 and 32; 25 November 1987 (*Gazette No. S12, 23 March 1990*).

- 5 **MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR - ASSENT TO BILLS**  
 - Informing the Assembly that he had, on 8 May 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:  
     Petroleum (Submerged Lands) (Amendment) Bill  
     Local Government (Amendment) Bill.
- 6 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:  
     *Debt Collection Bill - Second reading - Resumption of debate.*  
 and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.
- 7 **MESSAGES FROM HIS EXCELLENCY THE ADMINISTRATOR** - Mr Speaker announced the presentation of Messages from His Excellency the Administrator recommending appropriations for the purposes of the following Bills:  
     Monash University (Chisholm and Gippsland) Bill  
     Deakin University (Warrnambool) Bill  
     Co-operatives Bill  
     Renewable Energy Authority Victoria Bill  
     Classification of Films and Publications Bill (No. 2)  
     Quarantine Officers (Transfer) Bill.
- 8 **BREAD INDUSTRY (REPEAL) 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 (*Mrs Wilson*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 9 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 2 to 9 inclusive, be postponed until later this day.
- 10 **VOCATIONAL EDUCATION AND TRAINING BILL (No. 2)** - 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 (*Dr Naphine*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 11 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL** -  
 Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).  
 Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 22 May instant.
- 12 **MENTAL HEALTH (GENERAL AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).  
 Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 22 May instant.



- 13 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
 Tattersall Consultations (Amendment) Bill  
 Australian Airlines (Intrastate Services) Bill.
- 14 **MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).  
 Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Tuesday, 29 May instant.
- 15 **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 22 May instant.
- 16 **CONTROL OF WEAPONS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sandon*).  
 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.
- 17 **VOCATIONAL EDUCATION AND TRAINING BILL (No. 2)** - 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 Sheehan [Ballarat South]*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 18 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

*Business having been interrupted at 11.00 p.m.  
 pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

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

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

Motion made and question - That the debate be adjourned until Thursday, 24 May instant (*Mr Kennan*) - after debate, put.

The House divided.

## AYES, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Ernst	Mr McCutcheon	Mr Sheehan	Mr Baker
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Batchelor
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

## NOES, 35

Mr Austin	Mr Heffernan	Mr Maclellan	Mrs Wade
Mr Bildstien	Mr Honeywood	Mr Maughan	Mr Weideman
Mr Brown	Mr Jasper	Mr Perrin	Dr Wells
Mr Clark	Mr John	Mr Pescott	
Mr Coleman	Mr Lea	Mr Reynolds	<i>Tellers</i>
Mr Cooper	Mr Leigh	Mr Richardson	Dr Napthine
Mr Delzoppo	Mr McGrath	Mr Smith	Mr Perton
Mr Dickinson	(Lowan)	(Glen Waverley)	
Mr Elder	Mr McGrath	Mr Steggall	
Mr Gude	(Warrnambool)	Mr Stockdale	
Mr Hayward	Mr McNamara	Mr Tanner	

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Thursday, 24 May instant.

- 19 **FOOTSCRAY LAND (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered, after debate - That the debate be adjourned until Tuesday, 22 May instant.

- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 21 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

WEDNESDAY, 16 MAY 1990.

Question - put and agreed to.

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

R. K. BOYES

Clerk of the Legislative Assembly

KEN. COGHILL

Speaker

## No. 88 - Wednesday, 16 May 1990

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Specialized Home Care Services** - Seeking that the availability of specialized home care services be restored to their former level throughout Victoria, bearing 30 signatures (*by Mr Lea*).

**Kilmore Court House** - Seeking that the historic and valuable furniture recently removed from the Kilmore court house by the Attorney-General's Department be returned, bearing 890 signatures (*by Mr McDonald*).

Severally ordered to lie on the Table.

4 **PAPERS** -

Mr Kennan presented, by Command of His Excellency the Governor:

County Court of Victoria - Report for the year 1988-89.

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:

Statutory Rules under the following Acts:

Country Fire Authority Act 1958 - S.R. No. 77.

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 76.

Tobacco Act 1987 - S.R. No. 75.

5 **VOCATIONAL EDUCATION AND TRAINING 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 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

6 **POLICE REGULATION (FURTHER 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 11.00 p.m.  
pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Sandon*) - put and agreed to.

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

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

Ordered - That the debate be adjourned until tomorrow.

- 7 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Cain*) - put and agreed to.
- 8 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at fifty-four minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 89 - Thursday, 17 May 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Home and Community Care** - Seeking that the budget allocation granted to Home and Community Care be increased by 20 percent annually, bearing 59 signatures (*by Mr Maughan*).  
Ordered to lie on the Table.
- 4 **ROAD FUNDING** - Motion made and question proposed - That this House condemns the Government and the Minister for Transport for - (a) giving such a low priority to road funding that roads Statewide are falling into disrepair and breaking up; (b) allowing road funding grants to many municipalities to be cut back dramatically; (c) failing to adequately respond to representations from local municipalities, individuals and other organisations Statewide regarding the growth crisis caused through lack of road funding; and calls on the Government to immediately address the crisis they have created through an inadequate commitment to road funding (*Mr Brown*) - and, after debate -  
*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*
- 5 **POLICE REGULATION (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.  
Committee reported progress; to sit again later this day.
- 6 **NATIONAL PARKS (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.  
Amendment proposed - That this Bill be withdrawn and redrafted to provide fairness and equity for persons affected by the recision of grazing licences and to allow broom brush cutting as recommended by the Land Conservation Council (*Mr McNamara*). - and, after debate -  
Motion made and question - That the debate be now adjourned (*Mrs Garbutt*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.

7 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Crabb*) - put and agreed to.

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

And the House, at thirteen minutes past Eleven o'clock, adjourned until Tuesday next.

**R. K. BOYES**

*Clerk of the Legislative Assembly*

**KEN. COGHILL**

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 90, 91, 92 and 93**

**No. 90 - Tuesday, 22 May 1990**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Australia Day Holiday** - Seeking that, as from 1991, the Victorian Government, on behalf of all Victorians, adopt the actual calendar date 26 January as the Australia Day holiday, bearing 33 signatures (*by Dr Wells*).
  - Portsea Surf Life Saving Club** - Seeking that an acceptable strategy for the construction of an emergency road from the Portsea Surf Life Saving Club to the car park be prepared, bearing 27 signatures (*by Dr Wells*).
 Severally ordered to lie on the Table.
- 4 **REPORT FROM THE STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY** - Motion made, by leave, and question - That there be presented to this House a copy of the Report to the Minister for Health from the Standing Review and Advisory Committee on Infertility on Matters Related to the Review of 'Post-Syngamy' Embryo Experimentation (*Mr Roper*) - put and agreed to.
- 5 **PAPER** - Mr Roper presented:
  - Report to the Minister for Health from the Standing Review and Advisory Committee on Infertility on Matters Related to the Review of 'Post-Syngamy' Embryo Experimentation - Return to the foregoing Order.
 Ordered to lie on the Table.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
  - Annual Reporting Act 1983** - Statement from the Minister for Agriculture and Rural Affairs on the failure of the Victorian Dried Fruits Board to submit its Annual Report for 1989 by the due date and the reasons therefor.
  - Marketing of Primary Products Act 1958** -
    - Proclamation declaring that oranges, mandarins and grapefruit shall become the property of the Citrus Fruit Marketing Board for a further period of two years on, from and after 15 May 1990.
    - Proclamation declaring that tobacco leaf shall become the property of the Tobacco Leaf Marketing Board for a further period of two years on, from and after 13 May 1990.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Avoca Planning Scheme - No. L12.  
 Diamond Valley Planning Scheme - No. L5.  
 Geelong Regional Planning Scheme - No. R18 Part 3A.  
 Lillydale Planning Scheme - Nos. L20, L26.  
 Metropolitan Region Planning Scheme - No. RL131.  
 Moe Planning Scheme - No. L15.  
 Pakenham Planning Scheme - Nos. L8, L33.  
 Preston Planning Scheme - No. L16.  
 Rutherglen Planning Scheme - No. L1.  
 South Melbourne Planning Scheme - Nos. L3, L24.  
 Sunshine Planning Scheme - No. L4.  
 Tambo Planning Scheme - No. L35.

Statutory Rules under the following Acts:

Metropolitan Fire Brigades Act 1958 - S.R. No. 78.  
 Public Service Act 1974 - P.S.D. No. 9.

- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -** Informing the Assembly that he had, on that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:  
 Tattersall Consultations (Amendment) Bill  
 Australian Airlines (Intrastate Services) Bill.
- 8 **SITTING OF THE HOUSE -** Motion made and question - That the House, at its rising, adjourn until tomorrow at Three o'clock (*Mr Roper*) - put and agreed to.
- 9 **VACANCIES IN THE MEMBERSHIP OF THE VICTORIAN HEALTH PROMOTION FOUNDATION AND THE VICTORIAN INSTITUTE OF MARINE SCIENCES -** Mr Speaker announced that he had received the following communications:

16 May 1990

The Hon. K A Coghill, MP  
 Speaker of the Legislative Assembly  
 Parliament House  
 Spring Street  
 MELBOURNE VIC. 3000

Dear Mr. Coghill,

The Tobacco Act 1987 provides for three members of Parliament to be members of the Board of the Victorian Health Promotion Foundation (VHPF).

A vacancy on the board now exists following the resignation of the Hon. Mal Sandon, M.P.

In accordance with Section 21(1)(f) of the Tobacco Act 1987, could you please arrange for a joint election of the Legislative Assembly and the Legislative Council to be held, to elect a new member to the Board of the VHPF.

Yours sincerely,

Caroline Hogg  
 Minister for Health

22 May 1990

Dr Ken. Coghill M P  
Speaker of the Legislative Assembly  
Parliament House  
MELBOURNE 3002

Dear Mr Speaker

The *Victorian Institute of Marine Sciences Act 1974* provides for Governor in Council appointment of three Members of Parliament to the governing Council of the Institute. Members are recommended for appointment as an outcome of a joint sitting 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 three Members of Parliament currently appointed are -

The Honourable Brian William Mier, MLC  
Peter Ross-Edwards MP and  
Dr Ronald James Herbert Wells, MP

Their terms of appointment expire on 1 March, 1992.

The Honourable B W Mier, MLC has tendered his resignation to the President of the Institute and a replacement member is proposed to be appointed.

Would you please arrange for a joint sitting to recommend a member for appointment to fill the vacancy for the period to 1 March, 1992.

Yours sincerely

Steve Crabb  
Minister for Conservation and Environment

Motion made and question - That this House meets the Legislative Council for the purpose of sitting and voting together to elect a Member of the Parliament of Victoria to the Victorian Health Promotion Foundation and to choose a Member of the Parliament of Victoria to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 23 May instant, at 8.00 p.m. (*Mr Roper*) - put and agreed to.

Ordered - That a Message be sent to the Legislative Council acquainting them of the resolution and seeking their concurrence therein.

- 10 **NATIONAL PARKS (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time - *and on the amendment* - That this Bill be withdrawn and redrafted to provide fairness and equity for persons affected by the recision of grazing licences and to allow broom brush cutting as recommended by the Land Conservation Council; debate resumed.

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



The House divided.

AYES, 73

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Smith
Mr Austin	Mr Harrowfield	Dr Naphine	(Glen Waverley)
Mr Baker	Mr Hayward	Mr Norris	Mr Smith
Mrs Barker	Mr Heffernan	Mr Perrin	(Polwarth)
Mr Batchelor	Mrs Hill	Mr Pescott	Mr Spyker
Mr Brown	Mrs Hirsh	Mr Plowman	Mr Stockdale
Mr Clark	Mr Honeywood	Mr Pope	Mr Tanner
Mr Cole	Mr John	Mrs Ray	Mr Thomson
Mr Coleman	Mr Kennan	Mr Reynolds	Mr Trezise
Mr Cooper	Mr Kennedy	Mr Richardson	Dr Vaughan
Mr Crabb	Mr Kennett	Mr Roper	Mrs Wade
Mr Cunningham	Ms Kirner	Mr Rowe	Mr Walsh
Mr Delzoppo	Mr Lea	Mr Sandon	Mr Weideman
Mr Dickinson	Mr Leigh	Mr Seitz	Mrs Wilson
Mr Dollis	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mr Elder	Mr Lieberman	Mrs Setches	Mrs Garbutt
Mr Ernst	Mr McCutcheon	Mr Sheehan	Mr Perton
Mr Fordham	Mr McDonald	(Northcote)	
Mr Gavin	Mr Maclellan	Mr Shell	
Mr Gude	Mr Mathews	Mr Simmonds	

NOES, 9

Mr Evans	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr Jasper	(Warrnambool)	Mr Wallace	Mr Maughan
Mr McGrath	Mr McNamara		Mr Steggall
(Lwan)			

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 - That this Bill be now read a third time (Mr Crabb) - after debate, put.

The House divided.

AYES, 72

Mr Andrianopoulos	Mr Gavin	Mr Mathews	Mr Shell
Mr Austin	Mr Gude	Mr Micallef	Mr Simmonds
Mr Baker	Mr Hamilton	Mr Norris	Mr Smith
Mr Batchelor	Mr Hayward	Mr Perrin	(Glen Waverley)
Mr Brown	Mr Heffernan	Mr Perton	Mr Smith
Mr Cain	Mrs Hill	Mr Pescott	(Polwarth)
Mr Clark	Mrs Hirsh	Mr Plowman	Mr Spyker
Mr Cole	Mr Honeywood	Mr Pope	Mr Stockdale
Mr Coleman	Mr John	Mrs Ray	Mr Tanner
Mr Cooper	Mr Kennan	Mr Reynolds	Mr Thomson
Mr Crabb	Mr Kennedy	Mr Richardson	Mr Trezise
Mr Cunningham	Ms Kirner	Mr Roper	Dr Vaughan
Mr Delzoppo	Mr Lea	Mr Rowe	Mrs Wade
Mr Dickinson	Mr Leigh	Mr Sandon	Mr Walsh
Mr Dollis	Mr Leighton	Mr Seitz	Mr Weideman
Mr Elder	Mr Lieberman	Mr Sercombe	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mrs Setches	<i>Tellers</i>
Mr Fordham	Mr McDonald	Mr Sheehan	Mrs Barker
Mrs Garbutt	Mr Maclellan	(Northcote)	Dr Naphine

## NOES, 9

Mr Evans	Mr McNamara	Mr Ross-Edwards	<i>Tellers</i>
Mr Jasper	Mr Maughan	Mr Steggall	Mr McGrath
Mr McGrath (Lowan)			(Warrnambool) Mr Wallace

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.

- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Health Services Act 1988' and for other purposes*".
- 12 **HEALTH SERVICES (AMENDMENT) BILL** - On the motion of Ms Kirner, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Shop Trading Act 1987' and for other purposes*".
- 14 **SHOP TRADING (AMENDMENT) BILL** - On the motion of Mr Kennan, 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** - Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to recommend a Member for appointment to the Victorian Institute of Marine Sciences Council and to elect a Member to the Victorian Health Promotion Foundation and, as proposed by the Assembly, concur that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 23 May 1990 at 8.00 p.m.
- 16 **KEW AND HEIDELBERG LANDS (TRUST) BILL** - Order read for the consideration of the amendment made by the Legislative Council.  
And the said amendment was read a second time and agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 17 **CRIMES (FAMILY VIOLENCE) (AMENDMENT) BILL (No. 3)** - Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 18 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 19 **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.

**20 POLICE REGULATION (FURTHER AMENDMENT) BILL** - Further considered in Committee.

Committee reported progress.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Bill further considered in Committee.

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

WEDNESDAY, 23 MAY 1990.

Bill further considered in Committee.

Committee reported progress; to sit again tomorrow.

**21 POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

**22 ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 91 - Wednesday, 23 May 1990

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

2 **DEATH OF THE HONOURABLE JAMES CHARLES MURRAY BALFOUR, C.B.E.** - Motion made and question - That this House expresses its sincere sorrow at the death of the Honourable James Charles Murray Balfour, C.B.E., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Morwell from 1955 to 1967 and for the Electoral District of Narracan from 1967 to 1982, Minister of Water Supply and Minister of Mines in 1964, Minister of Lands, Minister of Soldier Settlement and Minister for Conservation from 1964 to 1967, Minister for Fuel and Power and Minister of Mines from 1967 to 1977 and Minister for Minerals and Energy from 1977 to 1981 (*Mr Cain*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 the Honourable James Charles Murray Balfour, C.B.E., the House do now adjourn until Eight o'clock this day (*Mr Cain*) - put and agreed to.

And the House, at fifteen minutes past Four o'clock adjourned until Eight o'clock this day.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 92 - Wednesday, 23 May 1990

(EIGHT O'CLOCK)

1 The House met pursuant to adjournment - Mr Speaker took the Chair.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Desexing of cats and dogs** - Seeking that a law be enacted which requires the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 4,881 signatures (*by Mrs Barker*).

**Caging Trapping and Selling of birds** - Seeking that the caging, trapping and selling of birds be made illegal, bearing 2,306 signatures (*by Mrs Ray*).

**Guardianship of Janelle Maree Lavery** - Seeking that Mary Lavery, the true mother of Janelle Maree Lavery who is severely brain-damaged, be granted the right to act and speak on Janelle's behalf for the whole of her life, bearing 355 signatures (*by Mr Tanner*).

**Facilities at Southern Peninsula Hospital** - Seeking that fair and reasonable facilities be provided at the Southern Peninsula Hospital to rectify the gross neglect in the provision of services for the local community, bearing 17,171 signatures (*by Dr Wells*).

**Sale of Public Assets** - Seeking that the Queen Victoria Hospital and other public assets which have significant social, historic and architectural value not be sold by the Government, bearing 53 signatures (*by Mr Micallef*).

Severally ordered to lie on the Table.

4 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Baker brought up a Report from the Economic and Budget Review Committee upon matters arising from the Auditor-General's 1987-88 Report on Ministerial Portfolios; together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices 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:

Citrus Fruit Marketing Board - Report and Statement of Accounts for the year 1989.

Statutory Rules under the following Act:

Public Service Act 1974 - P.S.D. Nos. 7, 8.

Victoria Law Foundation - Report for the year ended 30 September 1989.

6 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:

*Mineral Resources Development Bill - Second reading - Resumption of debate.*

and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.

7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Co-operative Housing Societies (Guarantees) Bill  
Footscray Land (Amendment) Bill.

- 8 **VACANCIES IN THE MEMBERSHIP OF THE VICTORIAN HEALTH PROMOTION FOUNDATION AND THE VICTORIAN INSTITUTE OF MARINE SCIENCES** - Mr Speaker reported that the House, this day, had met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to elect a Member of the Parliament to the Victorian Health Promotion Foundation and to recommend a Member of the Parliament for appointment to the Victorian Institute of Marine Sciences and that -

- (a) Edward Joseph Micallef, M.P. had been elected to the Victorian Health Promotion Foundation;
- (b) The Honourable David Ernest Henshaw, M.B.E., M.L.C. had been duly chosen to be recommended for appointment to the Victorian Institute of Marine Sciences.

- 9 **MINERAL RESOURCES DEVELOPMENT BILL (No. 2)** - Mr Roper obtained leave, with Mr Crabb, to bring in a Bill *"to provide a new legislative framework for the use of mineral resources in the State, to repeal the 'Mines Act 1958', to make consequential amendments to other legislation and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **LAND (IOOF) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill *"to revoke the permanent reservation and Crown grant of certain land at Melbourne, to repeal the 'Oddfellows Hall (Melbourne) Land Act 1930' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 11 **RENEWABLE ENERGY AUTHORITY VICTORIA 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.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

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

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

- 12 **QUARANTINE OFFICERS (TRANSFER) 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 after Twelve of the clock -

THURSDAY, 24 MAY 1990

Bill read a second time and, by leave, read a third time forthwith.

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

- 13 **CO-OPERATIVE HOUSING SOCIETIES (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 a third time forthwith.

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

14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

15 **ADJOURNMENT** - Resolved - That the House do now adjourn.

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

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 93 - Thursday, 24 May 1990

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

**Drink driving penalties** - Seeking that legislation be introduced to increase the penalties for drink driving and culpable driving, bearing 732 signatures (*by Mr Wallace*).

Ordered to lie on the Table.

4 **STANDARDS OF HONESTY AND INTEGRITY IN GOVERNMENT** - Motion made and question proposed - That this House condemns the failure of the Government to provide proper standards of honesty and integrity in Government (*Mrs Wade*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

5 **FOOTSCRAY 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 a third time forthwith.

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

6 **PRIVATE AGENTS (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly 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 which provide for the licensing of crowd controllers (*Mr Sandon*) - put and agreed to.

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

- 7 **POLICE REGULATION (FURTHER AMENDMENT) BILL** - Further considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.

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

- 8 **COURTS (CHILDREN'S AND MAGISTRATES') 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 a third time.

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

- 9 **CLASSIFICATION OF FILMS AND PUBLICATIONS 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 a third time forthwith.

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. 6 to 9 inclusive, be postponed until later this day.

- 11 **MONASH UNIVERSITY (CHISHOLM AND GIPPSLAND) 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 a third time forthwith.

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

- 12 **DEAKIN UNIVERSITY (WARRNAMBOOL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

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

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

FRIDAY, 25 MAY 1990.

Bill read a second time and, by leave, read a third time forthwith.

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

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to define the rights and duties of owners and residents of rooming houses and for other purposes*".

- 14 **ROOMING HOUSES BILL (No. 2)** - On the motion of Mr Walsh, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 15 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
 Supply (1990-91, No. 1) Bill  
 Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill.
- 16 **HEALTH SERVICES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).  
 Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday next.
- 17 **SHOP TRADING (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 (*Mrs Wade*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday next.
- 18 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (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 a third time, after debate.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at forty-three minutes past Two o'clock in the morning, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

## Nos. 94, 95 and 96

## No. 94 - Tuesday, 29 May 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

**Latrobe Valley Hospital** - Seeking that sufficient funds be made available to the Latrobe Valley Hospital, Moe, in order to ensure that services are not further reduced, bearing 2302 signatures (*by Mr Delzoppo*).

Ordered to lie on the Table.

4 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 12 on the Alfred Hospital.

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:

Coal Mine Workers' Pensions Tribunal - Report for the year 1988-89.

Emergency Services Superannuation Board - Report for the year 1988-89.

Metropolitan Fire Brigades Superannuation Board - Report for the year 1988-89.

Ombudsman Act 1973 - Report on the Investigation of the Raid by the Department of Conservation, Forests and Lands Officers and RSPCA staff on Mr. Bruce Jacobs' Dingo Farm, May 1990 - Ordered to be printed.

Planning and Environment Act 1987 - Notices of Approval of Amendments to the following Planning Schemes:

Bacchus Marsh Planning Scheme - Nos. L13 Part 1A, L18.

Bulla Planning Scheme - No. L23.

Croydon Planning Scheme - No. RL94.

Echuca Planning Scheme - No. L1.

Geelong Regional Planning Scheme - No. R34 Part 1.

Melbourne Planning Scheme - Nos. L47, L48.

Newham and Woodend Planning Scheme - No. L11.

Nunawading Planning Scheme - No. L8.

Prahran Planning Scheme - Nos. L4, L6.

Ripon Planning Scheme - No. L2.

Sherbrooke Planning Scheme - No. L21.

Springvale Planning Scheme - No. L9.

Upper Yarra Valley and Dandenong Ranges Region Planning Schemes - No. R6.

State Superannuation Board - Report for the year 1988-89.

State Superannuation Fund - Report of the Actuarial Investigation as at 30 June 1988.

Statutory Rules under the following Acts:

Boilers and Pressure Vessels Act 1970 - S.R. Nos. 87-88.

Dangerous Goods Act 1985 - S.R. Nos. 89-91.

Environment Protection Act 1970 - S.R. No. 98.

Estate Agents Act 1980 - S.R. No. 79.

Fisheries Act 1968 - S.R. No. 80.

Health Act 1958 -

S.R. Nos. 81-83.

S.R. No. 85 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Revision of the CDC Surveillance Case Definition for Acquired Immunodeficiency Syndrome published by the Centres for Disease Control in Atlanta, Georgia on 14 August, 1987.

Infectious Diseases Handbook, Health Department Victoria, May 1990.

Guidelines for the control of Legionnaires' Disease, Health Department Victoria, May 1989.

Australian Standards

2031.2 - 1977 - Recommendations for the Selection of Containers and Preservation of Water Samples for Chemical and Microbiological Analysis, Part 2 - Microbiological.

2845 - 1986 - Water Supply - Mechanical Backflow Prevention devices.

1345 - 1982 - Identification of the Contents of Piping, Conduits and Ducts (as amended).

1715 - 1982 - Selection, Use and Maintenance of Respiratory Protective Devices.

1716 - 1984 - Respiratory Protective Devices.

1336 - 1982 - Recommended Practices for Eye Protection in the Industrial Environment.

1337 - 1984 - Eye Protectors for Industrial Applications.

Standards of Practice for Beauty Treatment, Health Department Victoria, May 1990.

Standards of Practice for Tattooing, Health Department Victoria, May 1990.

Standards of Practice for Electrolysis, Health Department Victoria, May 1990.

Standards of Practice for Acupuncture, Health Department Victoria, May 1990.

Water Purification Standards for Public Swimming Pools and Spa Pools, Health Department Victoria, 1990.

Lifts and Cranes Act 1967 - S.R. Nos. 92-94.

Mental Health Act 1986 - S.R. No. 84.

Racing Act 1958 - S.R. No. 99.

Scaffolding Act 1971 - S.R. Nos. 95-97.

State Electricity Commission Act 1958 - S.R. No. 86.

- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Victoria University of Technology Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered - that a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 6 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - 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:

Kew and Heidelberg Lands (Trust) Bill  
 Crimes (Family Violence) (Amendment) Bill  
 Administrative Appeals Tribunal (Planning) Bill  
 Supply (1990-91, No. 1) Bill  
 Works and Services (Ancillary Provisions, 1990-91, No. 1) Bill.

- 7 **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.

- 8 **HEALTH SERVICES (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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 9 **CONTROL OF WEAPONS 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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 10 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 11 **MENTAL HEALTH (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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 12 **MEMBERSHIP OF THE COUNCIL OF VICTORIA UNIVERSITY OF TECHNOLOGY** - Mr Deputy Speaker announced that the Speaker had received the following communication:

28 May 1990

The Hon. K. Coghill, MLA  
 Speaker, Legislative Assembly  
 Parliament House  
 MELBOURNE VIC 3002

Dear Mr. Speaker

Section 7(j) of the Victoria University of Technology Bill 1990 provides for the appointment to the Council of the University of Technology of three persons appointed by the Governor-in-Council who are members of the Parliament of Victoria, 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.

It is expected that the University Council will meet for the first time in July, and it is highly desirable that Members of Parliament be appointed prior to that time to enable them to participate in the historic first meeting of the University Council.

I would be grateful if you could arrange for a Joint Sitting of the Legislative Council and Legislative Assembly to recommend Members for appointment to the Council of the Victoria University of Technology for a term of Office ending on 30th June 1993.

I have addressed a similar letter to the Hon. A. J. Hunt, MLC, President of the Legislative Council.

Yours sincerely

The Hon. Joan E. Kirner, MP  
Minister for Education

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 Victoria University of Technology and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 30 May instant, at 6.00 p.m. (*Mr Roper*) - put and agreed to.

Ordered - That a Message be sent to the Legislative Council acquainting them of the resolution and seeking their concurrence therein.

13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Monash University (Chisholm and Gippsland) Bill without amendment.

14 **MINERAL RESOURCES DEVELOPMENT BILL (No. 2)** - 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 Weideman*) - put and agreed to.

Ordered - That the debate be adjourned until Wednesday, 1 August next.

15 **LAND (IOOF) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered - That the debate be adjourned until Thursday next.

16 **ROOMING HOUSES 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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 17 **MELBOURNE COLLEGE OF DIVINITY (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Mr Speaker ruled the Bill to be a Private Bill.  
Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Roper*) - 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 a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council 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 'Food Act 1984' and for other purposes*".
- 19 **FOOD (VALIDATION) BILL** - On the motion of Ms Kirner, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, forthwith.  
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 Richardson*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*).  
Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the expression "Orders of the Day, Government Business Nos. 10 to 20 inclusive be postponed until after Order of the Day, Government Business No. 21" (*Mr Stockdale*) - and, after debate -  
Question - That the words proposed to be omitted stand part of the question - put.  
The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Baker
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mrs Barker
Mr Gavin	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

## NOES, 40

Mr Austin	Mr Heffernan	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Honeywood	Mr Pescott	Mrs Wade
Mr Brown	Mr Jasper	Mr Plowman	Mr Wallace
Mr Clark	Mr John	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Kennett	Mr Richardson	Dr Wells
Mr Cooper	Mr Lea	Mr Ross-Edwards	
Mr Delzoppo	Mr Leigh	Mr Smith	<i>Tellers</i>
Mr Dickinson	Mr Lieberman	( <i>Glen Waverley</i> )	Dr Naphthine
Mr Elder	Mr McGrath	Mr Smith	Mr Perton
Mr Evans	( <i>Lowan</i> )	( <i>Polwarth</i> )	
Mr Gude	Mr Maclellan	Mr Steggall	
Mr Hayward	Mr Maughan	Mr Stockdale	

And so it was resolved in the affirmative.

Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put.

The House divided.

## AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Ernst	Mr McCutcheon	Mr Sheehan	Mr Cole
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	Mr Thomson
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	
Mr Hamilton	Mr Norris	Mr Shell	

## NOES, 40

Mr Austin	Mr Jasper	Mr Perton	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Wade
Mr Clark	Mr Kennett	Mr Plowman	Mr Wallace
Mr Coleman	Mr Lea	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Leigh	Mr Richardson	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	
Mr Dickinson	Mr McGrath	Mr Smith	<i>Teller</i>
Mr Evans	( <i>Lowan</i> )	( <i>Glen Waverley</i> )	Mr Bildstien
Mr Gude	Mr Maclellan	Mr Smith	Mr Elder
Mr Hayward	Mr Maughan	( <i>Polwarth</i> )	
Mr Heffernan	Dr Naphthine	Mr Steggall	
Mr Honeywood	Mr Perrin	Mr Stockdale	

And so it was resolved in the affirmative.

- 21 **ADJOURNMENT** - Motion made and question - That the House do now adjourn - after debate, put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Thomson
Mr Baker	Mrs Hill	Mrs Ray	Mr Trezise
Mrs Barker	Mrs Hirsh	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Walsh
Mr Cain	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Cole	Mr Kennedy	Mr Seitz	
Mr Crabb	Ms Kirner	Mr Sercombe	<i>Tellers</i>
Mr Cunningham	Mr Leighton	Mrs Seiches	Mrs Garbutt
Mr Dollis	Mr McCutcheon	Mr Sheehan	Mr Sheehan
Mr Ernst	Mr McDonald	(Ballarat South)	(Northcote)
Mr Fordham	Mr Mathews	Mr Shell	
Mr Gavin	Mr Micallef	Mr Simmonds	
Mr Hamilton	Mr Norris	Mr Spyker	

NOES, 25

Mr Austin	Mr Gude	Mr Richardson	Mr Weideman
Mr Coleman	Mr Jasper	Mr Ross-Edwards	Dr Wells
Mr Cooper	Dr Napthine	Mr Steggall	
Mr Delzoppo	Mr Perrin	Mr Stockdale	<i>Tellers</i>
Mr Dickinson	Mr Perton	Mr Tanner	Mr Clark
Mr Elder	Mr Pescott	Mrs Wade	Mr Maughan
Mr Evans	Mr Plowman	Mr Wallace	

And so it was resolved in the affirmative.

And the House, at seven minutes past Seven o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 95 - Wednesday, 30 May 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Specialized Home Care Services** - Seeking that the availability of specialized home care services be restored to their former level throughout Victoria, bearing 10 signatures (*by Mr Jasper*).

**Sexual Abuse of Children** - Seeking that video taped evidence of children in sexual abuse matters and mandatory testing of body samples be introduced into the Victorian court system immediately, bearing 4,057 signatures (by Mr Cooper).

Severally ordered to lie on the Table.

- 4 **STATE CONSERVATION STRATEGY** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the State Conservation Strategy, May 1990 (Mr Crabb) - put and agreed to.

- 5 **PAPER** - Mr Crabb presented:

State Conservation Strategy, May 1990 - Return to the foregoing Order.

Ordered to lie on the Table.

- 6 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Shell brought up a Report from the Legal and Constitutional Committee upon Privacy and Breach of Confidence; together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

- 7 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE** - Mr Tanner, Chairman, brought up a Report from the Natural Resources and Environment Committee upon Waste Management in the Greater Melbourne Area; together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

- 8 **SOCIAL DEVELOPMENT COMMITTEE** - Mrs Ray, Chairman, brought up an Interim Report from the Social Development Committee upon the Inquiry into Mental Disturbance and Community Safety; together with Appendices.

Ordered to lie on the Table and to be printed.

- 9 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 13 on the State Bank Group - Impact on the Financial Position of the State, May 1990.

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:

Members of Parliament (Register of Interests) Act 1978 - Summary of Variations Notified to 25 May 1990 - Ordered to be printed.

Parliamentary Committees Act 1968 - Report from the Government on action taken with respect to the recommendations made by the Legal and Constitutional Committee's Inquiry into the Freedom of Information in Victoria.

Police Regulation Act 1958 -

Determination Nos. 524 to 526 of the Police Service Board.

Determination No. 18 of the Police Service Board for Police Recruits.

Determination Nos. 20 to 22 of the Police Service Board for Protective Services Officers.

State Employees Retirement Benefits Fund - Report on the Actuarial Investigation as at 30 June 1988.



- 10 **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 recommend Members of the Parliament of Victoria for appointment to the Council of Victoria University of Technology as proposed by the Assembly.
- 11 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mrs Garbutt be appointed a Member of the Natural Resources and Environment Committee (*Mr Roper*) - put and agreed to.
- 12 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
Land (IOOF) Bill  
Mineral Resources Development Bill (No. 2).
- 13 **FISHERIES (SHARK FISHERY) BILL** - Mr Crabb obtained leave, with Mr Cain, to bring in a Bill "*to amend the 'Fisheries Act 1968' to further regulate the Victorian shark fishery and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **OPTOMETRISTS AND OPTICAL DISPENSERS BILL** - Ms Kirner obtained leave, with Mr Roper, to bring in a Bill "*to make provision for the registration of optometrists, the licensing of optical dispensers, to amend the 'Health Services (Conciliation and Review) Act 1987' and the 'Transport Accident Act 1986', to repeal the 'Optometrists Registration Act 1958' and the 'Optometrists Registration (Amendment) Act 1982' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **SHOP TRADING (AMENDMENT) BILL (No. 2)** - 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 Gavin*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 16 **GRIEVANCE DEBATE LIMITATION** - Motion made, by leave, and question - That so much of Standing Order No. 59 as permits four hours debate on "Grievances" be suspended for tomorrow and that the debate on the question "That Grievances be noted" be concluded at 3.30 p.m. (*Mr Roper*) - put and agreed to.
- 17 **ROOMING HOUSES BILL (No. 2)** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 same with amendments with which they desire the concurrence of the Legislative Council.
- 18 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:  
Victoria University of Technology Bill.

19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Courts (Children's and Magistrates') Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

20 **FOOD (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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Ms Kirner*).

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the expression "Government Business, Orders of the Day, Nos. 4 to 14, inclusive, be postponed until after Order of the Day, Government Business, No. 15" (*Mr Stockdale*) - and, after debate -

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

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr McCutcheon	( <i>Ballarat South</i> )	Mr Hamilton
Mr Ernst	Mr McDonald	Mr Sheehan	Mr Sercombe
Mr Fordham	Mr Mathews	( <i>Northcote</i> )	
Mrs Garbutt	Mr Micallef	Mr Shell	
Mr Gavin	Mr Norris	Mr Simmonds	

NOES, 41

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Stockdale
Mr Bildstien	Mr Jasper	Mr Maughan	Mr Tanner
Mr Brown	Mr John	Dr Napthine	Mrs Wade
Mr Clark	Mr Kennett	Mr Perrin	Mr Wallace
Mr Coleman	Mr Lea	Mr Pescott	Mr Weideman
Mr Cooper	Mr Leigh	Mr Plowman	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Reynolds	
Mr Dickinson	Mr McGrath	Mr Richardson	<i>Tellers</i>
Mr Elder	( <i>Lowan</i> )	Mr Ross-Edwards	Mr Honeywood
Mr Evans	Mr McGrath	Mr Smith	Mr Perton
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	
Mr Hayward	Mr McNamara	Mr Steggall	

And so it was resolved in the affirmative.

Motion made and question - That the consideration of remaining business be postponed (*Ms Kirner*) - put and, after debate, agreed to.

22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at eighteen minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 96 - Thursday, 31 May 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Community bus service in Flinders** - Seeking that a financial subsidy on a per capita basis, equivalent to that provided to non-government private bus services, be provided to the Shire of Flinders Community Bus Service, bearing 2,016 signatures (*by Dr Wells*).
  - Urban development at Baxter** - Seeking that meaningful consultation be undertaken with the Baxter community and local municipalities prior to any further action on the proposal to allow large scale urban development at Baxter, bearing 1,738 signatures (*by Mr Cooper*).
 Severally ordered to lie on the Table.
- 4 **REVIEW OF ALLEGATIONS CONCERNING CERTAIN MATTERS AT THE CITY OF MELBOURNE** - Motion made, by leave, and question - That there be presented to this House a copy of the Report on a Review of Allegations concerning Certain Matters at the City of Melbourne together with notes on the alleged infringements of the pecuniary interest provision by Councillor Meldrum (*Mr Pope*) - put and agreed to.
- 5 **PAPER** - Mr Pope presented:
  - Report on a Review of Allegations concerning Certain Matters at the City of Melbourne together with notes on the alleged infringements of the pecuniary interest provision by Councillor Meldrum - Return to the foregoing Order.
 Ordered to lie on the Table.
- 6 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up a Report from the Legal and Constitutional Committee on the Operation of Section 32 of the *Interpretation of Legislation Act* 1984 concerning the Food Standards Regulations 1987 (Statutory Rule No. 252 of 1987); together with Appendices and an Extract from the Proceedings of the Committee.  
Ordered to lie on the Table and to be printed.
- 7 **JOINT HOUSE COMMITTEE** - Mr Norris, brought up a Report from the House Committee on Parliament House; together with Appendices.  
Ordered to lie on the Table.

**8 PAPERS -**

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Eleventh Report of the Custodian.

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:

Law Reform Commission - Report No. 32 on Public Drunkenness, Supplementary Report.

Ombudsman - Report for the year 1988-89 - Ordered to be printed.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988.

Health (Amendment) Act 1990 - 15 May 1990 (*Gazette No. G18, 9 May 1990*).

Health (General Amendment) Act 1988 - Sections 20, 25, 28, 31, 43, 48, 49; 15 May 1990 (*Gazette No. G18, 9 May 1990*).

Local Government (Amendment) Act 1990 - Sections 3-5, 7-22, 24-30, 32-36, 43; 8 May 1990 (*Gazette No. S20, 8 May 1990*).

Local Government (Consequential Provisions) Act 1989 - Section 6A; 8 May 1990 (*Gazette No. S20, 8 May 1990*).

Road Safety (Amendment) Act 1990 - Sections 1-3, 11-13, 15(4), 15(5), 15(7)-15(10), 17, 18, 20; 8 May 1990 (*Gazette No. S20, 8 May 1990*).

**9 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Renewable Energy Authority Victoria Bill with an amendment.**

Ordered - That the said amendment be printed and taken into consideration, by leave, later this day.

**10 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Classification of Films and Publications Bill (No. 2) with amendments.**

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

**11 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Private Agents (Amendment) Bill with amendments.**

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

**12 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Land Conservation (Amendment) Bill with amendments.**

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

**13 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Police Regulation (Further Amendment) Bill with an amendment.**

Ordered - That the said amendment be printed and taken into consideration, by leave, later this day.

**14 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Building, Co-operative Housing and Friendly Societies (Amendment) Bill with amendments.**

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

- 15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend Section 7 of the 'Crimes (Amendment) Act 1986'*".
- 16 **CRIMES (UNSWORN STATEMENTS) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 17 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendments made by the Assembly in the Rooming Houses Bill (No. 2).
- 19 **SHOP TRADING (AMENDMENT) 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 committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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.
- 20 **AUDIT (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time.
- On the motion of Mr Roper - Amendment No. 1 agreed to, after debate.
- On the motion of Mr Roper - Amendment No. 2 agreed to.
- On the motion of Mr Roper - Amendment Nos. 3 to 7 inclusive agreed to.
- On the motion of Mr Roper - Amendment No. 8 disagreed with, after debate.
- On the motion of Mr Roper - Amendment No. 9 agreed to.
- On the motion of Mr Roper - Amendment No. 10 disagreed with, after debate.
- Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.
- 21 **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.
- 22 **COURTS (CHILDREN'S AND MAGISTRATES') BILL** - Order read for the consideration of the amendment made by the Legislative Council.
- And the said amendment was read a second time and, after debate, agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 23 **CRIMES (UNSWORN STATEMENTS) BILL** - Bill read a second time, after debate, and, by leave, read a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 24 **BUILDING, CO-OPERATIVE HOUSING AND FRIENDLY SOCIETIES (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 25 **PRIVATE AGENTS (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 26 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Vocational Education and Training Bill (No. 2) with amendments.

And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - that a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 27 **RENEWABLE ENERGY AUTHORITY VICTORIA BILL** - Order read for the consideration of the amendment made by the Legislative Council.

And the said amendment was read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 28 **CLASSIFICATION OF FILMS AND PUBLICATIONS BILL (No. 2)** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 29 **LAND CONSERVATION (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 30 **POLICE REGULATION (FURTHER AMENDMENT) BILL** - Order read for the consideration of the amendment made by the Legislative Council.

And the said amendment was read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 31 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Quarantine Officers (Transfer) Bill  
Footscray Land (Amendment) Bill.

- 32 **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.

33 **FISHERIES (SHARK FISHERY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered - That the debate be adjourned until tomorrow.

34 **OPTOMETRISTS AND OPTICAL DISPENSERS 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 Weideman*) - put and agreed to.

Ordered - That the debate be adjourned until Wednesday, 1 August next.

35 **SITTING OF THE HOUSE** - 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 in writing to each member of the House (*Mr Roper*) - put and agreed to.

36 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*).

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the expression "remaining Orders of the Day, Government Business up to and including No. 16, be postponed until after Order of the Day No. 17" (*Mr Stockdale*) - and, after debate -

Motion made and question - That the question be now put (*Mr Roper*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Thomson
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Trezise
Mrs Barker	Mrs Hill	Mr Roper	Dr Vaughan
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Walsh
Mr Cain	Mr Jolly	Mr Sandon	Mrs Wilson
Mr Cole	Mr Kennan	Mr Seitz	
Mr Crabb	Mr Kennedy	Mr Sercombe	<i>Tellers</i>
Mr Cunningham	Ms Kirner	Mrs Setches	Mr Leighton
Mr Dollis	Mr McCutcheon	Mr Sheehan	Mr Sheehan
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	( <i>Northcote</i> )
Mr Fordham	Mr Mathews	Mr Shell	
Mrs Garbutt	Mr Micallef	Mr Simmonds	
Mr Gavin	Mr Norris	Mr Spyker	

NOES, 37

Mr Austin	Mr Honeywood	Mr Pescott	Mr Tanner
Mr Brown	Mr John	Mr Plowman	Mrs Wade
Mr Clark	Mr Kennett	Mr Reynolds	Mr Wallace
Mr Coleman	Mr Leigh	Mr Richardson	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Ross-Edwards	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Dickinson	( <i>Lowan</i> )	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Elder	Mr McNamara	Mr Smith	Mr Bildstien
Mr Gude	Mr Maclellan	( <i>Polwarth</i> )	Mr Perton
Mr Hayward	Mr Maughan	Mr Steggall	
Mr Heffernan	Mr Perrin	Mr Stockdale	

And so it was resolved in the affirmative.

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

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Baker
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Dollis
Mr Gavin	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 38

Mr Austin	Mr Honeywood	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Jasper	Mr Pescott	Mr Tanner
Mr Brown	Mr John	Mr Plowman	Mrs Wade
Mr Clark	Mr Kennett	Mr Reynolds	Mr Wallace
Mr Coleman	Mr Leigh	Mr Richardson	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Ross-Edwards	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Dickinson	(Lowan)	(Glen Waverley)	<i>Tellers</i>
Mr Gude	Mr McNamara	Mr Smith	Mr Elder
Mr Hayward	Mr Maclellan	(Polwarth)	Mr Maughan
Mr Heffernan	Mr Perrin	Mr Steggall	

And so it was resolved in the affirmative.

Debate resumed on original question.

Motion made and question - That the question be now put (*Mrs Setches*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	<i>Tellers</i>
Mr Ernst	Mr McCutcheon	(Ballarat South)	Mr Cole
Mr Fordham	Mr McDonald	Mr Sheehan	Mr Sercombe
Mrs Garbutt	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	
Mr Hamilton	Mr Norris	Mr Simmonds	



## NOES, 38

Mr Austin	Mr Jasper	Mr Perton	Mr Stockdale
Mr Bildstien	Mr John	Mr Pescott	Mr Tanner
Mr Brown	Mr Kennett	Mr Plowman	Mrs Wade
Mr Coleman	Mr Leigh	Mr Reynolds	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Richardson	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	Dr Wells
Mr Dickinson	(Lowan)	Mr Smith	
Mr Elder	Mr McNamara	(Glen Waverley)	<i>Tellers</i>
Mr Gude	Mr Maclellan	Mr Smith	Mr Clark
Mr Hayward	Mr Maughan	(Polwarth)	Mr Honeywood
Mr Heffernan	Mr Perrin	Mr Steggall	

And so it was resolved in the affirmative.

Question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

Annual Reporting Act 1983 - Notification from the Minister for Education on the failure of the State Training Board to submit it's annual report for 1988-89 and the reasons therefor.

Law Reform Commission - Report No. 33 on Access to the Law, the structure and format of legislation.

Parliamentary Committees Act 1968 - Report from the Government on action taken with respect to the recommendations made by the Legal and Constitutional Committee's Report on the Law Relating to Charitable Trusts.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Ballaarat (City) Planning Scheme - No. L14.
- Bulla Planning Scheme - Nos. L24, L26.
- Frankston Planning Scheme - No. L10.
- Oakleigh Planning Scheme - No. L3.
- Sherbrooke Planning Scheme - No. L24.
- Springvale Planning Scheme - No. L4.
- Sunshine Planning Scheme - No. L11.
- Traralgon (Shire) Planning Scheme - No. L32.
- Woorayl Planning Scheme - No. L7.

38 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at fifteen minutes past Seven o'clock, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 97, 98, 99 and 100

## No. 97 - Tuesday, 28 August 1990

- 1 The House met pursuant to the terms of the resolution of 31 May last, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Operation Arbiter** - Seeking that the police system known as Operation Arbiter currently operating between the Gurdies and Phillip Island be withdrawn and the former police system reinstated, bearing 1,294 signatures (*by Mr Brown*).
  - Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 406 signatures (*by Mrs Barker*).
  - Home and Community Care** - Seeking that the budget allocation granted to Home and Community Care be increased by 20 percent annually, bearing 5,646 signatures (*by Mr Perrin*).
  - Community Bus Service in Flinders** - Seeking that a financial subsidy on a per capita basis, equivalent to that provided to non-government private bus services, be provided to the Shire of Flinders Community Bus Service, bearing 30 signatures (*by Dr Wells*).
  - Australia Day Holiday** - Seeking that, as from 1991, the Victorian Government, on behalf of all Victorians, adopt the actual calendar date 26 January as the Australia Day holiday, bearing 106 signatures (*by Dr Wells*).
  - Riddells Creek Sewage Treatment Works** - Seeking that the works approval application to construct a sewage treatment works for Riddells Creek not proceed, bearing 30 signatures (*by Mr Reynolds*).
  - Dietetic Outpatients Clinic at the Royal Childrens Hospital** - Seeking that funding be guaranteed to the Royal Childrens Hospital Dietetic Department to enable the Dietetic Outpatients Clinic to resume services, bearing 6,486 signatures (*by Mr Smith [Glen Waverley]*).
  - Infertility (Medical Procedures) Act 1984** - Seeking that - (a) legislation be enacted to ban all experimental procedures involving the human embryo; and (b) section 6(2)(a) of the *Infertility (Medical Procedures) Act 1984* protecting cloning be enforced, bearing 43 signatures (*by Mr Seitz*).

**Sexual Abuse of Children** - Seeking that video taped evidence of children in sexual abuse matters and mandatory testing of body samples be introduced into the Victorian court system immediately, bearing 90 signatures (*by Mr Cooper*).

**Ambulance Station for Mornington** - Seeking that a fully-manned 24 hour ambulance station be provided in the Shire of Mornington to cater for the needs of its rapidly growing population, bearing 197 signatures (*by Mr Cooper*).

**Melbourne to Warrnambool Train** - Seeking that the rights of residents of Birregurra and surrounding district be recognised and protected by altering the timetable of the Melbourne to Warrnambool train to allow a one-minute stop at Birregurra Station at or about 2.30 p.m., bearing 274 signatures (*by Mr Smith [Polwarth]*).

**Land Tax System** - Seeking that - (a) a moratorium be placed on land tax notices for 1990 and new notices issued limiting all increases to a maximum increase equivalent to the increase in CPI; and (b) an independent enquiry be set up to review the equity and efficiency of the existing land tax system, particularly the social and economic impact of the 1989-90 assessment, bearing 23 signatures (*by Mr Hayward*).

Severally ordered to lie on the Table.

#### 4 PAPERS -

Mr Speaker presented:

Accident Compensation Act 1985 - Auditor-General's Report in relation to the Financial Statements of the Accident Compensation Commission Quarterly Report for the March Quarter 1990.

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:

Border Groundwaters Agreement Review Committee - Report for the year 1988-89.

Chiropodists Registration Board - Report and Statement of Accounts for the year 1989.

Chiropractors and Osteopaths Registration Board - Report and Statement of Accounts for the year 1989.

Education Act 1958 - Teachers Registration Board (Amendment) Regulations 1990.

Latrobe Regional Commission Act 1983 - Latrobe Regional Strategy Plan, April 1990.

Parliamentary Officers Act 1975 -

Statement of Appointments and Alterations of Classification during the year 1989-90 in the:

Department of the Legislative Council

Department of the Legislative Assembly

Department of the Parliamentary Library

Department of the Joint House Committee

Department of the Reporting Staff of the Victorian Parliamentary Debates.

Statement of Persons Temporarily Employed during the year 1989-90 in the -

Department of the Legislative Council

Department of the Legislative Assembly

Department of the Parliamentary Library

Department of the Joint House Committee  
 Department of the Reporting Staff of the Victorian Parliamentary  
 Debates.

Physiotherapists Registration Board - Report and Statement of Accounts for  
 the year 1989.

Planning and Environment Act 1987 - Notices of approval of amendments to  
 the following planning schemes:

- Alberton Planning Scheme - No. R1.
- Altona Planning Scheme - No. L9.
- Ballaarat (City) Planning Scheme - No. L12.
- Ballarat (Shire) Planning Scheme - No. L4.
- Bass Planning Scheme - No. L15 Part 1B.
- Bendigo Planning Scheme - Nos. L8, L12, L13, L19.
- Berwick Planning Scheme - Nos. L17, L18 Part 1, L21.
- Bulla Planning Scheme - Nos. L14, L25, L37.
- Buln Buln Planning Scheme - Nos. L5, L8 Part 1.
- Camberwell Planning Scheme - Nos. L9, L13.
- Camperdown Planning Scheme - No. L3.
- Coburg Planning Scheme - Nos. L6, L8.
- Cranbourne Planning Scheme - Nos. L27, L28 Part 1, R49.
- Deakin Planning Scheme - Nos. L7, L8.
- Diamond Valley Planning Scheme - Nos. L2, L6.
- Doncaster and Templestowe Planning Scheme - No. L13, L19, L24.
- Eaglehawk Planning Scheme - No. L9.
- Eltham Planning Scheme - No. L6 Part 1.
- Flinders Planning Scheme - Nos. L33, L51, L67.
- Frankston Planning Scheme - Nos. L9, L13, RL106.
- Geelong Regional Planning Scheme - Nos. L36, R18 Part 3B, R29 Part 2,  
 R43 Part 1, R45 Part 1, RL12, RL38 Part 1.
- Hastings Planning Scheme - Nos. L7 Part 2, L13 Part 1.
- Hawthorn Planning Scheme - No. L13.
- Healesville Planning Scheme - Nos. L13 Part 1A, L32.
- Heidelberg Planning Scheme - Nos. L8, L19.
- Horsham Planning Scheme - No. L23.
- Huntly Planning Scheme - No. L9.
- Keilor Planning Scheme - No. RL104.
- Kew Planning Scheme - Nos. L6, L7.
- Kilmore Planning Scheme - Nos. L26A, L43.
- Knox Planning Scheme - Nos. L11, L15, L18 Part 1.
- Korumburra Planning Scheme - No. L13.
- Lillydale Planning Scheme - Nos. L44, L51, L55, L60.
- Malvern Planning Scheme - No. L1.
- Marong Planning Scheme - No. L20.
- Melbourne Planning Scheme - Nos. L27, L49, RL116.
- Melton Planning Scheme - No. L7.
- Metropolitan Region Planning Schemes - Nos. R91, R96, RL130, RL132.
- Mildura (City) Planning Scheme - Nos. L7, L16, L21.
- Mirboo Planning Scheme - No. R1.
- Moe Planning Scheme - Nos. L14 Part B, R1.
- Moorabbin Planning Scheme - No. L8.
- Mornington Planning Scheme - Nos. L19, L24.
- Morwell Planning Scheme - No. R1.
- Myrtleford Planning Scheme - No. L19.
- Narracan Planning Scheme - Nos. L15, L16, R1.
- Northcote Planning Scheme - No. L8.
- Oakleigh Planning Scheme - No. L9.
- Orbost Planning Scheme - No. L15.
- Otway Planning Scheme - No. L10.

Pakenham Planning Scheme - Nos. L19, L28, L31.  
 Phillip Island Planning Scheme - No. L11 Part B1.  
 Portland (City) Planning Scheme - Nos. L12, L14, L15, L16, L19, L20.  
 Pyalong Planning Scheme - No. L7.  
 Ripon Planning Scheme - No. L6.  
 Rosedale Planning Scheme - No. R1.  
 Sale Planning Scheme - Nos. L12, R1.  
 Sandringham Planning Scheme - No. L2.  
 Seymour Planning Scheme - No. L21.  
 Shepparton (City) Planning Scheme - No. L25.  
 South Gippsland Planning Scheme - Nos. L19, R1.  
 South Melbourne Planning Scheme - Nos. L12, L15.  
 Stawell (Shire) Planning Scheme - No. L16.  
 Stawell (Town) Planning Scheme - No. L14.  
 Strathfieldsaye Planning Scheme - Nos. L4, L6.  
 Swan Hill (Shire) Planning Scheme - Nos. L4, L5.  
 Tambo Planning Scheme - No. L25.  
 Traralgon (City) Planning Scheme - Nos. L27, R1.  
 Traralgon (Shire) Planning Scheme - Nos. L34, R1.  
 Warrnambool (Shire) Planning Scheme - No. L4.  
 Whittlesea Planning Scheme - Nos. L19, L22.  
 Wimmera Planning Scheme - No. L2.  
 Wodonga Planning Scheme - No. L7.  
 Woorayl Planning Scheme - No. L24.  
 Yackandandah Planning Scheme - No. L1.  
 Yallourn Works Area Planning Schemes - No. R1.  
 Yarrowonga Planning Scheme - No. L7.

Police Regulation Act 1958 -

Determination Nos. 527 and 528 of the Police Service Board.  
 Determination No. 23 of the Police Service Board for Protective Services Officers.

Statutory Rules under the following Acts:

Accident Compensation Act 1985 -

S.R. No. 126;

S.R. No. 149 together with a copy of Public Service Determinations 1985 - Nos. 4.1 to 4.5, 4.12 and 7.1; Tables 2, 5 and 6 of Appendix E (as amended by Nos. 6 and 9 of 1990) as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.

Alpine Resorts Act 1983 - S.R. Nos. 103-105, 127, 188.

Animal Preparations Act 1987 - S.R. No. 136.

Annual Reporting Act 1983 -

S.R. No. 144 together with a copy of the Statements of Australian Accounting Standards, AAS 12 issued by the National Councils of the Australian Society of Accountants and the Institute of Chartered Accountants in Australia as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule;

S.R. No. 145 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule:

Statements of Australian Accounting Standards issued by the National Councils of the Australian Society of Accountants and the Institute of Chartered Accountants in Australia.

AAS 1 Profit and Loss Statements or other Operating Statements;

AAS 2	Measurement and Presentation of Inventories in the Context of the Historical Cost System;
AAS 3	Accounting for Income Tax (Tax-effect Accounting);
AAS 4	Depreciation of Non-Current Assets;
AAS 7	Accounting for the Extractive Industries;
AAS 15	Disclosure of Operating Revenue.

Audit Act 1958 - S.R. No. 189.

Bees Act 1971 - S.R. No. 137.

Boilers and Pressure Vessels Act 1970 - S.R. Nos. 206, 207.

Building Control Act 1981 - S.R. Nos. 133, 134.

Chiropodists Act 1968 - S.R. Nos. 142, 205.

Chiropractors and Osteopaths Act 1978 - S.R. No. 185.

Conservation, Forests and Lands Act 1987 - S.R. No. 183.

Construction Industry Long Service Leave Act 1983 - S.R. No. 208.

Co-operation Act 1981 - S.R. No. 192.

Country Fire Authority Act 1958 - S.R. Nos. 115, 143, 180.

County Court Act 1958 -

S.R. Nos. 106, 129;

S.R. No. 130 together with a copy of Public Service Determinations 1985 Nos. 4.1 to 4.5 and Tables 2 and 5 in Appendix E as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;

S.R. No. 191.

Crimes Act 1958 - S.R. No. 138.

Discharged Servicemen's Preference Act 1943 - S.R. No. 209.

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 141.

Evidence Act 1958 - S.R. No. 172.

Fisheries Act 1968 - S.R. Nos. 101, 182, 193.

Forests Act 1958 - S.R. No. 155.

Grain Elevators Act 1958 - S.R. No. 150.

Health Act 1958 - S.R. Nos. 184, 186, 210.

Health Services Act 1988 -

S.R. No. 120 together with a copy of the Medicare Benefits Schedule Book, Commonwealth Department of Community Services and Health (as amended) as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;

S.R. No. 159.

Hospitals Superannuation Act 1988 - S.R. No. 128.

Industrial Relations Act 1979 - S.R. No. 211.

Intellectually Disabled Persons' Services Act 1986 - S.R. No. 117.

Lifts and Cranes Act 1967 - S.R. No. 212.

Lotteries Gaming and Betting Act 1966 - S.R. No. 160.

Magistrates' Courts Act 1971 - S.R. No. 147.

Magistrates' Court Act 1989 -

S.R. Nos. 148, 168, 169;

S.R. No. 170 together with a copy of the Commonwealth *Taxation Administration Act 1953* (Reprint No. 2) as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;

S.R. Nos. 171, 203.

Marine Act 1988 - S.R. Nos. 121, 151.

Martial Arts Control Act 1986 - S.R. No. 176.

Medical Practitioners' Act 1970 - S.R. No. 195.

- Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 107-113, 118, 125.
- Metropolitan Fire Brigades Act 1958 - S.R. No. 181.
- Metropolitan Fire Brigades Superannuation Act 1976 - S.R. No. 190.
- Motor Car Traders Act 1986 - S.R. No. 194.
- Optometrists Registration Act 1958 - S.R. No. 202.
- Pay-roll Tax Act 1971 - S.R. No. 198.
- Penalties and Sentences Act 1985 - S.R. No. 169.
- Pharmacists Act 1974 - S.R. No. 196.
- Post-Secondary Education Act 1978 - S.R. Nos. 139, 140, 157, 158.
- Private Agents Act 1966 - S.R. No. 215.
- Professional Boxing Control Act 1985 - S.R. No. 174.
- Public Authorities Marks Act 1958 - S.R. No. 119.
- Public Service Act 1974 -  
S.R. Nos. 135, 187, 201;  
Public Service Determination Nos. 10-23;  
Public Service Determination No. 24 together with a copy of the Victorian Building Industry Agreement, 1989-92, as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;  
Public Service Determination No. 25.
- Racing Act 1958 - S.R. Nos. 116, 161-167.
- Reference Areas Act 1978 - S.R. No. 156.
- Road Safety Act 1986 - S.R. Nos. 122, 152, 173.
- Scaffolding Act 1971 - S.R. No. 213.
- Sport and Recreation Act 1972 - S.R. No. 175.
- State Bank Act 1988 - S.R. No. 100.
- State Electricity Commission Act 1958 - S.R. No. 146 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.
- Draft Australian Standard  
89220:R Performance of Household Electrical Appliances - Clothes Washing Machines.
- Australian Standards
- |               |  |
|---------------|--|
| 3163 - 1985   | Electric Washing Machines for Household Use (as amended).  |
| 2442 - 1981   | Rotary Clothes Dryers.   |
| 1284.1 - 1985 | Electricity Meters Part 1 General Purpose Watthour Meters.   |
| 1284 - 1973   | Electricity Meters Part 2 Portable Alternating current rotating standard watthour meters (metric units). |
- Electrical appliances as proclaimed by the Governor in Council by an Order dated 19 December 1989 (*Government Gazette No. G1, 3 January 1990*).
- State Superannuation Act 1988 - S.R. No. 177.
- Supreme Court Act 1986 - S.R. Nos. 124, 131, 132, 153, 154.
- Teaching Service Act 1981 - S.R. Nos. 178, 179.
- Transport Act 1983 - S.R. No. 197.
- Transport Accident Act 1986 - S.R. No. 123.
- Water Act 1989 - S.R. Nos. 199, 200, 204.
- Weights and Measures Act 1958 - S.R. No. 114.
- Wildlife Act 1975 - S.R. No. 102.

Youth Affairs Act 1986 - S.R. No. 214.

Tobacco Leaf Marketing Board - Report for the year ended 31 March 1990.

Victorian Dried Fruits Board - Report and Statement of Accounts for the year 1989.

Western Metropolitan Market Trust - Report for the year ended 30 September 1989.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Agriculture Acts (General Amendment) Act 1989 - Section 17; 17 July 1990 (*Gazette No. G23, 13 June 1990*).

Building, Co-operative Housing and Friendly Societies (Amendment) Act 1990 - Sections 7 and 8; 4 July 1990 (*Gazette No. G26, 4 July 1990*).

Crimes (Blood Samples) Act 1989 - Sections 1-6, 9 and 10; 1 June 1990 (*Gazette No. G21, 30 May 1990*) - Section 7; 1 September 1990 (*Gazette No. G29, 25 July 1990*).

Deakin University (Warrnambool) Act 1990 - Sections 5-15 and Part 3; 1 August 1990 (*Gazette No. G30, 1 August 1990*).

Fire Authorities Act 1989 - Sections 18, 24, 26(1), (8) and (9), 31, 37, 44(1) and 49; 3 July 1990 (*Gazette No. S31, 3 July 1990*) - Section 52; 31 July 1990 (*Gazette No. S38, 31 July 1990*).

Fisheries (Amendment) Act 1989 - Section 7; 1 June 1990 (*Gazette No. G21, 30 May 1990*).

Land Conservation (Amendment) Act 1990 - 27 June 1990 (*Gazette No. G25, 27 June 1990*).

Local Government Act 1989 - Section 101, 1 March 1991; Sections 97, 100, 102-110 and Schedule 7, 1 October 1991; Parts 6, 7 and 8, sections 207, 221, 229, 230 and Schedule 9, 1 October 1992 (*Gazette No. G26, 4 July 1990*).

Magistrates' Court Act 1989 - Part 1, Part 2 [except sections 16(4) and (5)], Part 3, Part 4 [except section 52], Parts 5-7, Part 8 [except section 141(3)], Schedules 1-8; 1 September 1990 (*Gazette No. G29, 25 July 1990*).

Magistrates' Court (Consequential Amendments) Act 1989 - Sections 1-3, 5 and the Schedule; 1 September 1990 (*Gazette No. G29, 25 July 1990*).

Medical Treatment (Enduring Power of Attorney) Act 1990 - 6 August 1990 (*Gazette No. G30, 1 August 1990*).

Murray Valley Citrus Marketing Act 1989 - Section 12; 6 June 1990 (*Gazette No. G22, 6 June 1990*) - Sections 1-11, 13-62 and 64-93; 1 July 1990; Section 63, 1 September 1990 (*Gazette No. G25, 27 June 1990*).

Petroleum (Submerged Lands) (Amendment) Act 1990 - 1 July 1990 (*Gazette No. G24, 20 June 1990*).

Renewable Energy Authority Victoria Act 1990 - 1 July 1990 (*Gazette No. G25, 27 June 1990*).

Road Safety (Amendment) Act 1990 - Section 6; 1 July 1990 (*Gazette No. G25, 27 June 1990*) - Sections 5 and 10; 1 August 1990 (*Gazette No. G29, 25 July 1990*).

Shop Trading (Amendment) Act 1990 - 20 June 1990 (*Gazette No. G24, 20 June 1990*).

Victoria University of Technology Act 1990 - Parts 1-7 inclusive, Sections 60, 69(1), 70 and 71(1); 1 July 1990 (*Gazette No. G24, 20 June 1990*).



**5 MESSAGES FROM THE LEGISLATIVE COUNCIL -**

Agreeing to the amendments made by the Assembly in the Shop Trading (Amendment) Bill (No. 2).

Not insisting on their amendments disagreed with by the Assembly in the Audit (Amendment) Bill.

Agreeing to the following Bills without amendment:

Co-operative Housing Societies (Guarantees) Bill  
House Contracts Guarantee (Further Amendment) Bill  
Deakin University (Warrnambool) Bill  
National Parks (Further Amendment) Bill.

**6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**

Informing the Assembly that he had, on 5 June last, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Monash University (Chisholm and Gippsland) Bill  
Melbourne College of Divinity (Amendment) Bill  
Control of Weapons Bill  
Drugs, Poisons and Controlled Substances (Amendment) Bill  
Food (Validation) Bill  
Quarantine Officers (Transfer) Bill  
Deakin University (Warrnambool) Bill  
Shop Trading (Amendment) Bill (No. 2)  
Co-operative Housing Societies (Guarantees) Bill.

**7 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**

Informing the Assembly that he had 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:

On 13 June 1990

Health Services (Amendment) Bill  
Mental Health (General Amendment) Bill  
Rooming Houses Bill (No. 2)  
Courts (Children's and Magistrates') Bill  
Crimes (Unsworn Statements) Bill  
Building, Co-operative Housing and Friendly Societies (Amendment) Bill  
Private Agents (Amendment) Bill  
Footscray Land (Amendment) Bill  
House Contracts Guarantee (Further Amendment) Bill  
Renewable Energy Authority Victoria Bill  
Land Conservation (Amendment) Bill  
Police Regulation (Further Amendment) Bill  
National Parks (Further Amendment) Bill  
Audit (Amendment) Bill.

On 19 June 1990

Vocational Education and Training Bill (No. 2)  
Classification of Films and Publications Bill (No. 2).

**8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - Mr Speaker announced**

the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1990-91, No. 1) Bill, and transmitting Estimates of Expenditure requiring annual Appropriation in the financial year 1990-91 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

- 9 **APPROPRIATION (1990-91, No. 1) BILL** - Mr Roper, pursuant to Standing Order No. 169 (b), obtained leave, with Ms Kirner, to bring in a Bill "to appropriate certain sums out of the Consolidated Fund for Recurrent Services and for certain works and purposes for the financial year 1990-91 and to appropriate the supplies granted under the 'Supply (1990-91, No. 1) Act 1990' 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 Roper*).
- Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 11 September instant.
- 10 **STATEMENT - DINING ROOM OPERATIONS** - Mr Speaker made a Statement to the House relating to Dining Room Operations.
- Motion made, by leave, and question proposed - That this House takes note of Mr Speaker's statement on Dining Room Operations (*Mr Kennett*) - and, after debate -
- Amendment proposed - That the following words be added to the motion "but requires Mr Speaker to take steps to preserve and retain the existing 1st Floor dining arrangements" [*Mr Smith (Polwarth)*] - and, after debate -
- Motion made and question - That the debate be now adjourned (*Mr Crabb*).
- Ordered - That the debate be adjourned until tomorrow.
- 11 **LAND (I00F) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Mr Speaker ruled the Bill to be a Private Bill.
- Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Crabb*) - 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 2 to 4 inclusive, be postponed until later this day.
- 13 **BREAD INDUSTRY (REPEAL) 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 Seitz*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 14 **CO-OPERATIVES 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 Gavin*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.

16 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Kennan*) - put, after debate, and agreed to.

17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at thirty-seven minutes past Ten o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 98 - Wednesday, 29 August 1990

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

2 **DEATHS OF RAYMOND JOHN WILTSHIRE, ESQUIRE, AND THE HONOURABLE JOHN WILLIAM GALBALLY, C.B.E., Q.C.** - Motion made and question -

1 That this House expresses its sincere sorrow at the death of Raymond John Wiltshire, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Dandenong from 1955 to 1958, the Electoral District of Mulgrave from 1958 to 1967 and for the Electoral District of Syndal from 1967 to 1976.

2 That this House expresses its sincere sorrow at the death of the Honourable John William Galbally, C.B.E., Q.C. and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Council for the Electoral Province of Melbourne North from 1949 to 1979, Minister of Electrical Undertakings from 1952 to 1955, Minister of Forests from 1952 to 1954 and Minister of Labour and Industry from 1954 to 1955.

(*Ms Kirner*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motions and, Honourable Members rising in their places to signify their assent, agreed to unanimously.

3 **ADJOURNMENT** - That, as a further mark of respect to the memories of the late Raymond John Wiltshire, Esquire, and the late Honourable John William Galbally, C.B.E., Q.C., the House do now adjourn until Two o'clock this day (*Ms Kirner*) - put and agreed to.

And the House, at fifty-three minutes past Eleven o'clock adjourned until Two o'clock this day.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 99 - Wednesday, 29 August 1990

1 Mr Speaker took the Chair.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Funds for Community Library Services** - Seeking that adequate funds are made available to ensure that community library services and resources are not reduced, particularly in remote country areas, bearing 2,163 signatures (*by Mr Bildstien*).

**Surf Coast Plaza** - Seeking that the Geelong Regional Commission withdraw its permission, consent and support for the proposed hotel project on the land known as the Surf Coast Plaza, bearing 563 signatures (*by Mr Dickinson*).

Severally ordered to lie on the Table.

4 **STANDING ORDERS COMMITTEE** - Mr Norris brought up a Report from the Standing Orders Committee upon Questions without Notice, Time Limits for Speeches, Grievances and Private Members' Statements, and Maintenance of Order; together with Appendices.

Ordered to lie on the Table and to be printed.

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

Industrial Relations Commission - Report of the President for the year ended 31 October 1989.

6 **STANDING ORDERS COMMITTEE** - Motion made, by leave, and question - That this House grant leave to the Standing Orders Committee to meet during the sittings of the House (*Mr Roper*) - put and agreed to.

7 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL** - Mr Kennan obtained leave, with Mr Roper to bring in a Bill "*to amend the 'Building Societies Act 1986' to strengthen controls over building societies, to amend the 'Co-operation Act 1981' and the 'Friendly Societies Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

8 **LIQUOR CONTROL (FEES) BILL** - Mr Kennan obtained leave, with Mr Roper to bring in a Bill "*to amend the 'Liquor Control Act 1987' to increase fees for licences and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

9 **PAY-ROLL TAX (AMENDMENT) BILL (No. 2)** - Mr Roper obtained leave, with Mr Kennan to bring in a Bill "*to amend the 'Pay-roll Tax 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.

10 **STAMPS (ACCOMMODATION BUSINESS) BILL** - Mr Crabb obtained leave, with Mr Roper to bring in a Bill "*to establish a Tourism Marketing Trust Account for the purposes of the promotion of tourism, to make provision for duty on certain accommodation, to amend the 'Stamps 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.

- 11 **FINANCIAL INSTITUTIONS DUTY (FURTHER AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Kennan to bring in a Bill "*to amend the 'Financial Institutions Duty Act 1982' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Kennan to bring in a Bill "*to amend the Business Franchise Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **STAMPS (AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Kennan to bring in a Bill "*to amend the 'Stamps 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.
- 14 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Mr Roper obtained leave, with Mr Kennan to bring in a Bill "*to make further ancillary provisions for certain works and purposes for the financial year 1990-91*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **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.
- 16 **CO-OPERATIVES BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.  
Committee reported progress; to sit again tomorrow.
- 17 **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.
- 18 **BREAD INDUSTRY (REPEAL) 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, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr Leighton	Mr Sheehan	
Mr Fordham	Mr McCutcheon	(Ballarat South)	Tellers
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Cole
Mr Gavin	Mr Mathews	(Northcote)	Mr Sercombe
Mr Hamilton	Mr Norris	Mr Shell	

## NOES, 31

Mr Austin	Mr Hayward	Mr McGrath	Mr Steggall
Mr Bildstien	Mr Honeywood	(Warrnambool)	Mr Stockdale
Mr Brown	Mr John	Mr Maclellan	Mr Tanner
Mr Clark	Mr Kennett	Mr Maughan	Mrs Wade
Mr Coleman	Mr Lea	Mr Perrin	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	
Mr Elder	Mr Lieberman	Mr Ross-Edwards	<i>Tellers</i>
Mr Evans	Mr McGrath	Mr Smith	Dr Napthine
Mr Gude	(Lowan)	(Glen Waverley)	Mr Perton

And so it was resolved in the affirmative.

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

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

- 19 **MARGARINE (REPEAL) 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.

- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at twenty-seven minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 100 - Thursday, 30 August 1990

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Home and Community Care** - Seeking that the budget allocation granted to Home and Community Care be increased by 20 percent annually, bearing 24 signatures (*by Mr Jasper*).

**Infertility (Medical Procedures) Act 1984** - Seeking that - (a) legislation be enacted to ban all experimental procedures involving the human embryo; and (b) section 6(2)(a) of the *Infertility (Medical Procedures) Act 1984* protecting cloning be enforced, bearing 109 signatures (*by Mr Sercombe*).

**Support for the Arts** - Seeking that the real value of the arts be acknowledged by improving the level of support necessary to maintain Victoria's pre-eminent position as Australia's cultural capital, bearing 29,379 signatures (*by Mr Dollis*).

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:  
Groundwater Act 1969 - Groundwater Investigation Program - Report for the year 1988-89.
- 5 **RURAL AND PROVINCIAL AREAS - GOVERNMENT DISCRIMINATION** - Motion made and question proposed - That this House notes with concern pledges and promises by the Government which discriminate against people living in rural and provincial areas and calls on it to give equal treatment to all Victorians (*Mr Lieberman*) - and, after debate -  
*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*
- 6 **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.
- 7 **BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 13 September instant.
- 8 **FINANCIAL INSTITUTIONS DUTY (FURTHER 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 Stockdale*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 13 September instant.
- 9 **LIQUOR CONTROL (FEES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 13 September instant.
- 10 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Thursday, 13 September instant.
- 11 **PAY-ROLL TAX (AMENDMENT) BILL (No. 2)** - 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 Stockdale*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 13 September instant.

- 12 **STAMPS (ACCOMMODATION BUSINESS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 September instant.
- 13 **STAMPS (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 Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 September instant.
- 14 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) 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 Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 September instant.
- 15 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 9, be postponed until later this day.
- 16 **MARGARINE (REPEAL) BILL** - Further considered in Committee and reported without amendment; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **FARM PRODUCE WHOLESALE BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at eight minutes past Six o'clock, adjourned until Tuesday next.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 101, 102 and 103**

**No. 101 - Tuesday, 4 September 1990**

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Support for the Arts** - Seeking that the real value of the arts be acknowledged by improving the level of support necessary to maintain Victoria's pre-eminent position as Australia's cultural capital, bearing 818 signatures (*by Mr Dollis*).

**Taberets in Country Victoria** - Seeking that the proposal to establish Taberets in country Victoria, particularly in the city of Mildura, does not proceed, bearing 272 signatures (*by Mr Bildstien*).

Severally ordered to lie on the Table.

4 **PAPERS** -

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Twelfth Report of the Custodian.

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:

Dandenong Valley Authority - Report and Statement of Accounts for the year ended 30 September 1989.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Bulla Planning Scheme - No. L17.

Flinders Planning Scheme - No. L68.

French Island Planning Scheme - No. L2.

Geelong Regional Planning Scheme - No. R34 Part 3.

Kilmore Planning Scheme - No. L29.

Knox Planning Scheme - No. L21.

Melbourne Planning Scheme - Nos. L29, L44.

Ringwood Planning Scheme - No. L4.

Sherbrooke Planning Scheme - No. L17 Part 1.

Swan Hill (Shire) Planning Scheme - No. L3.

Werribee Planning Scheme - No. L16.

Statutory Rules under the following Acts:

Administrative Appeals Tribunal Act 1984 - S.R. No. 216.  
 Dental Technicians Act 1972 - S.R. No. 221.  
 Dentists Act 1972 - S.R. No. 220.  
 Health Act 1958 - S.R. No. 218.  
 Health Services Act 1988 - S.R. No. 222.  
 Lotteries Gaming and Betting Act 1966 - S.R. No. 224.  
 Medical Practitioners Act 1970 - S.R. No. 217.  
 Planning Appeals Act 1980 - S.R. No. 216.  
 Planning and Environment Act 1987 - S.R. No. 216.  
 Physiotherapists Act 1978 - S.R. No. 219.  
 Public Service Act 1974 - Public Service Determination Nos. 26, 27.  
 Racing Act 1958 - S.R. Nos. 223, 225-230.

Subordinate Legislation Act 1962 - Guidelines with respect to the preparation and content of statutory rules and the procedures to be implemented and the steps to be undertaken for the purpose of ensuring consultation, co-ordination and uniformity in the preparation of statutory rules, effective 1 October 1990.

- 5 **CONSUMER AFFAIRS (RESALE OF TICKETS) BILL** - Mr Kennan, by leave, obtained leave, with Mr Roper to bring in a Bill "*relating to the resale of tickets, to amend the 'Consumer Affairs Act 1972' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **ECONOMIC AND BUDGET REVIEW COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Baker be discharged from attendance on the Economic and Budget Review Committee and that Mr Mathews be appointed in his stead (*Mr Roper*) - put and agreed to.
- 7 **FISHERIES (SHARK FISHERY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Mr Speaker ruled on a Point of Order relating to the call of Members in debate.*

**Ruling of Mr Speaker** - Motion made, by leave, and question - That this House dissents from the Ruling of Mr Speaker in determining the call on the Fisheries (Shark Fishery) Bill (*Mr Pescott*) - after debate, put.

The House divided.

AYES, 41

Mr Austin	Mr Honeywood	Mr Maughan	Mr Steggall
Mr Brown	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perton	Mr Tanner
Mr Coleman	Mr Lea	Mr Pescott	Mrs Wade
Mr Cooper	Mr Leigh	Mr Plowman	Mr Wallace
Mr Delzoppo	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Dickinson	Mr McGrath	Mr Richardson	Dr Wells
Mr Elder	( <i>Lowan</i> )	Mr Ross-Edwards	
Mr Evans	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	Mr Bildstien
Mr Hayward	Mr McNamara	Mr Smith	Dr Napthine
Mr Heffernan	Mr Maclellan	( <i>Polwarth</i> )	

## NOES, 44

Mr Andrianopoulos	Mrs Hill	Mr Pope	Mr Shell
Mr Baker	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Batchelor	Mr Jolly	Mr Roper	Mr Spyker
Mr Cain	Mr Kennan	Mr Rowe	Mr Thomson
Mr Cole	Mr Kennedy	Mr Sandon	Mr Trezise
Mr Crabb	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Leighton	Mr Sercombe	Mr Walsh
Mr Ernst	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Ballarat South)	Tellers
Mr Gavin	Mr Micallef	Mr Sheehan	Mrs Barker
Mr Hamilton	Mr Norris	(Northcote)	Mr Dollis

And so it passed in the negative.

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

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

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

8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Land (100F) Bill without amendment.

9 **MINERAL RESOURCES DEVELOPMENT BILL (No. 2)** - 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 John*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Health Services Act 1988', the 'Dentists Act 1972', the 'Pharmacists Act 1974' and the 'Retirement Villages Act 1986' and for other purposes*".

11 **HEALTH SERVICES (FURTHER AMENDMENT) BILL** - On the motion of Mr Pope, 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 'Children and Young Persons Act 1989', the 'Children's Court Act 1973' and the 'Community Services Act 1970' and for other purposes*".

13 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL** - On the motion of Mrs Seiches, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

14 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.

15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twenty-nine minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 102 - Wednesday, 5 September 1990

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **MINISTERIAL STATEMENT - FUTURE DIRECTIONS FOR AGRICULTURE IN VICTORIA** - Mr Rowe made a Ministerial Statement relating to the future directions for agriculture in Victoria.

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

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

The House divided.

### AYES, 45

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Simmonds
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hill	Mr Roper	Mr Trezise
Mr Batchelor	Mr Hirsh	Mr Rowe	Dr Vaughan
Mr Cain	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	<i>Tellers</i>
Mr Fordham	Mr Mathews	Mr Sheehan	Mr Leighton
Mrs Garbutt	Mr Micallef	( <i>Northcote</i> )	Mr Thomson
Mr Gavin	Mr Norris	Mr Shell	

### NOES, 40

Mr Austin	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Brown	Mr John	Mr Perton	Mr Tanner
Mr Clark	Mr Kennett	Mr Pescott	Mrs Wade
Mr Coleman	Mr Leigh	Mr Plowman	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Richardson	Dr Wells
Mr Dickinson	( <i>Lowan</i> )	Mr Ross-Edwards	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Gude	Mr McNamara	Mr Smith	Mr Bildstien
Mr Hayward	Mr Maclellan	( <i>Polwarth</i> )	Mr Honeywood
Mr Heffernan	Dr Napthine	Mr Steggall	

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

- 4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 439 signatures (*by Mrs Barker*).

**New Housing in Kangerong Valley** - Seeking that extending new housing in the Kangerong Valley eastwards beyond its current boundary be disallowed and that legislation be enacted to protect the Valley for all time, bearing 2,048 signatures (*by Dr Wells*).

**Victorian Certificate of Education** - Seeking that the implementation of the VCE be withheld until all concerns of teachers, students and parents have been satisfactorily and conclusively addressed, bearing 67 signatures (*by Mr Smith [Glen Waverley]*).

**Accident Compensation Act 1985** - Seeking that steps be taken to amend the Table in section 98 of the *Accident Compensation Act 1985 (WorkCare)* to include the heart amongst the list of categories of injuries and ensure justice for all, bearing 1 signature (*by Mr Seitz*).

Severally ordered to lie on the Table.

- 5 **COURTS (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper to bring in a Bill "to amend the 'Supreme Court Act 1986', the 'County Court Act 1958', the 'Crimes Act 1958', the 'Legal Profession Practice Act 1958', the 'Constitution Act 1975' and certain 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.

- 6 **JURIES (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper to bring in a Bill "to amend the 'Juries 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.

- 7 **CONCURRENT DEBATE - APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Motion made and question - That this House authorizes and requires Mr. Speaker to permit the second reading and subsequent stages of the Appropriation (1990-91, No. 1) Bill and the Works and Services (Ancillary Provisions, 1990-91, No. 2) Bill to be moved and debated concurrently (*Mr Roper*) - put and agreed to.

- 8 **ORDERS OF THE DAY DISCHARGED** - Motion made and question proposed - That the following Orders of the Day, Government Business, be read and discharged:

*Stamps (Miscellaneous Amendments) Bill - Second reading - Resumption of debate.*

*Pay-roll Tax (Further Amendment) Bill - Second reading - Resumption of debate.*

*Land Tax (Further Amendment) Bill - Second reading - Resumption of debate.*

and that the Bills be withdrawn (*Mr Roper*).

Amendment proposed - That the expression "*Land Tax (Further Amendment) Bill - Second reading - Resumption of debate*" be omitted (*Mr Stockdale*) - and, after debate -

Motion made and question - That the question be now put (*Mr Kennan*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cole	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Crabb	Mr Leighton	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Dollis	Mr McDonald	( <i>Ballarat South</i> )	
Mr Ernst	Mr Mathews	Mr Sheehan	
Mr Fordham	Mr Micallef	( <i>Northcote</i> )	<i>Tellers</i>
Mr Gavin	Mr Norris	Mr Shell	Mrs Garbutt
Mr Harrowfield	Mr Pope	Mr Simmonds	Mr Hamilton

NOES, 40

Mr Austin	Mr Honeywood	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Jasper	Mr Pescott	Mrs Wade
Mr Brown	Mr John	Mr Plowman	Mr Wallace
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Leigh	Mr Richardson	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	( <i>Lowan</i> )	( <i>Glen Waverley</i> )	
Mr Evans	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	( <i>Polwarth</i> )	<i>Tellers</i>
Mr Hayward	Mr Maughan	Mr Steggall	Mr Clark
Mr Heffernan	Dr Napthine	Mr Stockdale	Mr Perton

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, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	( <i>Ballarat South</i> )	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	( <i>Northcote</i> )	<i>Tellers</i>
Mr Gavin	Mr Micallef	Mr Shell	Mr Dollis
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

NOES, 41

Mr Austin	Mr Heffernan	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Brown	Mr John	Mr Perton	Mr Tanner
Mr Clark	Mr Kennett	Mr Pescott	Mrs Wade
Mr Coleman	Mr Leigh	Mr Plowman	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Richardson	Dr Wells
Mr Dickinson	(Lowan)	Mr Ross-Edwards	
Mr Elder	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Evans	(Warrnambool)	(Glen Waverley)	Mr Honeywood
Mr Gude	Mr McNamara	Mr Smith	Mr Maughan
Mr Hayward	Mr Maclellan	(Polwarth)	

And so it was resolved in the affirmative.

Debate resumed on original question.

Motion made and question - That the original question be now put (*Mr Roper*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Gavin	Mr Micallef	(Northcote)	Mr Batchelor
Mr Hamilton	Mr Norris	Mr Shell	Mr Cole
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 41

Mr Austin	Mr Honeywood	Mr Maughan	Mr Smith
Mr Bildstien	Mr Jasper	Dr Napthine	(Polwarth)
Mr Brown	Mr John	Mr Perrin	Mr Steggall
Mr Clark	Mr Kennett	Mr Perton	Mr Stockdale
Mr Coleman	Mr Leigh	Mr Pescott	Mr Tanner
Mr Cooper	Mr Lieberman	Mr Plowman	Mrs Wade
Mr Delzoppo	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Dickinson	(Lowan)	Mr Richardson	Dr Wells
Mr Evans	Mr McGrath	Mr Ross-Edwards	
Mr Gude	(Warrnambool)	Mr Smith	<i>Tellers</i>
Mr Hayward	Mr McNamara	(Glen Waverley)	Mr Elder
Mr Heffernan	Mr Maclellan		Mr Wallace

And so it was resolved in the affirmative.

Original question - accordingly put.

The House divided.

## AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	Tellers
Mr Gavin	Mr Micallef	(Northcote)	Mrs Barker
Mr Hamilton	Mr Norris	Mr Shell	Mr Thomson

## NOES, 41

Mr Austin	Mr Honeywood	Mr Perrin	Mr Stockdale
Mr Brown	Mr Jasper	Mr Perton	Mr Tanner
Mr Clark	Mr John	Mr Pescott	Mrs Wade
Mr Coleman	Mr Kennett	Mr Plowman	Mr Wallace
Mr Cooper	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr Lieberman	Mr Richardson	Dr Wells
Mr Dickinson	Mr McGrath	Mr Ross-Edwards	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McNamara	(Glen Waverley)	Tellers
Mr Gude	Mr Maclellan	Mr Smith	Mr Bildstien
Mr Hayward	Mr Maughan	(Polwarth)	Mr McGrath
Mr Heffernan	Dr Naphthine	Mr Steggall	(Warrnambool)

And so it was resolved in the affirmative.

- 9 **CONSUMER AFFAIRS (RESALE OF TICKETS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday week.
- 10 **CRIMINAL JUSTICE (BOARDS) 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 Thomson*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Bread Industry (Repeal) Bill with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Margarine (Repeal) Bill with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.



- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Agricultural Industry Development Bill with amendments.  
And the said amendments were read a second time and, after debate, agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at forty-five minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 103 - Thursday, 6 September 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Eastern Freeway Extension** - Seeking that the Eastern Freeway be extended to Ringwood without delay as a full freeway and not as an arterial road, bearing 4,828 signatures (*by Mr Perton*).  
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:  
Dried Fruits Act 1958 - S.R. No. 234.  
Fisheries Act 1968 - S.R. No. 238.  
Health Act 1958 - S.R. No. 240.  
Pharmacists Act 1974 - S.R. No. 239.  
Professional Boxing Control Act 1985 - S.R. No. 241.  
Road Safety Act 1986 - S.R. No. 231.  
Wheat Marketing Act 1989 - S.R. No. 236.
- 5 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
Business Franchise Acts (Further Amendment) Bill  
Stamps (Accommodation Business) Bill  
Works and Services (Ancillary Provisions, 1990-91, No. 2) Bill.

- 6 **MEAT INSPECTION** - Motion made and question proposed - That this House condemns the Government for its decision to hand over the responsibility for meat inspection to the Commonwealth, under the guise of cheaper service based on a 50 per cent recovery rate, and subsequently allowing the Commonwealth to increase the recovery rate to 60 per cent (*Mr Austin*).

Amendment proposed - That all the words after "House" be omitted with the view to inserting in place thereof "notes the increase in the meat inspection recovery rate and calls on the Commonwealth Government, in implementing full-cost recovery for meat inspection, to introduce whatever measures possible to assist the industry implement quality assurance and quality management programs with the objective of reducing costs to industry and improving meat quality" (*Mr Rowe*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 7 **HEALTH SERVICES (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).
- Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 8 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).
- Motion made and question - That the debate be now adjourned (*Mr Richardson*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 20 September instant.
- 9 **JURIES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday week.
- 10 **COURTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday week.
- 11 **MINERAL RESOURCES DEVELOPMENT BILL (No. 2)** - 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 Evans*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 12 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 18 September instant (*Mr Roper*) - put and agreed to.
- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at eighteen minutes past Six o'clock, adjourned until Tuesday, 18 September instant.

**R. K. BOYES**

*Clerk of the Legislative Assembly*

**KEN. COGHILL**

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 104, 105, 106 and 107**

**No. 104 - Tuesday, 18 September 1990**

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Grampians National Park** - Seeking that - (a) the proposed alteration to names within the Grampians National Park not proceed; (b) harmony be fostered on matters relating to Aboriginal policies in this State; and (c) wider consultation with the general community be undertaken to ascertain the majority view, bearing 1,582 signatures (*by Mr McGrath [Lowan]*).

**Victorian Aids Council** - Seeking that the poster/magazine advertisement recently released by the Victorian Aids Council be immediately withdrawn from circulation, bearing 28 signatures (*by Mr Maclellan*).

**New Housing in Kangerong Valley** - Seeking that new housing in the Kangerong Valley eastwards beyond its current boundary be disallowed and that legislation be enacted to protect the Valley for all time, bearing 569 signatures (*by Dr Wells*).

**Farrow Corporation Collapse** - Seeking that a Royal Commission be appointed to investigate and report on the collapse of the Farrow Corporation and associated companies, bearing 3,593 signatures (*by Mr Dickinson*).

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 Clerk:

**Emerald Tourist Railway Board** - Report and Statement of Accounts for the year 1988-89.

**Planning and Environment Act 1987** - Notices of approval of amendments to the following planning schemes:

**Bairnsdale (Shire) Planning Scheme** - No. L6.

**Ballarat (Shire) Planning Scheme** - No. L8.

**Bacchus Marsh Planning Scheme** - No. L17.

**Bulla Planning Scheme** - No. L36.

**Buln Buln Planning Scheme** - No. L8 Part 2.

**Coburg Planning Scheme** - No. L9.

**Cranbourne Planning Scheme** - No. L31.

**Dandenong Planning Scheme** - No. L7.

Deakin Planning Scheme - No. L15.  
 Echuca Planning Scheme - No. L5.  
 Essendon Planning Scheme - No. L10.  
 Fitzroy Planning Scheme - No. L3.  
 Geelong Regional Planning Scheme - Nos. R40 Part 1, R48.  
 Hastings Planning Scheme - No. L40.  
 Heidelberg Planning Scheme - Nos. L11, L13  
 Kilmore Planning Scheme - No. L39.  
 Knox Planning Scheme - No. L9 Part 2.  
 Lillydale Planning Scheme - Nos. L29, L62.  
 Orbost Planning Scheme - No. L13.  
 Romsey Planning Scheme - No. L12.  
 Swan Hill (Shire) Planning Scheme - No. L7.  
 Traralgon (City) Planning Scheme - No. L33.  
 Whittlesea Planning Scheme - No. L21.  
 Woorayl Planning Scheme - No. L22.

Statutory Rules under the following Acts:

Barley Marketing Act 1958 - S.R. No. 235.  
 Magistrates' Court Act 1989 - S.R. No. 244.  
 Nurses Act 1958 - S.R. No. 242.  
 Road Safety Act 1986 - S.R. No. 233.  
 Supreme Court Act 1986 - S.R. Nos. 232, 249.  
 Wildlife Act 1975 - S.R. No. 237.

Swan Hill Pioneer Settlement Authority - Reports for the years 1987-88 and 1988-89.

Youth Parole Board - Report for the year 1987-88.

- 5 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**  
 Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- On 11 September 1990  
 Land (IOOF) Bill.
- On 18 September 1990  
 Agricultural Industry Development Bill.
- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR -** Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Courts (Amendment) Bill.
- 7 APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL -** Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.  
 Motion made and question - That the debate be now adjourned (*Mr Norris*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 8 SITTING OF THE HOUSE -** Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.
- 9 POSTPONEMENT OF REMAINING BUSINESS -** Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 10 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at twenty-five minutes past Seven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 105 - Wednesday, 19 September 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **DEATH OF EDWARD JAMES HANN, ESQUIRE** - Motion made and question - That this House expresses its sincere sorrow at the death of Edward James Hann, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Rodney from 1973 to 1989 (*Mr Kennan*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Edward James Hann, Esquire, the House do now adjourn until half past Two o'clock this day (*Mr Kennan*) - put and agreed to.  
And the House, at twenty five minutes past Twelve o'clock adjourned until half-past Two o'clock this day.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 106 - Wednesday, 19 September 1990

(HALF-PAST TWO O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 607 signatures (*by Mrs Barker*).
- Kennel Control Council** - Seeking that an independent and self-governing Victorian Kennel Council be formed along democratic lines as decided upon by the current members of the Kennel Control Council and governed by a constitution, bearing 953 signatures (*by Mrs Ray*).

**Kooyong Road/Alexandra Avenue Bus Service** - Seeking that the Kooyong Road/Alexandra Avenue Bus Service (Route 605) be retained and upgraded, bearing 2,282 signatures (*by Mr Cooper*).

**Eastern Freeway Extension** - Seeking that the Eastern Freeway be extended to Ringwood as a full freeway, bearing 447 signatures (*by Mr Honeywood*).

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 Clerk:

Parliamentary Contributory Superannuation Fund - Report and Statement of Accounts for the year 1988-89.

Statutory Rule under the following Act:

Second-Hand Dealers and Pawnbrokers Act 1989 - S.R. No. 243.

- 5 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL** - Mr Baker obtained leave, with Mr Kennan, to bring in a Bill "*to repeal the 'Victorian Public Offices Corporation Act 1974', to amend 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.

- 6 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

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

Ordered - That the debate be adjourned until tomorrow.

- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Building Societies Act 1986' and for other purposes*".

- 8 **BUILDING SOCIETIES (AMENDMENT) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 10 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at thirty-eight minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 107 - Thursday, 20 September 1990

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 34 and 22 signatures respectively (*by Mr McNamara and Dr Wells*).

**Latrobe Valley Hospital** - Seeking that sufficient funds be made available to the Latrobe Valley Hospital, Moe in order to ensure that services are not further reduced, bearing 156 signatures (*by Mr Delzoppo*).

**Community Health Centre in Erica** - Seeking that the existing services and staffing levels at the Erica and District Community Health Centre are maintained, bearing 172 signatures (*by Mr Delzoppo*).

Severally ordered to lie on the Table.

4 **POLICE AUTHORITY** - Motion made and question proposed - That this House calls on the Government to immediately implement a full range of authorities for Police to enable them to deal effectively with the growing crime wave in Victoria (*Mr Cooper*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

5 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

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

Ordered - That the debate be adjourned until tomorrow.

6 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 3, be postponed until after No. 4.

7 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 4 October instant.

8 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at seven minutes past Six o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 108 and 109

## No. 108 - Tuesday, 25 September 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 314 signatures (*by Mr McGrath, Lowan*).

**Grampians National Park** - Seeking that - (a) the proposed alteration to names within the Grampians National Park not proceed; (b) harmony be fostered on matters relating to Aboriginal policies in this State; and (c) wider consultation with the general community be undertaken to ascertain the majority view on changes to place names, bearing 62 signatures (*by Mr McGrath, Lowan*).

**Sexual Abuse of Children** - Seeking that video taped evidence of children in sexual abuse matters and mandatory testing of body samples be introduced into the Victorian court system immediately, bearing 57 signatures (*by Mr Cooper*).

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 Clerk:

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

- Berwick Planning Scheme - No. L16.
- Bulla Planning Scheme - No. L29.
- Cranbourne Planning Scheme - No. L38.
- Croydon Planning Scheme - Nos. L6, L18.
- Doncaster and Templestowe Planning Scheme - No. L17.
- Dunmunkle Planning Scheme - No. L6, Part 1.
- Flinders Planning Scheme - No. L43.
- Footscray Planning Scheme - No. L11.
- Geelong Regional Planning Scheme - No. R49, Part 1.
- Hastings Planning Scheme - No. L7, Part 1.
- Mildura (City) Planning Scheme - No. L10.
- Sale Planning Scheme - No. L14.
- Seymour Planning Scheme - No. L23.
- Werribee Planning Scheme - No. L15.

Statutory Rules under the following Acts:

- Abattoir and Meat Inspection Act 1973 - S.R. No. 245.
- Penalties and Sentences Act 1985 - S.R. No. 246.

Post-Secondary Education Act 1978 - S.R. No. 247.

Supreme Court Act 1986 - S.R. No. 248.

West Moorabool Water Board - Report and Statement of Accounts for the year 1988-89.

- 5 **PUBLIC BODIES REVIEW COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Perrin be discharged from attendance on the Public Bodies Review Committee and that Mr Heffernan be appointed in his stead (*Mr Roper*) - put and agreed to.
- 6 **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.
- 7 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.  
 Motion made and question - That the debate be now adjourned (*Mr Dollis*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 8 **CONSUMER AFFAIRS (RESALE OF TICKETS) 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 Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	( <i>Ballarat South</i> )	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	( <i>Northcote</i> )	<i>Tellers</i>
Mr Gavin	Mr Micallef	Mr Shell	Mr Cole
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

NOES, 41

Mr Austin	Mr Honeywood	Mr Maciellan	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Maughan	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Pescott	Mrs Wade
Mr Cooper	Mr Lea	Mr Plowman	Mr Wallace
Mr Delzoppo	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Dickinson	Mr Lieberman	Mr Richardson	Dr Wells
Mr Elder	Mr McGrath	Mr Ross-Edwards	
Mr Evans	( <i>Lowan</i> )	Mr Smith	
Mr Gude	Mr McGrath	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Hayward	( <i>Warrnambool</i> )	Mr Smith	Dr Napthine
Mr Heffernan	Mr McNamara	( <i>Polwarth</i> )	Mr Perton

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time forthwith.

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

- 9 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Debate resumed on question - That these Bills be now read a second time.

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

Ordered - That the debate be adjourned until tomorrow.

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Magistrates' Court Act 1989' with respect to the time limits applicable to, and the legal representation of informants in, committal proceedings and with respect to the procedure on arrest and for other purposes*".

- 11 **MAGISTRATES' COURT (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, forthwith.

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

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

Ordered - That the debate be adjourned until tomorrow.

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Evidence Act 1958', to repeal the 'Evidence (Neighbourhood Mediation Centres) Act 1987' and for other purposes*".

- 13 **EVIDENCE (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 14 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.

- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 16 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

WEDNESDAY, 26 SEPTEMBER 1990

Question - put and agreed to.

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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 109 - Wednesday, 26 September 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Grampians National Park** - Seeking that - (a) the proposed alteration to names within the Grampians National Park not proceed; (b) harmony be fostered on matters relating to Aboriginal policies in this State; and (c) wider consultation with the general community be undertaken to ascertain the majority view on changes to place names, bearing 19 signatures (*by Mr McGrath, Lowan*).

**Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 20 signatures (*by Mr John*).

**Farrow Corporation Collapse** - Seeking that a Royal Commission be appointed to investigate and report on the collapse of the Farrow Corporation and associated companies, bearing 125 signatures (*by Mr Perrin*).

**Landfill Tip in Carroll Road, South Oakleigh** - Seeking that the Minister for Planning and Urban Growth direct the Environment Protection Authority to suspend the Works Application to Pioneer Concrete (Vic) Pty to establish a landfill tip in Carroll Road, South Oakleigh until the residents are assured and in agreement with the terms and conditions of the Works Application, bearing 2,581 signatures (*by Dr Vaughan*).

**Victorian Aids Council** - Seeking that the poster/magazine advertisement recently released by the Victorian Aids Council be immediately withdrawn from circulation, bearing 54 signatures (*by Mr Delzoppo*).

Severally ordered to lie on the Table.

- 4 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Sheehan (*Ballarat South*), brought up a Report from the Economic and Budget Review Committee upon Electricity, Water and Gas: Limits of Debt; together with Extracts from the Proceedings of the Committee, Minority Reports, Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report, Extracts from the Proceedings of the Committee, Minority Reports and Appendices 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:

Rural Finance Corporation - Report and Statement of Accounts for the year 1989-90.

Statutory Rules under the following Acts:

Dental Technicians Act 1972 - S.R. No. 255.

Dentists Act 1972 - S.R. No. 257.

Forests Act 1958 - S.R. No. 252.

Optometrists Registration Act 1958 - S.R. No. 256.

Physiotherapists Act 1978 - S.R. No. 258.

Reference Areas Act 1978 - S.R. No. 253.

Trustee Act 1958 - S.R. No. 251.

Victorian Economic Development Corporation - Report and Statement of Accounts for the year 1989-90.

Young Farmers Finance Council - Report for the year 1989-90.

- 6 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

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

Ordered - That the debate be adjourned until tomorrow.

- 7 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 9 October next (*Mr Roper*) - put and agreed to.

- 8 **MAGISTRATES' COURT (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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 9 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Kennan*).

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the expression "remaining Orders of the Day, Government Business, Notices of Motion, General Business, and Orders of the Day, General Business Nos. 1 to 23 be postponed until after Order of the Day, General Business No. 24 (*Mr Stockdale*) - and, after debate -

Motion made and question - That the question be now put (*Mr Roper*) - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Batchelor	Mr Hirsh	Mr Rowe	Mr Thomson
Mr Cain	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr Mathews	(Ballarat South)	Tellers
Mrs Garbutt	Mr Micallef	Mr Sheehan	Mr Cole
Mr Gavin	Mr Norris	(Northcote)	Mr Leighton

NOES, 35

Mr Austin	Mr Heffernan	Mr Perton	Mr Steggall
Mr Bildstien	Mr John	Mr Pescott	Mr Tanner
Mr Brown	Mr Kennett	Mr Plowman	Mrs Wade
Mr Clark	Mr Lea	Mr Reynolds	Mr Wallace
Mr Coleman	Mr Leigh	Mr Richardson	Mr Weideman
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	Dr Wells
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	Tellers
Mr Gude	Dr Naphine	Mr Smith	Mr Honeywood
Mr Hayward	Mr Perrin	(Polwarth)	Mr Maughan

And so it was resolved in the affirmative.

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

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cain	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Crabb	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Cunningham	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr Mathews	(Ballarat South)	Tellers
Mr Gavin	Mr Micallef	Mr Sheehan	Mr Dollis
Mr Hamilton	Mr Norris	(Northcote)	Mrs Garbutt

NOES, 35

Mr Austin	Mr John	Mr Perton	Mr Steggall
Mr Brown	Mr Kennett	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lea	Mr Plowman	Mrs Wade
Mr Delzoppo	Mr Leigh	Mr Reynolds	Mr Wallace
Mr Dickinson	Mr Lieberman	Mr Richardson	Mr Weideman
Mr Elder	Mr McGrath	Mr Ross-Edwards	Dr Wells
Mr Gude	(Lowan)	Mr Smith	
Mr Hayward	Mr Maughan	(Glen Waverley)	Tellers
Mr Heffernan	Dr Napthine	Mr Smith	Mr Bildstien
Mr Honeywood	Mr Perrin	(Polwarth)	Mr Clark

And so it was resolved in the affirmative.

Question - That the consideration of remaining business be postponed - put and agreed to.

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

And the House, at three minutes past Eight o'clock, adjourned until Tuesday, 9 October next.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

<b>VOTES AND PROCEEDINGS</b> <b>Nos. 110, 111 and 112</b>
--

**No. 110 - Tuesday, 9 October 1990**

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 79 and 62 signatures respectively (*by Mr McNamara and Mr Heffernan*).

**Open Culvert-drain in Sunshine** - Seeking that a review of the siting of an open culvert-drain at the rear of Learmonth, Rautman and Morrison Crescents and the Glengala Park Primary School, Sunshine be undertaken, bearing 204 signatures (*by Mr Cunningham*).

**Trading Hours of Red Meat** - Seeking that no amendment be made to the *Shop Trading Act 1987* to extend trading hours for the sale of red meat, bearing 22,804 signatures (*by Mr Sercombe*).

Severally ordered to lie on the Table.

4 **FARROW GROUP OF BUILDING SOCIETIES** - Motion made, by leave, and question - That there be presented to this House a copy of:

(a) Extracts of Reports of the Administrator of the Farrow Group of Companies dated 14 August and 14 September 1990;

(b) Extracts of a letter from the Administrator to the Registrar of Building Societies, dated 19 September 1990;

(c) Extracts of a Report of Bessemer O'Duill to the Administrator dated 28 September 1990.

(*Mr Kennan*) - put, after debate, and agreed to.

5 **PAPERS** - Mr Kennan presented:

(a) Extracts of Reports of the Administrator of the Farrow Group of Companies dated 14 August and 14 September 1990;

(b) Extracts of a letter from the Administrator to the Registrar of Building Societies, dated 19 September 1990;

(c) Extracts of a Report of Bessemer O'Duill to the Administrator dated 28 September 1990 - Return to the foregoing Order.

Ordered to lie on the Table and to be printed.



6 **FARROW GROUP INQUIRY** - Motion made, by leave, and question - That there be presented to this House a copy of the Interim Report of D.J. Habersberger Q.C., on the Farrow Group Inquiry dated 8 October 1990 (*Mr Kennan*) - put and agreed to.

7 **PAPER** - Mr Kennan presented:

Interim Report of D.J. Habersberger Q.C., on the Farrow Group Inquiry dated 8 October 1990 - Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

8 **MINISTERIAL STATEMENT - FARROW GROUP OF BUILDING SOCIETIES** - Mr Kennan made a Ministerial Statement relating to the Farrow Group of Building Societies.

Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement and the Returns presented this day (*Mr Kennan*).

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

Ordered - That the debate be adjourned until tomorrow.

9 **PAPERS** -

Mr Speaker presented:

Finance 1989-90 - A Statement of Receipts and Payments of the Consolidated Fund and Trust Fund for the year ended 30 June 1990 accompanied by the Report of the Auditor-General and by documents specified in the Forty-Seventh Section of the *Audit Act* 1958.

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:

Constitution Act Amendment Act 1958 - Statement of a Function conferred on the Electoral Commissioner, 25 September 1990.

Law Reform Commission - Report No. 35 on Enduring Powers of Management.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Alexandra Planning Scheme - No. L11.

Bendigo Planning Scheme - No. L20.

Buninyong Planning Scheme - No. L11 Part 1.

Cranbourne Planning Scheme - No. L26.

Doncaster and Templestowe Planning Scheme - No. L16 Part 1.

Flinders Planning Scheme - No. L39.

Horsham Planning Scheme - Nos. L24, L25.

Melton Planning Scheme - No. L8.

Metropolitan Region Planning Schemes - No. RL133.

Sale Planning Scheme - No. L10.

Seymour Planning Scheme - No. L15.

Stawell (Town) Planning Scheme - No. L7 Part 1.

Warragul Planning Scheme - No. L18.

Police Regulation Act 1958 -

Determination Nos. 529 and 530 of the Police Service Board.

Determination Nos. 19 and 20 of the Police Service Board for Police Recruits.

Determination Nos. 24 and 25 of the Police Service Board for Protective Services Officers.

Determination No. 14 of the Police Service Board for Police Reservists.

Statutory Rules under the following Acts:-

Building Control Act 1981 - S.R. No. 263.

Dental Technicians Act 1972 - S.R. No. 260.

Drugs, Poisons and Controlled Substances Act 1981 - S.R. Nos. 250, 259.

Land Tax Act 1958 - S.R. No. 266.

Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 267.

Public Service Act 1974 - Public Service Determination No. 28.

Racing Act 1958 - S.R. No. 265.

Registration of Births, Deaths and Marriages Act 1959 - S.R. No. 264.

Wildlife Act 1975 - S.R. No. 254.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Administrative Appeals Tribunal (Planning) Act 1990 - Parts 1, 2 (except s.4, s.8(2)), 3 (except s.13(3), s.14, s.18(2)); 5 September 1990 (*Gazette No. G35, 5 September 1990*).

Agriculture Acts (General Amendment) Act 1989 - Section 11; 28 August 1990 (*Gazette No. S40, 28 August 1990*).

Crimes Legislation (Miscellaneous Amendments) Act 1989 - Sections 41, 42, 49 and 52; 8 August 1990 (*Gazette No. G31, 8 August 1990*).

Control of Weapons Act 1990 - 31 August 1990 (*Gazette No. G34, 29 August 1990*).

Fisheries (Amendment) Act 1989 - Section 9; 8 August 1990 (*Gazette No. G31, 8 August 1990*).

Mental Health (General Amendment) Act 1990 - Sections 1-3, 22 and 31; 9 August 1990 (*Gazette No. G31, 8 August 1990*).

Occupational Health and Safety (Miscellaneous Amendment) Act 1990 - 1 September 1990 (*Gazette No. G32, 15 August 1990*).

Private Agents (Amendment) Act 1990 - 15 August 1990 (*Gazette No. G32, 15 August 1990*).

Second-Hand Dealers and Pawnbrokers Act 1989 - Whole Act (except Section 35(6) and (7)); 10 September 1990 (*Gazette No. G35, 5 September 1990*).

Vocational Education and Training Act 1990 - Parts 1, 2, 4 and 8, Sections 72, 95(1), (3), (5) and (7); 1 July 1990 (*Gazette No. G25, 27 June 1990*).

Water Act 1989 - Whole Act (except items 10, 23 and 24 of Schedule 13); 1 November 1990 (*Gazette No. G32, 15 August 1990*).

Water (Consequential Amendments) Act 1989 - 1 November 1990 (*Gazette No. G32, 15 August 1990*).

- 10 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, on 28 September 1990, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:

Magistrates' Court (Amendment) Bill.

- 11 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Pay-roll Tax (Amendment) Bill (No. 2)

Stamps (Amendment) Bill

Building Societies (Prudential Standards) Bill

Victorian Public Offices Corporation (Repeal) Bill  
Juries (Amendment) Bill.

- 12 **LAND TAX (AMENDMENT) BILL (No. 2)** - Mr Roper obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Land Tax 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.
- 13 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Debate resumed on question - That these Bills be now read a second time.

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

Ordered - That the debate be adjourned until tomorrow.

- 14 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn. And the House, at fifty minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 111 - Wednesday, 10 October 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Rents on Community Organisations Occupying Crown Land** - Seeking that any proposal to levy rents on community organisations occupying crown land be rejected, bearing 754 signatures (*by Mr Reynolds*).

**Victorian Aids Council** - Seeking that the poster/magazine advertisement recently released by the Victorian Aids Council be immediately withdrawn from circulation, bearing 16 signatures (*by Mr McGrath, Warrnambool*).

**Dangerous Intersection in Port Fairy** - Seeking that the Minister for Transport instruct the Roads Corporation of Victoria to take urgent and immediate action on the alignment of the Princes Highway/Cox Street intersection, Port Fairy in order to prevent dangerous accidents recurring, bearing 183 signatures (*by Mr McGrath, Warrnambool*).

Severally ordered to lie on the Table.

4 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 75 to 79 of 1990 (*Ms Kirner*) - put and agreed to.

5 **PAPERS** - Ms Kirner presented:

Administrative Arrangements Orders - Nos. 75 to 79 of 1990 - Return to the foregoing Order.

Ordered to lie on the Table.

6 **PAPERS** - The following Papers, pursuant to the direction of the *Subordinate Legislation Act* 1962 were laid upon the Table by the Clerk:

Statutory Rules made under the following Acts:

Country Fire Authority Act 1958 - S.R. No. 269.

Metropolitan Fire Brigades Act 1958 - S.R. No. 270.

Zoological Parks and Gardens Act 1967 - S.R. No. 268.

7 **DEBITS TAX BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "*for the imposition and collection of a tax in respect of certain debits made to accounts kept with financial institutions and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

8 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL** - Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Environment Protection Act 1970' to increase fees and penalties and to make miscellaneous amendments, to amend the 'Environment Protection (General Amendment) Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

9 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

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

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

10 **MINISTERIAL STATEMENT - FARROW GROUP OF BUILDING SOCIETIES** - Order read for resuming debate on question - That this House takes note of the Ministerial Statement and the Returns presented on 9 October 1990; debate resumed.

Motion made and question proposed - That the debate be now adjourned (*Mr Roper*) - and, after debate -

Motion made and question - That the question be now put (*Mr Kennan*) - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mrs Hill	Mr Pope	Mr Shell
Mr Baker	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Cole	Mr Jolly	Mr Roper	Mr Spyker
Mr Crabb	Mr Kennan	Mr Rowe	Mr Thomson
Mr Cunningham	Mr Kennedy	Mr Sandon	Mr Trezise
Mr Dollis	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Ernst	Mr Leighton	Mr Sercombe	Mr Walsh
Mr Fordham	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mrs Garbutt	Mr McDonald	Mr Sheehan	
Mr Gavin	Mr Mathews	(Ballarat South)	<i>Tellers</i>
Mr Hamilton	Mr Micallef	Mr Sheehan	Mrs Barker
Mr Harrowfield	Mr Norris	(Northcote)	Mr Batchelor

NOES, 39

Mr Austin	Mr Hayward	Mr Maclellan	Mr Steggall
Mr Bildstien	Mr Heffernan	Dr Napthine	Mr Stockdale
Mr Brown	Mr Honeywood	Mr Perrin	Mr Tanner
Mr Clark	Mr Jasper	Mr Pescott	Mrs Wade
Mr Coleman	Mr John	Mr Plowman	Mr Wallace
Mr Cooper	Mr Kennett	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr Lea	Mr Richardson	Dr Wells
Mr Dickinson	Mr Leigh	Mr Smith	
Mr Elder	Mr McGrath	(Glen Waverley)	<i>Tellers</i>
Mr Evans	(Lowan)	Mr Smith	Mr Maughan
Mr Gude	Mr McNamara	(Polwarth)	Mr Perton

And so it was resolved in the affirmative.

Question - That the debate be now adjourned - accordingly put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Ballarat South)	<i>Tellers</i>
Mr Gavin	Mr Micallef	Mr Sheehan	Mr Cole
Mr Hamilton	Mr Norris	(Northcote)	Mr Leighton

## NOES, 39

Mr Austin	Mr Honeywood	Mr Perrin	Mrs Wade
Mr Brown	Mr Jasper	Mr Perton	Mr Wallace
Mr Clark	Mr John	Mr Pescott	Mr Weideman
Mr Coleman	Mr Kennett	Mr Plowman	Dr Wells
Mr Cooper	Mr Lea	Mr Reynolds	
Mr Delzoppo	Mr Leigh	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Evans	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	(Polwarth)	<i>Tellers</i>
Mr Hayward	Mr Maughan	Mr Stockdale	Mr Bildstien
Mr Heffernan	Dr Napthine	Mr Tanner	Mr Stegall

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

- 11 **APPROPRIATION (1990-91, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1990-91, No. 2) BILL - DECLARATION OF BILLS AS URGENT - LIMITATION OF DEBATE** - Mr Roper declared that these Bills were urgent Bills and moved - That these Bills be considered urgent Bills.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That these Bills be considered urgent Bills - put and agreed to.

Motion made and question - That the time allotted for the remaining stages of the Bills be until 6.30 p.m. this day (*Mr Roper*) - put, after debate, and agreed to.

Debate resumed on question - That these Bills be now read a second time.

*Limitation of Debate - The time allotted for the remaining stages of the Bills having expired -*

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

Ordered - That the Bills be transmitted to the Legislative Council and their concurrence desired therein.

- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at fifteen minutes past Seven o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 112 - Thursday, 11 October 1990

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Grampians National Park** - Seeking that - (a) the proposed alteration to names within the Grampians National Park not proceed; (b) harmony be fostered on matters relating to Aboriginal policies in this State; and (c) wider consultation with the general community be undertaken to ascertain the majority view on changes to place names, bearing 124 signatures (by *Mr McGrath, Lowan*).
  - Sexual Abuse of Children** - Praying that video taped evidence of children in sexual abuse matters and mandatory testing of body samples be introduced into the Victorian court system immediately, bearing 13 signatures (by *Mr Cooper*).
- 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 Clerk:
- Accident Compensation Act 1985 - Report on Access to Accident Compensation Commission Information, October 1990.
  - Land Protection Council - Report for the year 1989-90.
  - Members of Parliament (Register of Interests) Act 1978 - Summary of Returns June 1990, and Summary of Variations notified between 26 May and 30 September 1990 - Ordered to be printed.
  - Occupational Health and Safety Commission - Report for the year 1989-90.
- 5 **ORDER OF BUSINESS** - Motion made, by leave, and question - That Sessional Orders be suspended for this day so far as to allow the consideration of Order of the Day, Government Business, No. 11 to take precedence of all other business until 1 p.m. (*Mr Roper*) - put and agreed to.
- 6 **MINISTERIAL STATEMENT - FARROW GROUP OF BUILDING SOCIETIES** - Order read for resuming debate on question - That this House takes note of the Ministerial Statement and Returns presented on 9 October 1990; debate resumed.
- Business having been interrupted at 1.00 p.m.  
pursuant to Order of the House.*
- 7 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 25 October instant.
- 8 **FINANCIAL INSTITUTIONS DUTY (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, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Fisheries (Shark Fishery) Bill with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.

10 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at thirty-eight minutes past Seven o'clock, adjourned until Tuesday next.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 113, 114 and 115**

**No. 113 - Tuesday, 16 October 1990**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **APPOINTMENT OF SERJEANT-AT-ARMS** - Mr Speaker informed the House that he had recommended Raymond William Purdey to be Serjeant-at-Arms following the resignation of Peter Norman Bramley.
- The Governor in Council has this day been pleased to make the appointment in accordance with the recommendation.
- 3 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 106 signatures (*by Mr McNamara*).

**New Housing in Kangerong Valley** - Seeking that any proposed new housing in the Kangerong Valley extending eastwards beyond its current boundary be disallowed and that legislation be enacted to protect the Valley for all time, bearing 80 signatures (*by Dr Wells*).

**Native Forests in Victoria** - Seeking that the clearfelling of native forests in Victoria cease immediately, bearing 19 signatures (*by Mr Shell*).

**Molestation of Children** - Seeking that measures be taken to ensure the safety and protection of children by restricting the movement of convicted child molesters within the community and by upgrading and increasing the resources available to victims of child molesters, bearing 10 signatures (*by Mr Gude*).

Severally ordered to lie on the Table.

5 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Accident Compensation Commission - Report for the year 1989-90.

Accident Compensation Commission - Actuarial Report on WorkCare at 30 June 1990.

Accident Compensation Tribunal - Report for the year 1989-90.

Self Insurers - Report for the period ending 30 June 1990.

Victorian Accident Rehabilitation Council - Report for the year 1989-90.

WorkCare Appeals Board and Medical Panels - Reports for the period 5 March to 30 June 1990.

Severally 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:

Emerald Tourist Railway Board - Report and Statement of Accounts for the year 1989-90.

Estate Agents Board - Report for the year 1989-90.

Government Employee Housing Authority - Report for the year 1989-90.

Metropolitan Fire Brigades Board - Report for the year 1989-90.

Murray-Darling Basin Commission - Report for the year 1988-89.

National Parks Advisory Council - Report for the year 1989-90.

Planning and Environment Act 1987 - Notices of approval of amendments to the following planning schemes:

Altona Planning Scheme - No. L7.

Avon Planning Scheme - No. L6.

Bacchus Marsh Planning Scheme - No. L14.

Brighton Planning Scheme - No. L2.

Bulla Planning Scheme - No. L42.

Cobram Planning Scheme - No. L9 Part 1.

Cranbourne Planning Scheme - No. L10A.

Lillydale Planning Scheme - No. L36.

Mildura (Shire) Planning Scheme - No. 22

Pakenham Planning Scheme - No. L23.

Port Fairy Planning Scheme - No. L1.

Richmond Planning Scheme - No. L9.

Shepparton (City) Planning Scheme - No. L5.

Sherbrooke Planning Scheme - Nos. L1, L30.

Upper Yarra Valley and Dandenong Ranges Region Planning Schemes - No. R9.

Statutory Rules under the following Acts:

Health Services Act 1988 - S.R. No. 262 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Commonwealth Health Insurance (Variation of Fees and Medical Services) Regulations No. 51 together with amending regulations; Nos. 52 to 54.

Mental Health Act 1986 - S.R. No. 261.

Victorian Tourism Commission - Report for the year 1989-90.

**6 VACANCY IN THE MEMBERSHIP OF THE VICTORIAN HEALTH PROMOTION FOUNDATION** - Mr Speaker announced that he had received the following communication:

24 September, 1990.

The Hon K A Coghill MP  
Speaker  
Legislative Assembly  
Parliament House  
Spring Street  
Melbourne 3000

Dear Mr Coghill

The Tobacco Act 1987 provides for three members of Parliament to be members of the Board of the Victorian Health Promotion Foundation (VHPF).

A vacancy on the board now exists following the resignation of the Hon Bill McGrath MLA.

In accordance with Section 21(1)(f) of the Tobacco Act 1987, could you please arrange for a joint election of the Legislative Assembly and the Legislative Council to be held, to elect a new member to the Board of the VHPF.

Yours sincerely

CAROLINE HOGG  
Minister for Health.

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 elected to the Victorian Health Promotion Foundation, and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 17 October instant, at half-past Six o'clock (*Mr Roper*) - 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.

7 **BUSINESS FRANCHISE ACTS (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, by leave, read a third time forthwith.

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

8 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.

9 **PAY-ROLL TAX (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 11.00 p.m.  
pursuant to Sessional Orders -*

10 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at thirty-four minutes past Eleven o'clock.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 114 - Wednesday, 17 October 1990

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 64 signatures (*by Mr McNamara*).

**Molestation of Children** - Seeking that measures be taken to ensure the safety and protection of children by restricting the movement of convicted child molesters within the community and by upgrading and increasing the resources available to victims of child molesters, bearing 49 signatures (*by Mr Honeywood*).

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 Clerk:

Council of Adult Education - Reports for the years 1988-89 and 1989-90.

Educational Administration Institute - Report for the year 1989-90.

Environment Protection Authority - Report for the year 1989-90.

Exhibition Trustees - Report for the year 1989-90.

Latrobe Regional Commission - Report and Statement of Accounts for the year 1989-90.

Statutory Rules under the following Act:

Public Service Act 1974 - Public Service Determination Nos. 29 to 31.

- 5 **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 elect a Member to the Victorian Health Promotion Foundation as proposed by the Assembly.

- 6 **HOUSE COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr McGrath (*Lowan*) be discharged from attendance on the House Committee and that Mr Wallace be appointed in his stead (*Mr Roper*) - put and agreed to.

- 7 **PAY-ROLL TAX (AMENDMENT) BILL (No. 2)** - 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 Gude*) - put and agreed to.

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

- 8 **VACANCIES IN THE MEMBERSHIP OF THE VICTORIAN HEALTH PROMOTION FOUNDATION AND COUNCIL OF DEAKIN UNIVERSITY** - Mr Speaker announced that he had received the following communications:

The Hon. K.A. Coghill, M.P.

Speaker

Legislative Assembly

Parliament House

Spring Street

Melbourne 3000

Dear Mr Coghill

The Tobacco Act 1987 provides for three members of Parliament to be members of the Board of the Victorian Health Promotion Foundation (VHPF).

A vacancy on the board now exists following the resignation of the Hon Graeme Weideman, MLA.

In accordance with Section 21(1)(f) of the Tobacco Act 1987, could you please arrange for a joint election of the Legislative Assembly and the Legislative Council to be held, to elect a new member to the Board of the VHPF.

Yours sincerely

CAROLINE HOGG  
Minister for Health.

\* \* \* \* \*

16 October 1990

The Hon. K. Coghill, MP  
Speaker, Legislative Assembly  
Parliament House  
MELBOURNE VIC 3002

Dear Mr. Speaker

Legislation passed in the Autumn Session of Parliament 1990 provided for the merger of Deakin University and Warrnambool Institute of Advanced Education and for the establishment of a new Council of the merged institution.

Section 7(d) of the Act provides for the appointment to the Council of Deakin University of three members appointed by the Governor-in-Council who are members of the Parliament of Victoria, 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.

For the first Council after the merger the Act provides that of these three members one will be appointed for two years and two will be appointed for three years. The new Council has been established and it is highly desirable that Members of Parliament be appointed as soon as possible.

I would be grateful if you could arrange for the recommendation of appointment of Members of the Parliament at the earliest opportunity.

Yours sincerely

BARRY PULLEN  
Minister for Education

Motion made and question - That this House meets the Legislative Council for the purpose of sitting and voting together to choose a further Member of the Parliament of Victoria to be elected to the Victorian Health Promotion Foundation and a Member to be recommended for appointment to the Council of Deakin University for a period of three years and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 17 October instant, at half-past Six o'clock (*Mr Roper*) - 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.

9 **PAY-ROLL TAX (AMENDMENT) 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 a third time forthwith.

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

10 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

11 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at twenty-eight minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 115 - Thursday, 18 October 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 61, 60, 43, 91, 67, 71, and 71 signatures respectively (by Mr McNamara, Mr Elder, Mr John, Dr Wells, Mr Smith [Glen Waverley], Mr Heffernan and Mr Jasper).
 Severally ordered to lie on the Table.
- 4 **SUPERANNUATION LUMP SUM FUND REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report and Financial Statements of the Superannuation Lump Sum Fund for the year 1988-89 (*Mr Roper*) - put and agreed to.
- 5 **PAPER** - Mr Roper presented:
  - Superannuation Lump Sum Fund - Report and Financial Statements for the year 1988-89 - Return to the foregoing Order.
 Ordered to lie on the Table.
- 6 **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 1989-90.
  - Egg Industry Licensing Committee - Report and Statement of Accounts for the period 2 August 1989 to 30 June 1990.
  - Egg Marketing Board - Report for the year 1989-90.
  - Latrobe Valley Water and Sewerage Board - Reports for the years 1987-88 and 1988-89.
  - Pensions Supplementation Fund - Report and Financial Statement for the year 1988-89.
  - Public Record Office - Report of the Keeper of the Public Records for the year 1989-90.
  - State Bank of Victoria - Reports, Statements, Returns, etc. for the year 1989-90.
  - Victorian Curriculum and Assessment Board - Report for the year 1989-90.
  - Victorian Dairy Industry Authority - Report for the year 1989-90.

- 7 **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 elect a further Member to the Victorian Health Promotion Foundation and to recommend a Member for appointment to the Council of Deakin University as proposed by the Assembly.
- 8 **VACANCIES IN THE MEMBERSHIP OF THE VICTORIAN HEALTH PROMOTION FOUNDATION AND COUNCIL OF DEAKIN UNIVERSITY** - Mr Speaker reported that, on Wednesday 17 October instant, this House met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to elect two Members of the Parliament to the Victorian Health Promotion Foundation and to recommend a Member of the Parliament for appointment to the Council of Deakin University and that -
- The Honourable Ronald Alexander Best, M.L.C. and  
The Honourable George Graeme Weideman, M.P.
- had been duly elected to the Victorian Health Promotion Foundation and that -
- The Honourable David Ernest Henshaw, M.B.E., M.L.C.
- had been duly chosen to be recommended for appointment to the Council of Deakin University.
- 9 **RURAL AREAS - FINANCIAL CRISIS** - Motion made, by leave, and question proposed - That this House expresses its grave concern at the crisis facing small business in rural Victoria in the wake of the dramatic collapse of agricultural industries as a result of the impact of Government charges and policies which have resulted in a high level of unemployment in rural areas, up to a 50% fall in returns to farmers and a proposal for the slaughter of up to 10 million sheep in this State and calls upon the Government to provide leadership and assistance to overcome this crisis (*Mr McNamara*) - and, after debate -
- General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*
- 10 **LIQUOR CONTROL (FEES) 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Appropriation (1990-91, No. 1) Bill  
Works and Services (Ancillary Provisions, 1990-91, No. 2) Bill.
- 12 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 30 October instant (*Mr Roper*) - put and agreed to.
- 13 **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.
- 14 **LAND TAX (AMENDMENT) BILL (No. 2)** - 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, 1 November next.

15 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 and 6 be postponed until later this day.

16 **FISHERIES (SHARK FISHERY) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twenty-eight minutes past Six o'clock, adjourned until Tuesday, 30 October instant.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 116, 117, 118 and 119**

**No. 116 - Tuesday, 30 October 1990**

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATH OF MRS DOROTHY ADA GOBLE** - Motion made and question - That this House expresses its sincere sorrow at the death of Mrs Dorothy Ada Goble, and places on record its acknowledgement of the valuable services rendered by her to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Mitcham from 1967 to 1976 (*Mr Kennan*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Mrs Dorothy Ada Goble, the House do now adjourn until forty-five minutes past Three o'clock this day (*Mr Kennan*) - put and agreed to.
- And the House, at forty-one minutes past Two o'clock adjourned until forty-five minutes past Three o'clock this day.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**No. 117 - Tuesday, 30 October 1990**

[FORTY FIVE MINUTES PAST THREE O'CLOCK]

- 1 Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 61 signatures (*by Mr McNamara*).
  - Pre-school Subsidy** - Seeking that the increase from 42 to 46 in the number of children required for type A, single unit pre-schools to attract a full-time subsidy be reconsidered, bearing 691 signatures (*by Mr Richardson*).

Severally ordered to lie on the Table.

## 4 PAPERS -

Mr Speaker presented:

Auditor-General - Special Report No. 14 on Accommodation Management, October 1990.

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:

Coal Corporation of Victoria - Report for the year 1989-90.

Education Act 1958 - Teachers Registration Board Regulations 1990.

Gas and Fuel Corporation - Report for the year 1989-90.

Geelong Regional Commission - Report and Statement of Accounts for the year 1989-90.

Historic Buildings Council - Report for the year 1989-90.

Melbourne and Metropolitan Board of Works - Report for the year 1989-90.

Melbourne Wholesale Fruit and Vegetable Market Trust - Report for the year 1989-90.

Planning and Environment Act 1987 - Notices of approval of amendments to planning schemes:

All Planning Schemes - S7.

Altona Planning Scheme - No. RL111 Part 4.

Broadmeadows Planning Scheme - No. L23.

Berwick Planning Scheme - No. RL111 Part 4.

Box Hill Planning Scheme - No. RL111 Part 4.

Broadmeadows Planning Scheme - No. RL111 Part 4.

Bulla Planning Scheme - Nos. L27, RL111 Part 4.

Buln Buln Planning Scheme - No. L6.

Bungaree Planning Scheme - No. L3.

Coburg Planning Scheme - No. RL111 Part 4.

Cranbourne Planning Scheme - No. RL111 Part 4.

Dandenong Planning Scheme - No. RL111 Part 4.

Diamond Valley Planning Scheme - No. RL111 Parts 3 and 4.

Doncaster and Templestowe Planning Scheme - No. RL111 Part 4.

Eltham Planning Scheme - Nos. L10, RL111 Part 4.

Fitzroy Planning Scheme - No. L5.

Footscray Planning Scheme - No. RL111 Part 4.

Frankston Planning Scheme - No. RL111 Part 4.

Hastings Planning Scheme - Nos. L38, L41.

Hawthorn Planning Scheme - No. RL111 Part 4.

Heidelberg Planning Scheme - Nos. L18, RL111 Part 4.

Horsham Planning Scheme - No. L18, Part 1.

Keilor Planning Scheme - No. RL111 Part 4.

Kew Planning Scheme - Nos. L9, RL111 Part 4.

Melbourne Planning Scheme - No. L50.

Melton Planning Scheme - No. RL111 Part 4.

Mildura (City) Planning Scheme - No. L23.

Narracan Planning Scheme - No. L13.

Newham and Woodend Planning Scheme - No. L10.

Northcote Planning Scheme - No. RL111 Part 4.

Orbost Planning Scheme - Nos. L11, L12.

Phillip Island Planning Scheme - Nos. L22, Parts A-E.

Port Fairy Planning Scheme - No. L2, Part 2.

Preston Planning Scheme - Nos. L21, RL111 Part 4.

Richmond Planning Scheme - No. L12.

Ringwood Planning Scheme - No. RL111 Part 4.

- Rochester Planning Scheme - No. L4.
  - Rodney Planning Scheme - Nos. L17, L24.
  - Seymour Planning Scheme - No. L22.
  - Springvale Planning Scheme - No. RL111 Part 4.
  - St. Kilda Planning Scheme - No. L7.
  - Sunshine Planning Scheme - No. RL111 Part 4.
  - Tambo Planning Scheme - No. L39.
  - Warrnambool (Shire) Planning Scheme - No. L2.
  - Waverley Planning Scheme - Nos. L10, RL111 Part 4.
  - Werribee Planning Scheme - No. RL111 Part 4.
  - Whittlesea Planning Scheme - Nos. RL111 Parts 1, 2 and 4.
- Plumbers, Gasfitters and Drainers Registration Board - Report for the year 1989-90.
- Port of Geelong Authority - Report and Statement of Accounts for the year 1989-90.
- Port of Melbourne Authority - Report and Statement of Accounts for the year 1989-90.
- Port of Portland Authority - Report and Statement of Accounts for the year 1989-90.
- Small Business Development Corporation - Report for the year 1989-90.
- Stamps Act 1958 - Report of Exemptions and partial exemptions approved and refunds made pursuant to section 137R for the year 1989-90.
- State Electricity Commission - Report for the year 1989-90.
- State Film Centre of Victoria Council - Report and Financial Statements for the year 1989-90.
- Statutory Rules under the following Acts:
- Accident Compensation Act 1985 - S.R. No. 276.
  - Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 279.
  - Evidence Act 1958 - S.R. No. 271.
  - Gas and Fuel Corporation Act 1958 - S.R. No. 273.
  - Nurses Act 1958 - S.R. No. 281.
  - Public Services Act 1974 - Public Service Determination No. 32.
  - Road Safety Act 1986 - S.R. No. 274.
  - State Bank Act 1988 - S.R. No. 277 together with a copy of the 1990 Australian Income Tax Legislation Volumes 1A and 1B incorporating the Commonwealth *Income Tax Assessment Act 1936*, (as amended) CCH. Ltd., as required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the Statutory Rule.
  - Supreme Court Act 1986 - S.R. No. 275.
  - Tobacco Act 1987 - S.R. No. 278.
  - Transport Superannuation Act 1988 - S.R. No. 280.
  - Zoological Parks and Gardens Act 1967 - S.R. No. 272.
- Tomato Processing Industry Negotiating Committee - Report for the year ended 31 May 1990.
- Victoria Grants Commission - Report for the year ended 31 August 1990.
- Victorian Broiler Industry Negotiation Committee - Report for the year 1989-90.
- Victorian Post-Secondary Education Commission - Report for the year 1989-90.

- 5 **APPROPRIATION (1990-91, No. 1) BILL** - Mr Speaker announced that he had, on 23 October 1990, presented to His Excellency the Governor the Appropriation (1990-91, No. 1) Bill to which His Excellency had been pleased to give the Royal Assent.
- 6 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 23 October 1990, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:  
 Works and Services (Ancillary Provisions, 1990-91, No. 2) Bill  
 Fisheries (Shark Fishery) Bill.
- 7 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL (No. 2)** - Mr Kennan, by leave, obtained leave, with Mr Crabb, to bring in a Bill "*to amend the 'Building Societies Act 1986' to strengthen controls over building societies, to amend the 'Co-operation Act 1981' and the 'Friendly Societies Act 1986' 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 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:  
*Building Societies (Prudential Standards) Bill - Second reading - Resumption of debate.*  
 and that the Bill be withdrawn (*Mr Crabb*) - put and agreed to.
- 9 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Crabb*) - put and agreed to.
- 10 **EVIDENCE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 11 **CRIMINAL JUSTICE (BOARDS) 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; and with an amended long title which title is as follows:  
*"A Bill to establish a Judicial Studies Board and for other purposes".*  
 and with an amended title, which title is as follows:  
*"Judicial Studies Board Act 1990".*  
 Bill, as amended, considered, and amendments agreed to; read a third time.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) 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 a third time.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Mildura College Lands Act 1916' and for other purposes*".

- 14 **MILDURA COLLEGE LANDS (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **JURIES (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 a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **HEALTH SERVICES (FURTHER 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 11.00 p.m.  
pursuant to Sessional Orders.*  
Motion made and question - That the sitting be continued (*Mr Crabb*) - 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 with amendments; as amended, considered, and amendments agreed to; read a 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.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Crabb*) - put and agreed to.
- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at fifty-four minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 118 - Wednesday, 31 October 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:  
**Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 52 signatures (*by Mr McNamara*).

**Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 595 signatures (*by Mrs Barker*).

**Royal Melbourne Hospital Boiler and Waste Disposal** - Seeking that the Royal Melbourne Hospital boiler be urgently converted from a briquette-fired to a gas-fired system and that a rapid decision is facilitated on the proposal for regionalized incineration of hospital waste, bearing 272 signatures (*by Mr Cole*).

**Eductor Dredges** - Seeking that licences continue to be issued for the operation of eductor dredges in Victorian rivers and streams, bearing 688 signatures (*by Mr Hamilton*).

**Citizen Advocacy Program Funding** - Seeking that the availability of funding for all citizen advocacy programs in Victoria be restored to its former level, bearing 103 signatures (*by Mrs Hirsh*).

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 Clerk:

Members of Parliament (Register of Interests) Act 1978 - Cumulative Summary of Returns, September 1990 - Ordered to be printed.

Transport Accident Commission - Report for the year 1989-90.

- 5 **PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) BILL** - Mr Kennan obtained leave, with Mr Crabb, to bring in a Bill "*to provide for equal employment opportunity programs in public authorities and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **CONSTRUCTION INDUSTRY TRAINING LEVY BILL** - Mr Kennan obtained leave, with Mr Crabb, to bring in a Bill "*to impose a construction industry training levy, to provide for the collection of the levy and its application for training in the construction industry, to establish the Construction Industry Training Board and the Construction Industry Training Fund and to amend the 'Building Control Act 1981', the 'Vocational Education and Training Act 1990' and the 'Borrowing and Investment Powers Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **COLLINGWOOD (VICTORIA PARK) LAND BILL** - Mr Kennan obtained leave, with Mr Crabb, to bring in a Bill "*to free land at Collingwood from a covenant and any trust affecting it and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **INTERPRETATION OF LEGISLATION (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Crabb, to bring in a Bill "*to amend the 'Interpretation of Legislation Act 1984' and the 'Subordinate Legislation Act 1962' and certain 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.
- 9 **FORESTS (TIMBER HARVESTING) BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Forests Act 1958' and the 'Conservation, Forests and Lands Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **PUBLIC SERVICE (INDUSTRIAL FUNCTIONS) BILL** - Mr Pope obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Public Service Act 1974' and the 'Industrial Relations Act 1979' 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 (PROPORTIONAL REPRESENTATION) BILL** - Mr Baker obtained leave, with Mr Kennan, to bring in a Bill "*to make provision with respect to the method of election of members of the Legislative Council, to amend the 'Constitution Act 1975', 'The Constitution Act Amendment Act 1958' and the 'Electoral Boundaries Commission Act 1982' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **TRANSPORT (ANTI-GRAFFITI) BILL** - Mr Spyker obtained leave, with Mr Kennan, to bring in a Bill "*to provide for specific offences relating to graffiti and for a new sentencing option of requiring offenders to clean up graffiti, to amend the 'Transport Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **SUPERANNUATION ACTS (VOLUNTARY REDUNDANCY) BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'State Superannuation Act 1988', the 'State Employees Retirement Benefits Act 1979', the 'Hospitals Superannuation Act 1988', the 'Transport Superannuation Act 1988', the 'Superannuation (Portability) Act 1989', the 'Emergency Services Superannuation Act 1986' and the 'Superannuation Acts (Amendment) Act 1988' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **VICTORIAN DEBT RETIREMENT FUND BILL** - Mr Crabb obtained leave, after debate, with Mr Kennan, to bring in a Bill "*to make provision in relation to State Debt and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **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.
- 16 **EVIDENCE (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 a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 17 **COURTS (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 Crabb*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 18 **ORDER OF THE HOUSE RESCINDED** - Motion made, by leave, and question - That the Order of the House making the resumption of debate on the Land Tax (Amendment) Bill (No. 2) an Order of the Day for Thursday 1 November next, be read and rescinded and that the further consideration of the Bill be made an Order of the Day for this day (*Mr Crabb*) - put and agreed to.

- 19 **LAND TAX (AMENDMENT) BILL (No. 2)** - 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 Crabb*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 20 **MILDURA COLLEGE LANDS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time, and, after debate -  
 Mr Acting Speaker ruled the Bill to be a Private Bill.  
 Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Crabb*) - 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 a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 21 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 13 November instant.
- 22 **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.
- 23 **WILDLIFE (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 McGrath, Lowan*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 24 **MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Lieutenant-Governor as Deputy for the Governor, recommending an appropriation for the purposes of the Land Tax (Amendment) Bill (No. 2).
- 25 **LAND TAX (AMENDMENT) 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 a third time forthwith.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 26 **SUSPENSION OF STANDING ORDER** - Motion made, by leave, and question - That Standing Order No. 47 be suspended so far as to allow the giving of Notices of Motion for the disallowance of certain Statutory Rules (*Mr Jasper*) - put and agreed to.
- 27 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Crabb*) - put and agreed to.



- 28 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at thirty-four minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 119 - Thursday, 1 November 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Victorian Aids Council** - Seeking that the poster/magazine advertisement recently released by the Victorian Aids Council be immediately withdrawn from circulation, bearing 62 signatures (*by Mr Brown*).
  - Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 101 signatures (*by Mr McNamara*).
  - Penalties for Serious Sexual Offences** - Seeking that the law be amended to ensure that penalties for serious sexual offences fit the crimes, bearing 1,653 signatures (*by Dr Wells*).
  - Native Forests in Victoria** - Seeking that the clearfelling of native forests in Victoria cease immediately, bearing 15 signatures (*by Mr Dickinson*).
- Severally ordered to lie on the Table.
- 4 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Harrowfield, Chairman, brought up a Report from the Public Bodies Review Committee on the Melbourne Wholesale Fruit and Vegetable Market Trust; 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:
- Anti-Cancer Council - Report for the year 1989-90.
  - Consumer Affairs Ministry - Report for the year 1989-90 - Ordered to be printed.
  - Housing and Construction Ministry - Report for the year 1989-90.
  - Legal Profession Practice Act 1958 - Changes to By-laws made by the Law Institute of Victoria.
  - Sport and Recreation Department - Report for the year 1989-90.
  - Statutory Rules under the following Acts:
    - Intellectually Disabled Persons' Services Act 1986 - S.R. No. 282.
    - Transport Act 1983 - S.R. Nos. 288-90, 292.

Totalizator Agency Board - Report and Statement of Accounts for the year ended 31 July 1990.

Victorian Post-Secondary Education Commission - Report for the year 1989-90 [In lieu of Report tabled on 30 October 1990].

- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Business Franchise Acts (Further Amendment) Bill with amendments.  
 Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 7 **COURT SERVICES** - Motion made and question proposed - That this House condemns the Government for permitting the courts system to deteriorate so that court services are totally inadequate and do not protect individual rights (*Mrs Wade*) - and, after debate -  
*General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.*
- 8 **CONSTRUCTION INDUSTRY TRAINING LEVY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 9 **BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
 And the said amendments were read a second time and, after debate, agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 10 **COLLINGWOOD (VICTORIA PARK) LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 11 **INTERPRETATION OF LEGISLATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 12 **PUBLIC SERVICE (INDUSTRIAL FUNCTIONS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 13 **TRANSPORT (ANTI-GRAFFITI) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Spyker*).  
 Motion made and question - That the debate be now adjourned (*Mr Cooper*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 15 November instant.

- 14 **SUPERANNUATION ACTS (VOLUNTARY REDUNDANCY) 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 Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 15 **PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).
- Motion made and question - That the debate be now adjourned (*Mr Brown*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 16 **FORESTS (TIMBER HARVESTING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 17 **CONSTITUTION (PROPORTIONAL REPRESENTATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*) and, after debate.
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put.
- The House divided.

## AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cole	Mr Kennan	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Dollis	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	( <i>Ballarat South</i> )	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Sheehan	Mr Batchelor
Mr Gavin	Mr Norris	( <i>Northcote</i> )	Mr Leighton

## NOES, 38

Mr Austin	Mr Jasper	Mr Perton	Mrs Wade
Mr Bildstien	Mr John	Mr Pescott	Mr Wallace
Mr Brown	Mr Lea	Mr Plowman	Mr Weideman
Mr Clark	Mr Leigh	Mr Reynolds	Dr Wells
Mr Coleman	Mr Lieberman	Mr Richardson	
Mr Cooper	Mr McGrath	Mr Ross-Edwards	
Mr Delzoppo	( <i>Lowan</i> )	Mr Smith	
Mr Dickinson	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Evans	( <i>Warrnambool</i> )	Mr Smith	
Mr Gude	Mr McNamara	( <i>Polwarth</i> )	<i>Tellers</i>
Mr Hayward	Mr Maughan	Mr Stockdale	Mr Elder
Mr Heffernan	Mr Perrin	Mr Tanner	Dr Napthine

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until 13 November instant.

- 18 **VICTORIAN DEBT RETIREMENT FUND 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 Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 19 **DEBITS TAX 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 Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 15 November instant.
- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Financial Institutions Duty (Further Amendment) Bill with an amendment.
- And the said amendment was read a second time and agreed to by the House.
- Ordered - that a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 21 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 13 November instant (*Mr Roper*) - put and agreed to.
- 22 **COURTS (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly 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 and a New Clause to enable the Magistrates' Court in exceptional circumstances to extend the time limit for the commencement of a committal proceeding after the time limit has passed (*Mr Kennan*) - put and agreed to.
- Bill considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Pay-Roll Tax (Amendment) Bill (No. 2), and on consideration of the Bill in Committee suggesting an amendment and acquainting the Assembly that they have made amendments in the Bill.
- On the motion of Mr Roper - Suggested amendment made.
- And the amendments made by the Legislative Council were 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 accordingly.
- 24 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 13 to 17 inclusive, be postponed until later this day.

- 25 **MINERAL RESOURCES DEVELOPMENT 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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 26 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 27 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at seven minutes past Six o'clock, adjourned until Tuesday, 13 November instant.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 120, 121 and 122

## No. 120 - Tuesday, 13 November 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 111 signatures (*by Mr McNamara*).
  - Rights of Children** - Seeking that the Government refrain from ratifying the United Nations Convention on the Rights of the Child, bearing 40 signatures (*by Mr McNamara*).
  - Subsidy for Blackburn Pre-School Incorporated** - Seeking that the application for subsidy for a second group at Blackburn Pre-School Incorporated be reviewed and a full subsidy restored for 1991, bearing 590 signatures (*by Mrs Ray*).
  - Kindergarten provisions for Werribee** - Seeking that the proper provision of four kindergarten sessions per week be made to safeguard the present and future best interests of the children of Werribee, bearing 2,505 signatures (*by Mr Cunningham*).
  - Penalties for Serious Sexual Offences** - Seeking that the law be amended to ensure that penalties for serious sexual offences fit the crimes, bearing 78 signatures (*by Dr Wells*).

Severally ordered to lie on the Table.
- 4 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 80 and 81 of 1990 (*Ms Kirner*) - put and agreed to.
- 5 **PAPER** - Ms Kirner presented:
  - Administrative Arrangements Orders Nos. 80 and 81 of 1990 - Return to the foregoing Order.

Ordered to lie on the Table.
- 6 **ROYAL COMMISSION INTO ABORIGINAL DEATHS IN CUSTODY** - Motion made, by leave, and question - That there be presented to this House a copy of a Report by the Royal Commission into Aboriginal Deaths in Custody - Preliminary Investigation into the death of Paul Pryor (*Mr Kennan*) - put and agreed to.

**7 PAPER - Mr Kennan presented:**

Report by the Royal Commission into Aboriginal Deaths in Custody - Preliminary Investigation into the death of Paul Pryor - Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

**8 LEGAL AND CONSTITUTIONAL COMMITTEE - Mr Jasper brought up the Eighteenth Report from the Legal and Constitutional Committee on Subordinate Legislation concerning the Local Government Regulations 1990 (Statutory Rule No. 64 of 1990); together with Appendices.**

Ordered 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:**

Agriculture and Rural Affairs Department - Report for the year 1989-90.

Apollo Bay and District Memorial Hospital and Hostel and Nursing Home Society - Report and Statement of Accounts for the year 1989-90.

Beeac and District Hospital - Report and Statement of Accounts for the year 1989-90.

Box Hill Hospital - Report and Statement of Accounts for the year 1989-90.

Burwood and District Community Hospital - Report and Statement of Accounts for the year 1989-90.

Clunes District Hospital - Report and Statement of Accounts for the year 1989-90.

Construction Industry Long Service Leave Board - Report for the year 1989-90.

Creswick District Hospital - Report and Statement of Accounts for the year 1989-90.

Dimboola District Hospital - Report and Statement of Accounts for the year 1989-90.

Equal Opportunity Commissioner - Report for the year 1989-90 - Ordered to be printed.

Fairfield Hospital - Report and Statement of Accounts for the year 1989-90.

Geelong Performing Arts Centre Trust - Report for the year 1989-90 together with a letter from the Chairman with an explanation for the delay of the Report.

Greenvale Centre - Report and Statement of Accounts for the year 1989-90.

Kilmore and District Hospital and Kilmore and District Nursing Home - Report and Statement of Accounts for the year 1989-90.

Lorne Community Hospital and Nursing Home - Report and Statement of Accounts for the year 1989-90.

Maffra District Hospital and Extended Care Association - Report and Statement of Accounts for the year 1989-90.

Maroondah Hospital - Report and Statement of Accounts for the year 1989-90.

National Parks Act 1975 - Report of the Director of National Parks for the year 1989-90.

Patriotic Funds Council - Report for the year 1989.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Bairnsdale (Shire) Planning Scheme - No. L26.
- Bass Planning Scheme - No. L11.
- Berwick Planning Scheme - Nos. L19, RL35 Part 4.
- Box Hill Planning Scheme - No. L8.
- Broadmeadows Planning Scheme - No. L8.
- Bulla Planning Scheme - No. L30.
- Croydon Planning Scheme - No. L14.
- Eltham Planning Scheme - Nos. L6 Part 2, L9.
- Essendon Planning Scheme - No. L17.
- Flinders Planning Scheme - No. L16.
- Footscray Planning Scheme - No. L8.
- Gisborne Planning Scheme - No. L11.
- Hastings Planning Scheme - No. L13 Part 2.
- Healesville Planning Scheme - No. L27.
- Keilor Planning Scheme - No. L17.
- Korumburra Planning Scheme - No. L16.
- Lillydale Planning Scheme - No. L53.
- Mildura (City) Planning Scheme - No. L19.
- Newham and Woodend Planning Scheme - No. L12.
- Northcote Planning Scheme - No. L11.
- Numurkah Planning Scheme - No. L1 Part 1.
- Otway Planning Scheme - No. L13.
- Portland (City) Planning Scheme - No. L13.
- Preston Planning Scheme - No. L22.
- Shepparton (City) Planning Scheme - No. L27.
- Sherbrooke Planning Scheme - Nos. L31, L33, L34.
- Sunshine Planning Scheme - Nos. L10 Part 1, L13 Parts 1 and 2.
- Swan Hill (City) Planning Scheme - No. L5.
- Waverley Planning Scheme - Nos. L6, L9, L13.

Public Transport Corporation - Report for the year 1989-90.

Roads Corporation - Report for the year 1989-90.

Royal Dental Hospital of Melbourne - Report and Statement of Accounts for the year 1989-90.

Royal Melbourne Hospital - Report and Statement of Accounts for the year 1989-90.

Royal Victorian Eye and Ear Hospital - Report and Statement of Accounts for the year 1989-90.

Rural Water Commission - Report for the year 1988-89. [*In substitution for Report tabled 1 November 1989*].

St. George's Hospital - Report and Statement of Accounts for the year 1989-90.

Statutory Rules under the following Acts:

Audit Act 1958 - S.R. No. 298.

Dietitians Act 1981 - S.R. Nos. 305, 306.

Food Act 1984 - S.R. No. 304 together with copies of the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:

Amendment No. 6 to the Food Standards Code, Commonwealth Australia Gazette P29, 27 August 1990.

Second Supplement to the 3rd edition of the Food Chemicals Codex, National Academy Press, Washington D.C. 1981, page 57.



Instruments Act 1958 - S.R. No. 286.  
 Magistrates' Court Act 1989 - S.R. No. 301.  
 Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 299.  
 Petroleum (Submerged Lands) Act 1982 - S.R. No. 284.  
 Property Law Act 1958 - S.R. No. 287.  
 Rooming Houses Act 1990 - S.R. No. 303.  
 Transfer of Land Act 1958 - S.R. No. 285.  
 Transport Act 1983 - S.R. Nos. 291, 293-297.  
 Water Act 1958 - S.R. No. 283.

Stawell District Hospital - Report and Statement of Accounts for the year 1989-90.

Tricontinental Group - Order in Council authorising maximum expenditure of the Royal Commission appointed to inquire into the affairs of, and transactions engaged in by the Tricontinental Group.

Victorian Prison Industries Commission - Report and Statement of Accounts for the year 1989-90.

Victorian Solar Energy Council - Report for the year 1989-90.

Winchelsea and District Hospital and Hostel and Nursing Home Society - Report and Statement of Accounts for the year 1989-90.

Zoological Board of Victoria - Report for the year 1989-90.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Agricultural Industry Development Act 1990 - 17 October 1990 (*Gazette G41, 17 October 1990*).

Building Control (Amendment) Act 1989 - Sections 1, 4 and 5; 10 December 1990 (*Gazette No. G38, 26 September 1990*).

Conservation, Forests and Lands Acts (Amendment) Act 1989 - Sections 11-15 and 18(1); 3 October 1990 (*Gazette No. S47, 3 October 1990*).

Road Safety (Amendment) Act 1990 - Sections 4, 7, 8 and 9; 1 October 1990 (*Gazette No. G38, 26 September 1990*).

Rooming Houses Act 1990 - 1 November 1990 (*Gazette No. G43, 31 October 1990*).

Warmambool Land Act 1989 - 10 October 1990 (*Gazette No. G40, 10 October 1990*).

**10 MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Health Services (Further Amendment) Bill without amendment.

**11 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 7 November instant, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Health Services (Further Amendment) Bill  
 Business Franchise Acts (Further Amendment) Bill  
 Financial Institutions Duty (Further Amendment) Bill  
 Pay-Roll Tax (Amendment) Bill.

**12 MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR - 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:

Evidence (Amendment) Bill  
 Mildura College Lands (Amendment) Bill.

- 13 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
 Building Societies (Prudential Standards) Bill (No. 2)  
 Transport (Anti-Graffiti) Bill.
- 14 **MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Lieutenant-Governor as Deputy for the Governor recommending appropriations for the purposes of the following Bills:  
 Superannuation Acts (Voluntary Redundancy) Bill  
 Victorian Debt Retirement Fund Bill  
 Debits Tax Bill.
- 15 **STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL** - Mr Roper obtained leave, with Mr Baker to bring in a Bill *"to give effect to an Agreement between the State and the Commonwealth Bank for the succession of the Commonwealth Bank to the State Bank, to repeal the 'State Bank Act 1988', to make consequential amendments to certain 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.
- 16 **CONSTITUTION (PROPORTIONAL REPRESENTATION) 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 Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr McCutcheon	(Ballarat South)	Mrs Garbutt
Mr Ernst	Mr McDonald	Mr Sheehan	Mr Sercombe
Mr Fordham	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	
Mr Hamilton	Mr Norris	Mr Simmonds	

NOES, 36

Mr Austin	Mr Jasper	Mr Maughan	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Wade
Mr Brown	Mr Kennett	Mr Perton	Mr Wallace
Mr Clark	Mr Leigh	Mr Pescott	Mr Weideman
Mr Coleman	Mr Lieberman	Mr Plowman	
Mr Cooper	Mr McGrath	Mr Reynolds	<i>Tellers</i>
Mr Delzoppo	(Lowan)	Mr Richardson	Mr Elder
Mr Dickinson	Mr McGrath	Mr Ross-Edwards	Dr Napthine
Mr Evans	(Warrnambool)	Mr Smith	
Mr Gude	Mr McNamara	(Glen Waverley)	
Mr Hayward	Mr Maclellan	Mr Stockdale	

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 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 Baker*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	Mr Cole
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Dollis
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 36

Mr Austin	Mr Hayward	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Jasper	Dr Naphine	Mrs Wade
Mr Brown	Mr John	Mr Perrin	Mr Wallace
Mr Clark	Mr Kennett	Mr Pescott	Mr Weideman
Mr Coleman	Mr Leigh	Mr Plowman	
Mr Cooper	Mr Lieberman	Mr Reynolds	<i>Tellers</i>
Mr Delzoppo	Mr McGrath	Mr Richardson	Mr Maughan
Mr Dickinson	( <i>Lowan</i> )	Mr Ross-Edwards	Mr Perton
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	
Mr Gude	Mr McNamara	Mr Stockdale	

And so it was resolved in the affirmative.

Bill read a 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 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. 2 be postponed until later this day.

18 **ADMINISTRATION AND PROBATE (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 Roper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

19 **MINERAL RESOURCES DEVELOPMENT BILL (No. 2)** - Further considered in Committee.

Committee reported progress; to sit again tomorrow.

- 20 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.
- 21 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
 Liquor Control (Fees) Bill  
 Judicial Studies Board Bill  
 Juries (Amendment) Bill.
- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Chiropractors and Osteopaths Act 1978' and for other purposes*".
- 23 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL** - On the motion of Mr Pope, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Health Act 1958', the 'Health Services (Conciliation and Review) Act 1987' and for other purposes*".
- 25 **HEALTH (RADIOGRAPHERS) BILL** - On the motion of Mr Pope, 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** - Transmitting a Bill for "*An Act to amend the 'Murray-Darling Basin Act 1982' and for other purposes*".
- 27 **MURRAY-DARLING BASIN (AMENDMENT) BILL (No. 2)** - On the motion of Mr Crabb, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 28 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.  
*Business having been interrupted at 11.00 p.m.  
 pursuant to Sessional Orders.*  
 Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
 Debate resumed on question - That this Bill be now read a second time.  
 Motion made and question - That the debate be now adjourned (*Mr Delzoppo*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 29 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 30 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at forty-six minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES

Clerk of the Legislative Assembly

KEN. COGHILL

Speaker

## No. 121 - Wednesday, 14 November 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Princess Elizabeth Junior School, Burwood** - Seeking that the Princess Elizabeth Junior School, Burwood, a special school for young deaf children, remains an option and that current resourcing is maintained, bearing 261 signatures (*by Mr Kennett*).

**Molestation of Children** - Seeking that measures be taken to ensure the safety and protection of children by restricting the movement of convicted child molesters within the community and by upgrading and increasing the resources available to victims of child molesters, bearing 20 signatures (*by Mr Jasper*).

**Service Centre between Glenrowan and Wangaratta** - Seeking that the possible effects on Winton, Glenrowan, Wangaratta and the surrounding rural areas be addressed prior to a final decision being made to construct a Service Centre between Glenrowan and Wangaratta, bearing 124 signatures (*by Mr Jasper*).

Severally ordered to lie on the Table.

- 4 **PAPERS** - Mr Speaker presented:

Accident Compensation Act 1985 - Quarterly Reports for September 1990 together with a communication from the Minister for Labour explaining the reason for the delay in presentation:

Accident Compensation Commission.  
 Accident Compensation Tribunal.  
 WorkCare Appeals Board.  
 Medical Panels.  
 Victorian Accident Rehabilitation Council.

Severally 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:

Libraries Board of Victoria - Report for the year 1989-90.

Victorian Arts - Reports of the Council and the Ministry for the year 1989-90.

- 5 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:

*Murray-Darling Basin (Amendment) Bill - Second reading.*

and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.

- 6 **EDUCATION (FURTHER AMENDMENT) BILL** - Mr Kennan obtained leave, after debate, with Mr Roper, 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 read a second time tomorrow.

- 7 **CORPORATIONS (VICTORIA) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to apply certain provisions of laws of the Commonwealth relating to corporations, the securities industry and the futures industry as laws 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.
- 8 **NATIONAL PARKS (MISCELLANEOUS AMENDMENTS) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to make miscellaneous amendments to the 'National Parks 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.
- 9 **WATER (MINERAL WATER) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Water Act 1989' and 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.
- 10 **FISHERIES (ABALONE LICENCES TRANSFER CHARGES) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Fisheries Act 1968' to increase the charges payable on the transfer of an abalone licence*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **LAND (RESERVATIONS REMOVAL) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to revoke the permanent reservations and Crown Grant of certain lands, to clarify the status of certain title documents and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **BURRUMBEET LAND BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to revoke the permanent reservation of certain land at Burrumbeet and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **CEMETERIES (AMENDMENT) BILL** - Mr Pope obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Cemeteries 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.
- 14 **HEALTH SERVICES (CONCILIATION AND REVIEW) (AMENDMENT) BILL** - Mr Pope obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Health Services (Conciliation and Review) Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **CORRECTIONS (PRISON MANAGEMENT AND PRISONERS) BILL** - Mr Sandon obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Corrections Act 1986', the 'Parole Orders (Transfer) Act 1983' and the 'Prisoners (Interstate Transfer) Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **WITNESS PROTECTION BILL** - Mr Sandon obtained leave, with Mr Roper, to bring in a Bill "*to make provision for matters relating to witness protection and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 17 **TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Pope, to bring in a Bill "*to amend the 'Tattersall Consultations 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.
- 18 **STATE INSURANCE OFFICE (AMENDMENT) BILL** - Mr Roper obtained leave, after debate, with Mr Pope, to bring in a Bill "*to facilitate the sale of the State Insurance Office and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 **STATE BANK (SUCCESSION OF COMMONWEALTH BANK) 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 Stockdale*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Wednesday, 28 November instant.
- 20 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Wednesday, 21 November instant.
- 21 **HEALTH (RADIOGRAPHERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Wednesday, 21 November instant.
- 22 **MURRAY-DARLING BASIN (AMENDMENT) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Wednesday, 21 November instant.
- 23 **ENVIRONMENT PROTECTION (FEES AND PENALTIES) 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 a third time.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Mineral Resources Development Bill (No. 2).
- 25 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL (No. 2)** - 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 (*Mrs Wade*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow and that Mrs Wade have leave to continue her speech when the debate is resumed.

- 26 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 27 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at seventeen minutes past Seven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 122 - Thursday, 15 November 1990

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Pre-School Children's Services** - Seeking that alternative means of savings be found from the State Budget without cutting the provision of pre-school children's services, bearing 10 signatures (*by Mr Kennedy*).
  - Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 573 signatures (*by Mrs Barker*).
  - Eastern Freeway Extension** - Seeking that the Eastern Freeway be extended to Ringwood as a full freeway, bearing 221 signatures (*by Mr Perton*).
  - Native Forests in Victoria** - Seeking that the clearfelling of native forests in Victoria cease immediately, bearing 24 signatures (*by Mr Dickinson*).
  - Citizen Advocacy Program Funding** - Seeking that the availability of funding for all citizen advocacy programs in Victoria be restored to its former level, bearing 141 signatures (*by Mrs Hirsh*).
- Severally ordered to lie on the Table.
- 4 **STATE BANK OF VICTORIA AND COMMONWEALTH BANK MERGER** - Motion made, by leave, and question - That there be presented to this House a copy of Exhibits A to K relating to the Agreement for the merger of the State Bank of Victoria and the Commonwealth Bank of Australia (*Mr Roper*) - put and agreed to.
- 5 **PAPER** - Mr Roper presented:
- Copy of Exhibits A to K relating to the Agreement for the merger of the State Bank of Victoria and the Commonwealth Bank of Australia - Return to the foregoing Order.
- Ordered to lie on the Table.



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

Constitution Act Amendment Act 1958 - Report on the Thomastown District By-Election, 3 February 1990.

Land Conservation Council - Report for the year 1989-90.

Law Reform Commission - Report for the year 1989-90.

Liquor Licensing Commission - Report for the year 1989-90.

Martial Arts Board - Report for the year 1989-90.

Premier and Cabinet Department - Report for the year 1989-90.

Statutory Rules under the following Acts:

Chiropractors and Osteopaths Act 1978 - S.R. No. 307.

Conservation, Forests and Lands Act 1987 - S.R. No. 300.

Country Fire Authority Act 1958 - S.R. No. 309.

Dental Technicians Act 1972 - S.R. No. 308.

Public Service Act 1974 - S.R. No. 311.

Religious Successory and Charitable Trusts Act 1958 - S.R. No. 302.

Valuation of Land Act 1960 - S.R. No. 310.

- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Construction Industry Training Levy Bill

Public Service (Industrial Functions) Bill.

- 8 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Land Tax (Amendment) Bill (No. 2) without amendment.

- 10 **TATTERSALL CONSULTATIONS (FURTHER 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 McGrath, Lowan*) - put and agreed to.

Ordered, after debate - That the debate be adjourned until Tuesday, 27 November instant.

- 11 **EDUCATION (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered - That the debate be adjourned until Thursday, 29 November instant.

- 12 **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.

- 13 **NATIONAL PARKS (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered, after debate, - That the debate be adjourned until Thursday, 22 November instant.

- 14 **WATER (MINERAL WATER) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 29 November instant.
- 15 **FISHERIES (ABALONE LICENCES TRANSFER CHARGES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 29 November instant.
- 16 **LAND (RESERVATIONS REMOVAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 22 November instant.
- 17 **BURRUMBEET LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 22 November instant.
- 18 **CEMETERIES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).
- Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 22 November instant.
- 19 **HEALTH SERVICES (CONCILIATION AND REVIEW) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).
- Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 22 November instant.
- 20 **CORPORATIONS (VICTORIA) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 27 November instant.
- 21 **CORRECTIONS (PRISON MANAGEMENT AND PRISONERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sandon*).
- Motion made and question - That the debate be now adjourned (*Mr Smith, Glen Waverley*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 22 November instant.

- 22 **WITNESS PROTECTION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sandon*).
- Motion made and question - That the debate be now adjourned (*Mr Smith, Glen Waverley*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 22 November instant.
- 23 **STATE INSURANCE OFFICE (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 (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 27 November instant.
- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Farm Produce Wholesale Bill with an amendment.
- And the said amendment was read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - that a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Courts (Amendment) Bill with amendments.
- And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - that a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 26 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Victorian Public Offices Corporation (Repeal) Bill with amendments.
- And the said amendments were read a second time and agreed to by the House.
- Ordered - that a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 27 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 28 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at twenty-one minutes past Six o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 123, 124 and 125**

**No. 123 - Tuesday, 20 November 1990**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Royal Commission - Farrow Corporation** - Seeking that a Royal Commission be appointed to investigate and report on the collapse of the Farrow Corporation and associated companies, bearing 642 signatures (*by Mr Dickinson*).
  - Citizen Advocacy Program Funding** - Seeking that the availability of funding for all citizen advocacy programs in Victoria be restored to its former level, bearing 228 signatures (*by Mrs Hirsh*).
 Severally ordered to lie on the Table.
- 4 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Batchelor brought up a Report from the Economic and Budget Review Committee upon Matters Arising from the Auditor-General's 1988-89 Report on Ministerial Portfolios; together with Appendices, Extracts from the Proceedings of the Committee, Minority Reports and Minutes of Evidence.  
 Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Reports 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:
  - Auditor-General's Office - Report for the year 1989-90.
  - Boort District Hospital - Report and Statement of Accounts for the year 1989-90.
  - Bundoora Extended Care Centre - Report and Statement of Accounts for the year 1989-90.
  - Colac District Hospital - Report and Statement of Accounts for the year 1989-90.
  - Dandenong and District Hospital - Report and Statement of Accounts for the year 1989-90.
  - Dunmunkle Health Services - Report and Statement of Accounts for the year 1989-90.
  - Elmore District Hospital - Report and Statement of Accounts for the year 1989-90.
  - Heathcote District Hospital - Report and Statement of Accounts for the year 1989-90.

- Kerang and District Hospital - Report and Statement of Accounts for the year 1989-90.
- Kingston Centre and Kingston Rehabilitation and Extended Care Centre - Report and Statement of Accounts for the year 1989-90.
- Kyneton District Hospital - Report and Statement of Accounts for the year 1989-90.
- La Trobe Valley Hospital - Report and Statement of Accounts for the year 1989-90.
- Local Government Department - Report for the year 1989-90.
- Lyndoch Home and Hospital for the Aged - Report and Statement of Accounts for the year 1989-90.
- Maldon Hospital - Report and Statement of Accounts for the year 1989-90.
- Maryborough and District Hospital - Report and Statement of Accounts for the year 1989-90.
- Monash Medical Centre - Report and Statement of Accounts for the year 1989-90.
- Mt. Alexander Hospital - Report and Statement of Accounts for the year 1989-90.
- Museum of Victoria Council - Report for the year 1989-90 together with a letter from the President with an explanation for the delay of the Report.
- Occupational Health and Safety Act 1985 - Report by the Occupational Health and Safety Commission on Asbestos: An Inquiry - Usage in Victoria, Substitutes and Alternatives, October 1990.
- Omeo District Hospital - Report and Statement of Accounts for the year 1989-90.
- Orbost and District Hospital - Report and Statement of Accounts for the year 1989-90.
- Peter MacCallum Cancer Institute - Report and Statement of Accounts for the year 1989-90.
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
- Broadmeadows Planning Scheme - No. L21.
  - Brunswick Planning Scheme - No. L8.
  - Coburg Planning Scheme - No. L12.
  - Deakin Planning Scheme - No. L5 Part 3.
  - Heidelberg Planning Scheme - No. L20.
  - Northcote Planning Scheme - Nos. L12, L13.
  - Pakenham Planning Scheme - No. L18.
  - Preston Planning Scheme - No. L20.
  - Whittlesea Planning Scheme - No. L33.
- Planning and Urban Growth Department - Report for the year 1989-90.
- Police and Emergency Services Ministry - Report for the year 1989-90.
- Public Service Board - Report for the year 1989-90.
- Rural Water Commission - Report for the year 1989-90.
- St. Arnaud District Hospital - Report and Statement of Accounts for the year 1989-90.
- Sandringham and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Southern Peninsula Hospital - Report and Statement of Accounts for the year 1989-90.

South Gippsland Hospital - Report and Statement of Accounts for the year 1989-90.

State Electoral Office - Report for the year 1989-90.

State Insurance Office - Report and Statement of Accounts for the year 1989-90 together with a letter from the Minister with an explanation for the delay of the Report.

Statutory Rules under the following Acts:

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 314.

Fisheries Act 1968 - S.R. No. 313.

Health Act 1958 - S.R. Nos. 317, 318.

Road Safety Act 1986 - S.R. Nos. 320, 321.

Transport Act 1983 - S.R. Nos. 322, 325.

Timboone and District Hospital - Report and Statement of Accounts for the year 1989-90.

Victoria Parade Geriatric Centre - Report and Statement of Accounts for the year 1989-90.

Warrnambool and District Base Hospital - Report and Statement of Accounts for the year 1989-90.

Wonthaggi and District Hospital - Report and Statement of Accounts for the year 1989-90.

Wycheproof District Hospital - Report and Statement of Accounts for the year 1989-90.

Yarram and District Hospital - Report and Statement of Accounts for the year 1989-90.

**6 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - 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:

Liquor Control (Fees) Bill

Judicial Studies Board Bill

Juries (Amendment) Bill

Land Tax (Amendment) Bill (No. 2)

Farm Produce Wholesale Bill

Courts (Amendment) Bill

Victorian Public Offices Corporation (Repeal) Bill.

**7 CONCURRENT DEBATE - FORESTS (TIMBER HARVESTING) BILL -**

**NATIONAL PARKS (MISCELLANEOUS AMENDMENTS) BILL** - Motion made, by leave, and question - That this House authorizes and requires Mr. Speaker to permit the second reading and subsequent stages of the Forests (Timber Harvesting) Bill and the National Parks (Miscellaneous Amendments) Bill to be moved and debated concurrently (*Mr Roper*) - put and agreed to.

**8 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Land (Reservations Removal) Bill

Education (Further Amendment) Bill.

**9 BUILDING SOCIETIES (PRUDENTIAL STANDARDS) 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 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 and a New Clause which - (a) empowers the Treasurer on behalf of the Government of Victoria to issue a promissory note payable to a depositor for an amount not exceeding the amount owing to that depositor as at 24 June 1990 by the Pyramid Building Society, Geelong Building Society or Countrywide Building Society; (b) provides that the aggregate monetary face value of promissory notes issued not to exceed \$1.04 billion; and (c) provides that any sums required by the Treasurer in relation to the promissory notes are to be paid out of the Consolidated Fund. (*Mr Kennan*) - put and agreed to.

10 **MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Lieutenant-Governor, as Deputy for the Governor, recommending a further appropriation for the purposes of the Building Societies (Prudential Standards) Bill (No. 2).

11 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL (No. 2)** - Considered in Committee and reported with amendments and with an amended title, which title is as follows:

*"A Bill to amend the 'Building Societies Act 1986' to strengthen controls over building societies, to amend the 'Co-operation Act 1981' and the 'Friendly Societies Act 1986', to make provision for the issue of promissory notes to certain depositors and for other purposes."*

Bill as amended, considered, and amendments agreed to; read a third time.

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

12 **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.

13 **MINERAL RESOURCES DEVELOPMENT BILL (No. 2)** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time, after debate, 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.

14 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.

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

16 **PUBLIC SERVICE (INDUSTRIAL FUNCTIONS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Pope*) - put and agreed to.

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

Question - put.

The House divided.

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

WEDNESDAY, 21 NOVEMBER 1990

AYES, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Trezise
Mrs Barker	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	<i>Tellers</i>
Mr Ernst	Mr McCutcheon	Mr Sheehan	Mr Batchelor
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Thomson
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

NOES, 40\*

Mr Austin	Mr Heffernan	Mr McNamara	Mr Stockdale
Mr Bildstien	Mr Honeywood	Mr Maclellan	Mr Tanner
Mr Brown	Mr Jasper	Dr Napthine	Mrs Wade
Mr Clark	Mr John	Mr Perrin	Mr Wallace
Mr Coleman	Mr Kennett	Mr Pescott	Mr Weideman
Mr Cooper	Mr Lea	Mr Plowman	Dr Wells
Mr Delzoppo	Mr Leigh	Mr Reynolds	
Mr Dickinson	Mr Lieberman	Mr Richardson	<i>Tellers</i>
Mr Elder	Mr McGrath	Mr Smith	Mr Maughan
Mr Evans	(Lowan)	(Glen Waverley)	Mr Perton
Mr Gude	Mr McGrath	Mr Smith	
Mr Hayward	(Warrnambool)	(Polwarth)	

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.

17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

\* Division corrected by direction of Mr Speaker. See Votes and Proceedings entry No. 2 on Wednesday, 21 November 1990.



## No. 124 - Wednesday, 21 November 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **ERROR IN DIVISION LIST** - Mr Speaker informed the House that in the Division which took place on 20 November instant, on the question that the Public Service (Industrial Functions) Bill be read a second time, the name of the Honourable Member for Preston, Mr Leighton, was inadvertently recorded for the "Noes" instead of the Honourable Member for Benambra, Mr Lieberman.  
Mr Speaker then directed the Clerk to correct the Division List accordingly.
- 3 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 104 signatures (*by Mr McNamara*).
  - Pyramid Petrol Tax** - Seeking that the Pyramid petrol tax be removed, bearing 372 signatures (*by Mr Delzoppo*).
 Severally ordered to lie on the Table.
- 5 **CONSULTATIVE COUNCIL ON OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1988 (*Mr Pope*) - put and agreed to.
- 6 **PAPER** - Mr Pope presented:
  - Consultative Council on Obstetric and Paediatric Mortality and Morbidity - Report for the year 1988 - Return to the foregoing Order.
 Ordered to lie on the Table.
- 7 **HEALTH COMPUTING SERVICES REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Health Computing Services Victoria Limited for the year 1989-90 (*Mr Pope*) - put and agreed to.
- 8 **PAPER** - Mr Pope presented:
  - Health Computing Services Victoria Limited - Report for the year 1989-90 - Return to the foregoing Order.
 Ordered to lie on the Table.
- 9 **ESTIMATES SUB-COMMITTEE - ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Gavin, Chairman, brought up a Report from the Estimates Sub-Committee upon the 1989-90 Budget Estimates and Outcomes; together with Appendices and Minutes of Evidence.  
Ordered to lie on the Table and the Report and Appendices to be printed.

- 10 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Community Services Victoria - Report for the year 1989-90.
  - Health Department - Report for the year 1989-90.
  - Infertility (Medical Procedures) Act 1984 - Report by the Chief General Manager of the Health Department to the Minister for Health on the Central Register.
  - Intellectually Disabled Persons' Services Act 1986 - Report on the Activities of Community Visitors for the year 1989-90.
  - Medical Board of Victoria - Report for the year 1988-89.
  - National Tennis Centre Trust - Report for the year 1989-90.
  - Pathology Services Accreditation Board - Report for the year 1988-89.
  - Property and Services Department - Report for the year 1989-90.
  - Victorian Psychological Council - Report and Statement of Accounts for the year 1989.
  - Victorian Public Authorities Finance Agency - Report and Statement of Accounts for the year 1989-90.
- 11 **LA TROBE UNIVERSITY (BENDIGO AND WODONGA) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to establish the La Trobe University College of Northern Victoria and dissolve the Bendigo College of Advanced Education, to provide for the merger of the Wodonga Institute of Tertiary Education with La Trobe University, to amend the 'La Trobe University Act 1964' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 12 **ARCHITECTS BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "*to provide for the registration of architects, to regulate the use of the title 'architect' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **FIRE AUTHORITIES (AMENDMENT) BILL** - Mr Sandon obtained leave, with Mr Roper, to bring in a Bill "*to make further provision with respect to contributions to fire authorities, to amend the 'Country Fire Authority Act 1958' and the 'Metropolitan Fire Brigades 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.
- 14 **CORRECTIONS (REMISSIONS) BILL** - Mr Sandon obtained leave, with Mr Roper, to bring in a Bill "*to abolish entitlement to remission on sentences of imprisonment, to abolish the pre-release program, to enable the Director-General of Corrections to grant emergency management days in respect of sentences of imprisonment, to make consequential amendments to the 'Corrections Act 1986' and 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.
- 15 **LOTTERIES GAMING AND BETTING (AMENDMENT) BILL** - Mr Trezise obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Lotteries Gaming and Betting Act 1966' and the 'Liquor Control Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 16 **WESTERNPORT (OIL REFINERY) LAND BILL** - Mr Spyker obtained leave, with Mr Roper, to bring in a Bill "*to remove certain easements, rights and covenants over Crown land at Crib Point and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **COLLINGWOOD (VICTORIA PARK) LAND BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Mr Speaker ruled the Bill to be a Private Bill.  
Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Roper*) - put and agreed to.  
Debate resumed on question - That this Bill be now read a second time.  
Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.  
Ordered - That the debate be adjourned until later this day.
- 18 **SUPERANNUATION ACTS (VOLUNTARY REDUNDANCY) 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 Maclellan*) - put and agreed to.  
Ordered - That the debate be adjourned until later this day.
- 19 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.
- 20 **TRANSPORT (ANTI-GRAFFITI) 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 a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Martial Arts Control Act 1986' and for other purposes*".
- 22 **MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2)** - On the motion of Mr Kennan, 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 'Shop Trading Act 1987' with respect to the closing hours of butcher's shops and for other purposes*".
- 24 **SHOP TRADING (BUTCHER'S SHOP) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 25 **VICTORIAN DEBT RETIREMENT FUND BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.  
*Business having been interrupted at 11.00 p.m. pursuant to Sessional Orders.*  
Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

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

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

THURSDAY, 22 NOVEMBER 1990

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

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

- 26 **DEBITS TAX 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 a third time forthwith.

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

- 27 **LA TROBE UNIVERSITY (BENDIGO AND WODONGA) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

Motion made and question - That the debate be now adjourned (*Dr Wells*) - put and agreed to.

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

- 28 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 29 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 125 - Thursday, 22 November 1990

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Remedial Physical Education Service** - Seeking that the Remedial Physical Education Service within the Ministry of Education be re-established in order to continue the education to children with disabilities and problems in schooling due to poor motor co-ordination, bearing 557 signatures (*by Mrs Ray*).

**Erica Kindergarten** - Seeking that the CSV subsidy for the Erica Kindergarten No. 121-04 for 1991 be continued so as not to disadvantage children in the Erica, Rawson, Walhalla and Moondarra Districts, bearing 331 signatures (*by Mr Delzoppo*).

**Pyramid Petrol Tax** - Seeking that the Pyramid petrol tax be removed and no further motor fuel tax be imposed which particularly affects country people, bearing 96 signatures (*by Mr Maughan*).

**Citizen Advocacy Program Funding** - Seeking that the availability of funding for all citizen advocacy programs in Victoria be restored to its former level, bearing 197 and 257 signatures (*by Mr Andrianopoulos and Mrs Hirsh, respectively*).

Severally ordered to lie on the Table.

- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up the Nineteenth Report from the Legal and Constitutional Committee on Subordinate Legislation concerning the Disallowance of the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (Statutory Rule 104 of 1990) and the Conservation, Forests and Lands (Contracts) Regulations 1990 (Statutory Rule 183 of 1990); together with Appendices.

Ordered to lie on the Table and 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:

Albury-Wodonga (Victoria) Corporation - Report for the year 1989-90.

Alexandra District Hospital - Report and Statement of Accounts for the year 1989-90.

Bendigo and Northern District Base Hospital - Report and Statement of Accounts for the year 1989-90.

Bethlehem Hospital - Report and Statement of Accounts for the year 1989-90.

Cohuna District Hospital and Cohuna Community Nursing Home - Report and Statement of Accounts for the year 1989-90.

Corrections - Report of the Office of Corrections for the year 1989-90.

Donald District Hospital and Donald and District Nursing Home - Report and Statement of Accounts for the year 1989-90.

Dunolly District Hospital - Report and Statement of Accounts for the year 1989-90.

East Gippsland Hospital - Report and Statement of Accounts for the year 1989-90.

Edenhope and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.

Education Ministry - Report for the year 1989-90 including a Report on the activities of the Office of Schools Administration for the year 1989-90.

Geelong Hospital - Report and Statement of Accounts for the year 1989-90.

Grace McKellar Centre - Report and Statement of Accounts for the year 1989-90.

Healesville and District Hospital - Report and Statement of Accounts for the year 1989-90.

Industry Department and Office of Economic Planning Report for the year 1989-90.

Inglewood Hospital - Report and Statement of Accounts for the year 1989-90.

Kaniva District Hospital and Kaniva District Nursing Home and Day Care Centre - Report and Statement of Accounts for the year 1989-90.

Kyabram and District Memorial Community Hospital - Report and Statement of Accounts for the year 1989-90.

Land Tax Act 1958 - Report of the Commissioner of State Taxation for the year 1989-90.

Law Reform Commission - Report No. 38 on Statute Law Revision and Miscellaneous Amendment.

Legal Aid Commission - Report for the year 1989-90.

Marine Board of Victoria - Report and Statement of Accounts for the year 1989-90 together with a letter from the Minister granting an extension of time to report of one month.

Mordialloc-Cheltenham Community Hospital - Report and Statement of Accounts for the year 1989-90.

Mortlake District Hospital - Report and Statement of Accounts for the year 1989-90.

Nhill Hospital - Report and Statement of Accounts for the year 1989-90.

Ouyen and District Hospital - Report and Statement of Accounts for the year 1989-90.

Penshurst and District Memorial Hospital and W.J. Lewis Nursing Home - Report and Statement of Accounts for the year 1989-90.

Preston and Northcote Community Hospital - Report and Statement of Accounts for the year 1989-90.

Rochester and District War Memorial Hospital and Nursing Home - Report and Statement of Accounts for the year 1989-90.

Statutory Rule under the Transport Act 1983 - S.R. No. 324.

Swan Hill District Hospital - Report and Statement of Accounts for the year 1989-90.

Tawonga District General Hospital - Report and Statement of Accounts for the year 1989-90.

Terang and District Community Hospital - Report and Statement of Accounts for the year 1989-90.

Transport Ministry - Report for the year 1989-90 which contains quantitative performance targets for 1990-91 determined by the Minister for Transport pursuant to section 58 of the *Transport Act* 1983 for the Public Transport Corporation and Roads Corporation.

Treasury Department - Report for the period 2 April to 30 June 1990 and incorporating Report of the Department of Management and Budget for the period 1 July 1989 to 1 April 1990.

Werribee District Hospital - Report and Statement of Accounts for the year 1989-90.

6 **ORDER OF THE HOUSE RESCINDED** - Motion made, by leave, and question - That the Resolution of the House of 20 November 1990, requiring the second reading and subsequent stages of the Forests (Timber Harvesting) Bill and the National Parks (Miscellaneous Amendments) Bill to be moved and debated concurrently, be read and rescinded (*Mr Roper*) - put and agreed to.

7 **TAX AND DEBT POLICIES** - Motion made and question proposed - That this House condemns the failure of the Government to honour its promises on taxation and calls on the Government to change its direction from high tax and high debt policies (*Mr Stockdale*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Health Services (Conciliation and Review) (Amendment) Bill.
- 9 **HEALTH SERVICES (CONCILIATION AND REVIEW) (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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **FORESTS (TIMBER HARVESTING) 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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- La Trobe University (Bendigo and Wodonga) Bill
  - Lotteries Gaming and Betting (Amendment) Bill
  - Cemeteries (Amendment) Bill
  - Corrections (Prison Management and Prisoners) Bill
  - Corporations (Victoria) Bill
  - State Insurance Office (Amendment) Bill
  - State Bank (Succession of Commonwealth Bank) Bill.
- 12 **COLLINGWOOD (VICTORIA 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **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.
- 14 **PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) 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 (*Ms Kirner*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 15 **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.
- 16 **WESTERNPORT (OIL REFINERY) LAND BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 17 **SUPERANNUATION ACTS (VOLUNTARY REDUNDANCY) 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; and with an amended title, which title is as follows:

"Superannuation Acts (Miscellaneous Amendments) Bill".

Bill, as amended, considered, and amendments agreed to; read a third time.

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

- 18 **LA TROBE UNIVERSITY (BENDIGO AND WODONGA) 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 a third time forthwith.

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

- 19 **PUBLIC AUTHORITIES (EQUAL EMPLOYMENT OPPORTUNITY) 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 a third time forthwith, after debate.

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

- 20 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 9 to 23 inclusive, be postponed until later this day.

- 21 **WILDLIFE (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 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly 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 providing that Regulations made under the Principal Act be subject to disallowance by either House of Parliament (*Mr Coleman*) - put and agreed to.

Motion made and question - That it be an instruction to the Committee that they have power to consider a New Clause providing that Regulations made under the Principal Act may confer a discretionary authority or impose a duty on the Minister or the Director-General (*Mr Crabb*) - put and agreed to.

Bill considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.

Question - That this Bill be now read a third time - put.

*(As there were voices cast for the "Noes", Members supporting the motion were requested to stand in their places) -*

There being less than the absolute majority of the whole number of the Members of the Legislative Assembly rising in their places in support of the motion, third reading not passed.



- 22 **FIRE AUTHORITIES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sandon*).
- Motion made and question - That the debate be now adjourned (*Mr McNamara*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 23 **NATIONAL PARKS (MISCELLANEOUS AMENDMENTS) 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 Evans*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 24 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 25 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -
- And the House having continued to sit till after Twelve of the clock -
- FRIDAY, 23 NOVEMBER 1990.
- Question - put and agreed to.
- And the House, at twenty-one minutes past Twelve o'clock in the morning, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 126, 127, 128 and 129**

**No. 126 - Tuesday, 27 November 1990**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **VACANCIES IN THE MEMBERSHIP OF DEAKIN UNIVERSITY COUNCIL, LA TROBE UNIVERSITY COUNCIL AND VICTORIAN CURRICULUM AND ASSESSMENT BOARD** - Mr. Speaker announced that he had received the following communications:

The Hon K Coghill, MP  
 Speaker of the Legislative Assembly  
 Parliament of Victoria  
 Parliament House  
 MELBOURNE VIC 3002

Dear Dr Coghill

Section 7 of the La Trobe University Act 1964 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 the Parliament.

The term of appointment of the current Members, Dr Ronald Wells, MP, Mr. Anthony Sheehan, MP and the Hon. Ronald Best, MLC, expires on 18 December, 1990.

I would be grateful if you could arrange a Joint Sitting of the Parliament to recommend Members for appointment to the Council of La Trobe University for a three year term of office commencing on 19 December, 1990.

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

Yours sincerely,

**BARRY PULLEN**  
 MINISTER FOR EDUCATION

\* \* \* \* \*

The Hon K Coghill, MP  
 Speaker  
 Legislative Assembly  
 Parliament House  
 MELBOURNE VIC 3000

Dear Dr Coghill

Section 7(1)(d) of the Victorian Curriculum and Assessment Board Act 1986 provides that three members of the Board 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 and conducted in accordance with rules adopted for the purpose by the Members present at the Sitting.

The appointment of Mr. David Evans, MP, has expired. I would be grateful if you could arrange for a Joint Sitting of the Legislative Council and the Legislative Assembly to recommend the names of a Member to replace him as a member of the Victorian Curriculum and Assessment Board for a four year term of office commencing on the date of the election.

I have addressed a similar letter to the Hon A J Hunt, MLC, President of the Legislative Council.

Yours sincerely,

**BARRY PULLEN**  
 MINISTER FOR 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 to the Deakin University Council, the La Trobe University Council and the Victorian Curriculum and Assessment Board, and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 28 November instant, at Six-fifteen p.m. (*Mr Roper*) - 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** - The Clerk announced that the following petition had been lodged for presentation:

**Upfield Rail Passenger Service** - Seeking that measures be taken to progressively upgrade and improve the Upfield Rail passenger service, bearing 607 signatures (*by Mr Gavin*).

Ordered to lie on the Table.

- 5 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 15 on the Met Ticket.

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:

Chief Commissioner of Police - Report of the Office for the year 1989-90.

Conservation and Environment Department - Report for the year 1989-90.

- Equal Opportunity Board - Report for the year 1989-90.
- Film Victoria - Report for the year 1989-90 together with a letter from the Director to the Minister with an explanation for the delay of the Report.
- Housing Guarantee Fund Ltd - Report and Statement of Accounts for the year 1989-90.
- Local Authorities Superannuation Board - Report for the year 1989-90.
- Museums Advisory Board - Report for the year 1989-90.
- National Companies and Securities Commission - Report and Financial Statements for the year 1989-90.
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
- All Planning Schemes - No. S11.
  - Croydon Planning Scheme - No. L27.
  - Marong Planning Scheme - No. L22.
  - Melbourne Planning Scheme - No. L61.
- Public Prosecutions Office - Report of the Director for the year 1989-90.
- Statutory Rules under the following Acts:
- Building Societies Act 1986 - S.R. No. 341.
  - Chattel Securities Act 1987 - S.R. No. 319.
  - Chiropractors and Osteopaths Act 1978 - S.R. No. 337.
  - Construction Industry Long Service Leave Act 1983 - S.R. No. 326.
  - Dairy Industry Act 1984 - S.R. Nos. 327, 334.
  - Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 338.
  - Farm Produce Merchants and Commission Agents Act 1965 - S.R. No. 333.
  - Food Act 1984 - S.R. No. 315.
  - Groundwater Act 1969 - S.R. No. 342.
  - Health Act 1958 - S.R. Nos. 316, 336.
  - Margarine Act 1975 - S.R. No. 328.
  - Poultry Processing Act 1968 - S.R. No. 329.
  - Racing Act 1958 - S.R. No. 343.
  - Road Safety Act 1986 - S.R. No. 339.
  - Seeds Act 1982 - S.R. No. 330.
  - State Employees Retirement Benefits Act 1979 - S.R. No. 344.
  - Stock Diseases Act 1968 - S.R. No. 331.
  - Tomato Processing Industry Act 1976 - S.R. No. 332.
  - Transport Act 1983 - S.R. No. 323.
  - Water Act 1989 - S.R. No. 312.
- Urban Land Authority - Report for the year 1989-90.
- Victorian Arts Centre Trust - Report for the year 1989-90 together with a letter from the General Manager of the Trust to the Minister with an explanation for the delay of the Report.

- 6 **SUSPENSION OF STANDING ORDERS** - Motion made, by leave, and question - That the operation of Standing Orders be suspended so far as to allow the introduction and consideration of a further Bill to amend the *Wildlife Act 1975* and for other purposes (*Mr Crabb*) - put and agreed to.
- 7 **WILDLIFE (AMENDMENT) BILL (No. 2)** - Mr Crabb, by leave, obtained leave, with Mr Kennan, to bring in a Bill "to amend the 'Wildlife Act 1975' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, forthwith.

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, by leave, read a 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.

- 8 **CORPORATIONS (VICTORIA) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee. Committee reported progress; to sit again later this day.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Health Services (Conciliation and Review) (Amendment) Bill without amendment.
- 10 **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.
- 11 **CONSTRUCTION INDUSTRY TRAINING LEVY 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 a third time forthwith. Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **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 recommend Members of the Parliament of Victoria for appointment to the Deakin University Council, La Trobe University Council and the Victorian Curriculum and Assessment Board as proposed by the Assembly.
- 13 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
     Wildlife (Amendment) Bill (No. 2)  
     Westernport (Oil Refinery) Land Bill.
- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Road Safety Act 1986' with respect to certificate evidence and for other purposes*".
- 15 **ROAD SAFETY (CERTIFICATES) BILL** - On the motion of Mr Spyker, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Dentists Act 1972' and for other purposes*".
- 17 **DENTISTS (AMENDMENT) BILL** - On the motion of Mr Pope, 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 amend the 'Liquor Control Act 1987' with respect to the closing hours for packaged liquor licences and for other purposes*".

- 19 **LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Teaching Service Act 1981' to make provision with respect to the term of appointment of principals and the promotion of advanced skills teachers and for other purposes*".
- 21 **TEACHING SERVICE (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to make further amendments to the 'Petroleum (Submerged Lands) Act 1982'*".
- 23 **PETROLEUM (SUBMERGED LANDS) (FURTHER AMENDMENT) BILL** - On the motion of Mr Roper, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 24 **CORPORATIONS (VICTORIA) BILL** - Further considered in Committee.  
Committee reported progress.  
*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*  
Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
Bill further considered in Committee.  
And the House having continued to sit till after Twelve of the clock -  
WEDNESDAY, 28 NOVEMBER 1990.  
Bill further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 25 **TATTERSALL CONSULTATIONS (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, by leave, read a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 26 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.
- 27 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

28 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at eight minutes past Two o'clock in the morning, adjourned until later this day.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 127 - Wednesday, 28 November 1990

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Child Care Funding in Camberwell** - Seeking that the funding necessary for the continuation of Toddler Groups and Maternal and Child Health services in Camberwell, be re-instated, bearing 931 signatures (*by Mr Clark*).

**Remedial Physical Education Service** - Seeking that the Remedial Physical Education Service within the Ministry of Education be re-established in order to continue the education to children with disabilities and problems in schooling due to poor motor co-ordination, bearing 619 and 477 signatures respectively (*by Mrs Barker and Mrs Ray*).

**New Housing in Kangerong Valley** - Seeking that any proposed new housing in the Kangerong Valley extending eastwards beyond its current boundary be disallowed and that legislation be enacted to protect the Valley for all time, bearing 91 signatures (*by Dr Wells*).

**Safety Beach Inland Marina** - Seeking that the Government take action to honour its commitment to full representation of all citizens in the area by requiring a full, public, environmental and economic impact examination of the proposal to develop an inland marina at Safety Beach, bearing 5 signatures (*by Dr Wells*).

**Victorian Aids Council** - Seeking that the poster/magazine advertisement recently released by the Victorian Aids Council be immediately withdrawn from circulation, bearing 90 signatures (*by Mr Thomson*).

**Child Medical Officers** - Seeking that the proposed plan to cut child medical officers from 44 to 10 be further considered and that the current service be maintained, bearing 1727 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.

4 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Delzoppo brought up a Report from the Public Bodies Review Committee upon the Inquiry into the Victorian Abattoir and Meat Inspection Authority; together with Appendices, Extracts from the Proceedings of the Committee, Minority Report and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority 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:

Crimes Compensation Tribunal - Report for the year 1989-90.

Freedom of Information Act 1982 - Report by the Attorney-General on the operation of the Act for the year 1989-90.

Guardianship and Administration Board - Report for the year 1989-90.

Labour Department - Report for the year 1989-90.

Mental Health Act 1986 - Report on Activities of Community Visitors for the year 1989-90.

Parliamentary Committees Act 1968 -

Report by the Minister for Planning and Urban Growth with respect to the recommendations made by the Natural Resources and Environment Committee's Report on Waste Management in the Greater Melbourne Area.

Report entitled, A Management Strategy, by the Minister for Conservation and Environment to the Natural Resources and Environment Committee's Inquiry into Water Resources Management in South-Western Victoria.

Pharmacy Board - Report and Statement of Accounts for the year 1989.

State Trustees - Report for the year 1989-90.

Victorian Health Promotion Foundation - Report for the year 1989-90.

Victorian Nursing Council - Report and Statement of Accounts for the year 1989-90.

**6 PUBLIC DRUNKENNESS (DECRIMINALISATION) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Summary Offences Act 1966' so as to repeal offences relating to drunkenness in public places, to provide for the apprehension and care of people found in public places under the influence of alcohol or a drug and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

**7 INDUSTRIAL RELATIONS BILL** - Mr Pope obtained leave, with Mr Crabb, to bring in a Bill "*to restate, with amendments, the law relating to industrial relations in Victoria, to repeal the 'Industrial Relations Act 1979' and the 'Hospitals Remuneration Tribunal Act 1978' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

**8 PUBLIC RECORDS (AMENDMENT) BILL** - Mr Baker obtained leave, after debate, with Mr Roper, to bring in a Bill "*to amend the 'Public Records 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.

**9 STATE BANK (SUCCESSION OF COMMONWEALTH BANK) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Debate resumed on 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 1990

Bill read a second time and, by leave, read a third time forthwith.

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

- 10 **VACANCIES IN MEMBERSHIP OF DEAKIN UNIVERSITY COUNCIL, LA TROBE UNIVERSITY COUNCIL AND VICTORIAN CURRICULUM AND ASSESSMENT BOARD** - Mr Speaker reported that, that day, this House met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to choose Members of the Parliament to be recommended for appointment to the Deakin University Council, the La Trobe University Council and the Victorian Curriculum and Assessment Board and that -

Mr Harley Rivers Dickinson, M.P. and  
Mr John Francis McGrath, M.P.

had been recommended for appointment to the Deakin University Council and that -

Mr Peter Batchelor, M.P. and  
The Honourable Ronald Alexander Best, M.L.C.

had been recommended for appointment to the La Trobe University Council and that -

The Honourable David Mylor Evans, M.L.C.

had been recommended for appointment to the Victorian Curriculum and Assessment Board.

- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the La Trobe University (Bendigo and Wodonga) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Debits Tax Bill with an amendment.

And the said amendment was read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Public Authorities (Equal Employment Opportunity) Bill with amendments.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 14 **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.

- 15 **FIRE AUTHORITIES (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 Roper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 16 **ROAD SAFETY (CERTIFICATES) 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 Cooper*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 17 **DENTISTS (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 Maclellan*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 18 **LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*) - and, after debate -
- Motion made and question - That the debate be now adjourned (*Mr Jasper*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 19 **TEACHING SERVICE (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 Hayward*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 20 **PETROLEUM (SUBMERGED LANDS) (FURTHER 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 Hayward*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Mineral Resources Development Bill (No. 2) with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 22 **SHOP TRADING (BUTCHER'S SHOP) 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 Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 23 **MARTIAL ARTS CONTROL (AMENDMENT) BILL (No. 2)** - 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 Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 24 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

25 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

**R. K. BOYES**  
Clerk of the Legislative Assembly

**KEN. COGHILL**  
Speaker

## No. 128 - Thursday, 29 November 1990

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Education Support Services** - Seeking that there be no Government cuts to the Ministry of Education budget and that education support services be maintained at their present level, bearing 680 signatures (*by Mr Wallace*).

**Glass Milk Bottling** - Seeking that milk be marketed in recyclable glass bottles instead of cartons and plastic containers, bearing 379 signatures (*by Mr Leigh*).

**Remedial Physical Education Service** - Seeking that the Remedial Physical Education Service within the Ministry of Education be re-established in order to continue the education to children with disabilities and problems in schooling due to poor motor co-ordination, bearing 42 signatures (*by Mr Harrowfield*).

**Visiting Teacher Services** - Seeking that the cuts and changes to visiting teacher services, proposed by the Ministry of Education, be stopped and that direct services by visiting teachers be maintained to physically disabled children, bearing 308 signatures (*by Mr Harrowfield*).

**Product Labelling** - Seeking that the future labelling of products will show explicit detail as to the Australian content, bearing 1463 signatures (*by Dr Napthine*).

**Dissolution of Government** - Seeking that the Government be dissolved and a new election called for the Legislative Assembly and Legislative Council without delay, bearing 785 signatures (*by Mr Ross-Edwards*).

**Citizen Advocacy Program Funding** - Seeking that the availability of funding for all citizen advocacy programs in Victoria be restored to its former level, bearing 274 signatures (*by Mrs Hirsh*).

**Plumbing and Drainage Inspections** - Seeking that the current level of plumbing and drainage inspections carried out by the Melbourne and Metropolitan Board of Works be retained, bearing 887 signatures (*by Mr Honeywood*).

Severally ordered to lie on the Table.

- 4 **ROYAL COMMISSION INTO ABORIGINAL DEATHS IN CUSTODY** - Motion made, by leave, and question - That there be presented to this House a copy of the Reports of the Royal Commission into Aboriginal Deaths in Custody into the deaths of James Archibald Moore, Harrison Day and Arthur Moffatt (*Mr Kennan*) - put and agreed to.
- 5 **PAPER** - Mr Kennan presented:  
 Reports of the Royal Commission into Aboriginal Deaths in Custody into the deaths of James Archibald Moore, Harrison Day and Arthur Moffatt - Return to the foregoing Order.  
 Ordered to lie on the Table.
- 6 **STANDING REVIEW AND ADVISORY COMMITTEE ON INFERTILITY ON MATTERS RELATED TO THE REVIEW OF 'POST-SYNGAMY' EMBRYO EXPERIMENTATION PART 2** - Motion made, by leave, and question - That there be presented to this House a copy of the Report to the Minister for Health from the Standing Review and Advisory Committee on Infertility on Matters Related to the "Review of 'Post-Syngamy' Embryo Experimentation Part 2: New Developments, Policies and Procedures, and Community Concerns" (*Mr Pope*) - put and agreed to.
- 7 **PAPER** - Mr Pope presented:  
 Report to the Minister for Health from the Standing Review and Advisory Committee on Infertility on Matters Related to the "Review of 'Post-Syngamy' Embryo Experimentation Part 2: New Developments, Policies and Procedures, and Community Concerns" - Return to the foregoing Order.  
 Ordered to lie on the Table.
- 8 **PARLIAMENTARY DEPARTMENTS REPORTS** - Motion made, by leave, and question - That there be presented to this House a copy of the Reports of the Department of the Legislative Assembly; Department of the Parliament Library; Department of the Reporting Staff of the Victorian Parliamentary Debates; and Department of the House Committee, for the year 1989-90 (*Mr Norris*) - put and agreed to.
- 9 **PAPER** - Mr Norris presented:  
 Reports of the Department of the Legislative Assembly; Department of the Parliament Library; Department of the Reporting Staff of the Victorian Parliamentary Debates; and Department of the House Committee, for the year 1989-90 - Return to the foregoing Order.  
 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:  
 Ararat and District Hospital - Report and Statement of Accounts for the year 1989-90.  
 Attorney-General's Department - Report for the year 1989-90.  
 Austin Hospital - Report and Statement of Accounts for the year 1989-90.  
 Birregurra and District Community Hospital - Report and Statement of Accounts for the year 1989-90.  
 Building Societies Council - Report for the year 1989-90 together with a letter from the Treasurer with an explanation for the delay of the Report.  
 Eildon and District Community Hospital - Report and Statement of Accounts for the year 1989-90.

- Gippsland Base Hospital - Report and Statement of Accounts for the year 1989-90.
- Hamilton Base Hospital - Report and Statement of Accounts for the year 1989-90.
- Korumburra District Hospital - Report and Statement of Accounts for the year 1989-90.
- Law Reform Commission -  
 Report No. 34 on Mental Malfunction and Criminal Responsibility.  
 Report No. 36 on the Review of the Equal Opportunity Act.
- Mercy Maternity Hospital - Report and Statement of Accounts for the year 1989-90.
- Mount Eliza Centre - Report and Statement of Accounts for the year 1989-90.
- Public Advocate - Report of the Office for the year 1989-90.
- Radiation Advisory Committee - Report for the year ended 30 September 1990.
- Royal Women's Hospital - Report and Statement of Accounts for the year 1989-90.
- Shelley Memorial Hospital, Bunyip - Report and Statement of Accounts for the year 1989-90.
- Statutory Rules under the following Acts:  
 Building Control Act 1981 - S.R. Nos. 345, 346.  
 Fisheries Act 1968 - S.R. No. 335.
- Victorian Institute of Forensic Pathology - Report for the year 1989-90.
- Willaura and District Hospital - Report and Statement of Accounts for the year 1989-90.
- Woorayl District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- 11 **RESIDENTIAL LAND** - Motion made and question proposed - That this House condemns the Minister for Planning and Urban Growth for failing to ensure that there is an adequate supply of land suitable for residential development with the result that the cost of residential land for first home buyers and families has increased to a point where many cannot afford to buy or build their own home (*Mr John*) - and, after debate -  
*General Business having been interrupted at 2.00 p.m.  
 pursuant to Sessional Orders.*
- 12 **ROAD SAFETY (CERTIFICATES) 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 a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 13 **DENTISTS (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 a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 14 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 3 to 9 inclusive, be postponed until later this day.

- 15 **CHIROPRACTORS AND OSTEOPATHS (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 a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 16 **HEALTH (RADIOGRAPHERS) 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 a third time.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 17 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 12, be postponed until later this day.
- 18 **MINERAL RESOURCES DEVELOPMENT BILL (No. 2)** - Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and agreed to by the House, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 19 **CHILDREN AND YOUNG PERSONS (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 20 **TEACHING 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, by leave, read a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 21 **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.
- 22 **SHOP TRADING (BUTCHER'S SHOP) 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 a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council 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:  
Corporations (Victoria) Bill  
Superannuation Acts (Miscellaneous Amendments) Bill.

- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Collingwood (Victoria Park) Land Bill with an amendment.  
And the said amendment was read a second time and agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Transport (Anti-Graffiti) Bill with amendments.  
And the said amendments were read a second time and agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 26 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at Two o'clock (*Mr Roper*) - put and agreed to.
- 27 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 28 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at fifty-six minutes past Six o'clock, adjourned until tomorrow at Two o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 129 - Friday, 30 November 1990

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Stamps (Accommodation Business) Bill** - Seeking that the Stamps (Accommodation Business) Bill be withdrawn, bearing 173 signatures (*by Mr McNamara*).
- Education Support Services** - Seeking that there be no Government cuts to the Ministry of Education budget and that education support services be maintained at their present level, bearing 169 signatures (*by Mr Wallace*).
- Remedial Physical Education Service** - Seeking that the Remedial Physical Education Service within the Ministry of Education be re-established in order to continue the education to children with disabilities and problems in schooling due to poor motor co-ordination, bearing 281 signatures (*by Mr Sercombe*).

**Visiting Teacher Services** - Seeking that the cuts and changes to Visiting Teacher services, proposed by the Ministry of Education, be stopped and that direct services by visiting teachers be maintained to physically disabled children, bearing 178 signatures (*by Mrs Hirsh*).

**Citizen Advocacy Program Funding** - Seeking that the availability of funding for all citizen advocacy programs in Victoria be restored to its former level, bearing 375 signatures (*by Mrs Hirsh*).

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 Clerk:

Adult Parole Board - Report for the year 1989-90.

Capital Works Authority - Report for the year 1989-90.

Ethnic Affairs Commission - Report for the year 1989-90.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - No. R95.

Altona Planning Scheme - No. L10.

Ballaarat (City) Planning Scheme - No. L15.

Ballarat (Shire) Planning Scheme - No. L7.

Benalla (Shire) Planning Scheme - No. L2.

Berwick Planning Scheme - No. L31.

Bungaree Planning Scheme - No. L4.

Cranbourne Planning Scheme - Nos. L37, L50.

Doncaster and Templestowe Planning Scheme - No. L32.

Eltham Planning Scheme - No. L8 Part 1.

Essendon Planning Scheme - No. R25 Parts 1 and 2.

Footscray Planning Scheme - No. L14.

Geelong Regional Planning Scheme - No. R40 Part 2.

Kilmore Planning Scheme - No. L30.

Marong Planning Scheme - No. L24.

Pakenham Planning Scheme - No. L40.

Shire of Sherbrooke Planning Scheme - No. L19.

Warragul Planning Scheme - No. L16.

Werribee Planning Scheme - No. L20.

Water Act 1989 - Notification by the Minister for Conservation and Environment of the reasons for deciding to make an Order under the Act, to constitute a new Authority to take over the whole of the property, rights, liabilities, obligations, powers and functions of the Broadford Water Board.

**5 MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Forests (Timber Harvesting) Bill without amendment.

**6 MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Building Societies (Prudential Standards) Bill (No. 2) with amendments.

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

**7 MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the law relating to sexual offences and for that purpose to amend the 'Crimes Act 1958', the 'Evidence Act 1958', the 'Summary Offences Act 1966', the 'Magistrates' Court Act 1989', the 'County Court Act 1958', the 'Supreme Court Act 1986' and the 'Judicial Proceedings Reports Act 1958' and for other purposes".



- 8 **CRIMES (SEXUAL OFFENCES) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend section 27 of the 'Freedom of Information Act 1982' and for other purposes*".
- 10 **FREEDOM OF INFORMATION (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Legislative Assembly that they have agreed to the following resolution -  
 That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed  
 with which they desire the concurrence of the Legislative Assembly.  
 Ordered - That the Message be taken into consideration later this day.
- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Legislative Assembly that they have agreed to the following resolution -  
 That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed  
 with which they desire the concurrence of the Legislative Assembly.  
 Ordered - That the Message be taken into consideration later this day.
- 13 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Architects Bill.
- 14 **PETROLEUM (SUBMERGED LANDS) (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, by leave, read a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 15 **STATE INSURANCE OFFICE (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.
- 16 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the State Insurance Office (Amendment) Bill.
- 17 **STATE INSURANCE OFFICE (AMENDMENT) BILL** - Considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 18 **LIQUOR CONTROL (PACKAGED LIQUOR LICENCES) 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 a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 19 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL (No. 2)** - Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time and, after debate, agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 20 **FREEDOM OF INFORMATION (AMENDMENT) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 21 **MARTIAL ARTS CONTROL (AMENDMENT) 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 a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Environment Protection (Fees and Penalties) Bill and on consideration of the Bill in Committee suggesting amendments and acquainting the Assembly that they have made amendments in the Bill.
- And the amendments made by the Legislative Council were read a second time and agreed to by the House.
- On the motion of Mr Roper - Suggested amendments made.
- Ordered - That a Message be sent to the Legislative Council acquainting them accordingly.
- 23 **BUILDING SOCIETIES (PRUDENTIAL STANDARDS) BILL (No. 2) - CLERK OF PARLIAMENTS CORRECTION** - Mr Speaker announced that he had received a communication from the Clerk of the Parliaments in conformity with Joint Standing Order No. 21, reporting that a clerical error had been discovered in this Bill.
- On the motion of Mr Roper, the House agreed that the error be amended by omitting the word "of" in clause 6, page 33, line 23 and inserting the word "or" in its stead.
- Ordered - That the communication from the Clerk of the Parliaments be transmitted to the Legislative Council with a message requesting their concurrence in the correction of the error.
- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Victorian Debt Retirement Fund Bill with amendments.
- And the said amendments were read a second time and, after debate, agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 25 **MURRAY-DARLING BASIN (AMENDMENT) 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 a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 26 **ALPINE RESORTS REGULATIONS - DISALLOWANCE OF** - Order read for consideration of the Message of the Legislative Council.  
 Motion made and question - That the Alpine Resorts (Leasing) (Amendment) Regulations 1990 (S.R. No. 104/1990) be disallowed (*Mr Perton*) - put, after debate, and agreed to.  
 Ordered - That a Message be sent to the Legislative Council acquainting them accordingly.
- 27 **CONSERVATION REGULATIONS - DISALLOWANCE OF** - Order read for consideration of the Message of the Legislative Council.  
 Motion made and question - That the Conservation, Forests and Lands (Contracts) Regulations 1990 (S.R. No. 183/1990) be disallowed (*Mr Perton*) - put, after debate, and negatived.  
 Ordered - That a Message be sent to the Legislative Council acquainting them accordingly.
- 28 **ARCHITECTS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Friday, 1 March 1991.
- 29 **CORRECTIONS (REMISSIONS) 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 Smith, Glen Waverley*) - put and agreed to.  
 Ordered - That the debate be adjourned until Friday, 1 March 1991.
- 30 **LOTTERIES GAMING AND BETTING (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 Pescott*) - put and agreed to.  
 Ordered - That the debate be adjourned until Friday, 1 March 1991.
- 31 **PUBLIC DRUNKENNESS (DECRIMINALISATION) 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 Pescott*) - put and agreed to.  
 Ordered - That the debate be adjourned until Friday, 1 March 1991.
- 32 **INDUSTRIAL RELATIONS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
 Ordered - That the debate be adjourned until Friday, 1 March 1991.

- 33 **PUBLIC RECORDS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
- Motion made and question - That the debate be now adjourned (*Mr Perton*) - put and agreed to.
- Ordered - That the debate be adjourned until Friday, 1 March 1991.
- 34 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the State Bank (Succession of Commonwealth Bank) Bill with amendments.
- And the said amendments were read a second time and, after debate, agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 35 **MARGARINE (REPEAL) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time and, after debate, agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 36 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Victorian Development Fund - Report and Statement of Accounts for the year 1989-90
- Victorian Relief Committee - Report for the year 1989-90.
- 37 **SITTING OF THE HOUSE** - 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 in writing to each member of the House (*Mr Roper*) - put and agreed to.
- 38 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put, after debate, and agreed to.
- 39 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at eighteen minutes past Eleven o'clock, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 130, 131 and 132

## No. 130 - Tuesday, 12 March 1991

- 1 The House met pursuant to the terms of the resolution of 30 November last, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **MINISTERIAL STATEMENT - MELBOURNE** - Ms Kirner made a Ministerial Statement relating to Melbourne.  
 Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Ms Kirner*).  
 Motion made and question - That the debate be now adjourned (*Mr Brown*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until later this day.
- 4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Very Fast Train Proposal** - Seeking that an inquiry be initiated into the Very Fast Train proposal under the *Environment Protection (Impact of Proposals) Act 1974*, bearing 22 signatures (*by Dr Vaughan*).
  - Penalties for Serious Sexual Offences** - Seeking that the law be amended to ensure that penalties for serious sexual offences fit the crimes, bearing 554 signatures (*by Dr Wells*).
  - New Housing in Kangerong Valley** - Seeking that any proposed new housing in the Kangerong Valley extending eastwards beyond its current boundary be disallowed and that legislation be enacted to protect the Valley for all time, bearing 30 signatures (*by Dr Wells*).
  - Safety Beach - Proposed Inland Marina** - Seeking that the Government take action to stop the development of the proposed inland marina at Safety Beach by preventing the rezoning of the land in the immediate area of Tassell's Creek and surrounding valley, bearing 161 signatures (*by Dr Wells*).
  - Foreshore Land in Flinders** - Seeking that the planning scheme covering the foreshore land from Safety Beach to Dromana, north (on the seaward side) of the Esplanade and from Dromana to Sorrento, north (on the seaward side) of Nepean Highway in the Shire of Flinders be amended to "Recreational, not for commercial or higher density housing development", bearing 22 signatures (*by Dr Wells*).
  - Citizen Directed Taxation** - Seeking that legislation be enacted to provide for Citizen Directed Taxation which would allow citizens of Victoria to determine how a proportion of taxation revenues are spent, bearing 2 signatures (*by Mr Plowman*).

**"Yarraloch", Killara Road, Gruyere** - Seeking that no subdivision of "Yarraloch", Killara Road, Gruyere be permitted and that its educative role be allowed to continue, bearing 611 signatures (*by Mr Plowman*).

**Native Forests in Victoria** - Seeking that the clearfelling of native forests in Victoria cease immediately, bearing 603 and 1046 signatures respectively (*by Mr Shell and Mr Dickinson*).

**Remedial Physical Education Service** - Seeking that the Remedial Physical Education Service within the Ministry of Education be re-established in order to continue the education to children with disabilities and problems in schooling due to poor motor co-ordination, bearing 40 signatures (*by Mr Smith, Glen Waverley*).

**Reconstruction of the Keilor Primary School** - Seeking that the Minister for Education approve the reconstruction of the Keilor Primary School under the fire reinstatement programme, bearing 1565 signatures (*by Mr Seitz*).

**Travel Assistance Programme** - Seeking that legislation be enacted to reinstate a Travel Assistance Programme to meet the particular needs of people with psychiatric disabilities, bearing 20 signatures (*by Mr Sercombe*).

**Crown Land Rental** - Seeking that any proposal to levy rents on community organisations occupying crown land be rejected, bearing 53 signatures (*by Mr Smith, Polwarth*).

Severally ordered to lie on the Table.

5 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 82 and 83 of 1990 and 84 and 85 of 1991 (*Ms Kirner*) - put and agreed to.

6 **PAPERS** - Ms Kirner presented:

Administrative Arrangements Orders - Nos. 82 and 83 of 1990 and 84 and 85 of 1991 - Return to the foregoing Order.

Severally ordered to lie on the Table.

7 **VICTORIAN FAMILY AND CHILDREN'S SERVICES COUNCIL** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Victorian Family and Children's Services Council for the period ending 30 June 1990 (*Mrs Setches*) - put and agreed to.

8 **PAPER** - Mrs Setches presented:

Victorian Family and Children's Services Council - Report for the period ending 30 June 1990 - Return to the foregoing Order.

Ordered to lie on the Table.

9 **OVERSEAS PROJECTS CORPORATION OF VICTORIA LIMITED AND AMRAD CORPORATION LIMITED** - Motion made, by leave, and question - That there be presented to this House a copy of the Reports of the Overseas Projects Corporation of Victoria Limited and Amrad Corporation Limited for the year 1989-90 (*Mr Sheehan, Northcote*) - put and agreed to.

10 **PAPERS** - Mr Sheehan (*Northcote*) presented:

Overseas Projects Corporation of Victoria Limited and Amrad Corporation Limited - Reports for the year 1989-90 - Return to the foregoing Order.

Severally ordered to lie on the Table.

- 11 **PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report and Financial Statements of the Portland Smelter Unit Trust and Aluminium Smelters of Victoria Pty Ltd for the year 1989-90 (*Mr Sheehan, Northcote*) - put and agreed to.
- 12 **PAPER** - Mr Sheehan (*Northcote*) presented:  
Portland Smelter Unit Trust and Aluminium Smelters of Victoria Pty Ltd - Report and Financial Statements for the year 1989-90 - Return to the foregoing Order.  
Ordered to lie on the Table.
- 13 **STRATEGIC MANAGEMENT REVIEW OF PARLIAMENT OF VICTORIA** - Motion made, by leave, and question - That there be presented to this House a copy of the Report on the Strategic Management Review of the Parliament of Victoria, February 1991 (*Mr Norris*) - put and agreed to.
- 14 **PAPER** - Mr Norris presented:  
Strategic Management Review of the Parliament of Victoria, February 1991 - Return to the foregoing Order.  
Ordered to lie on the Table and to be printed.
- 15 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up the Twentieth Report from the Legal and Constitutional Committee upon Subordinate Legislation; together with an Appendix and an Extract from the Proceedings of the Committee.  
Ordered to lie on the Table and to be printed.
- 16 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Thomson brought up a Report from the Legal and Constitutional Committee upon the Law Relating to Stolen Goods (Livestock); together with Appendices and Minutes of Evidence.  
Ordered to lie on the Table and the Report and Appendices to be printed.
- 17 **PAPERS** -  
Mr Speaker presented:  
BLF (De-recognition) Act 1985 - Thirteenth and Fourteenth Reports of the Custodian.  
Severally ordered to lie on the Table and to be printed.  
Mr Speaker presented:  
Accident Compensation Act 1985 - Quarterly Reports for December 1990 together with a communication from the Minister for Labour explaining the reason for the delay in presentation:  
Accident Compensation Commission.  
Accident Compensation Tribunal.  
Medical Panels.  
WorkCare Appeals Board.  
Victorian Accident Rehabilitation Council.  
Severally 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:  
Alfred Group of Hospitals - Report and Statement of Accounts for the year 1989-90.  
Alpine Resorts Commission - Report for the year ended 31 October 1989.

- Altona District Hospital - Report and Statement of Accounts for the year 1989-90.
- Bacchus Marsh and District War Memorial Hospital - Report for the year 1989-90.
- Ballarat Base Hospital - Report and Statement of Accounts for the year 1989-90.
- Ballarat University College - Report for the year 1989.
- Benalla and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Camperdown District Hospital - Report and Statement of Accounts for the year 1989-90.
- Central Gippsland Hospital - Report and Statement of Accounts for the year 1989-90.
- Citrus Fruit Marketing Board - Final Report and Statement of Accounts for the period 1 January to 30 June 1990.
- Constitution Act Amendment Act 1958 - Statement of a Function conferred on the Electoral Commissioner, 5 December 1990.
- Corryong District Hospital - Report and Statement of Accounts for the year 1989-90.
- East Gippsland Centre For Rehabilitation and Extended Care - Report and Statement of Accounts for the year 1989-90.
- Echuca District Hospital Inc. - Report and Statement of Accounts for the year 1989-90.
- Frankston Hospital - Report and Statement of Accounts for the year 1989-90.
- Gas and Fuel Corporation Superannuation Board - Report for the year 1989-90.
- Geelong and District Water Board - Report and Statement of Accounts for the year 1989-90.
- Glenview Community Care - Report and Statement of Accounts for the year 1989-90.
- Greyhound Racing Control Board - Report for the year ended 31 July 1990.
- Hampton Rehabilitation Hospital - Report and Statement of Accounts for the year 1989-90.
- Harness Racing Board - Report for the year ended 31 July 1990.
- Heywood and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Institute of Catholic Education - Report for the year 1989.
- Koroit and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- La Trobe University Council - Report for the year 1989; together with Statutes approved by the Governor in Council during the year 1989.
- Lismore and District Hospital - Report and Statement of Accounts for the year 1989-90.
- Macarthur and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Manangatang and District Hospital - Report and Statement of Accounts for the year 1989-90.
- Mansfield District Hospital and Bentley Nursing Home - Report and Statement of Accounts for the year 1989-90.



- Melbourne and Metropolitan Board of Works Employees' Superannuation Scheme - Report for the year 1989-90.
- Mildura Base Hospital - Report and Statement of Accounts for the year 1989-90.
- Monash University Council - Report for the year 1988; together with Statutes approved by the Governor in Council during the year 1988.
- Numurkah and District War Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Ovens District Hospital, Beechworth - Report and Statement of Accounts for the year 1989-90.
- Ovens and Murray Hospital for the Aged - Beechworth - Report and Statement of Accounts for the year 1989-90.
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
- All Planning Schemes - No. S5.
  - Alexandra Planning Scheme - Nos. L14, L15.
  - Altona Planning Scheme - Nos. L13, L14.
  - Bacchus Marsh Planning Scheme - No. L21 Part 1A.
  - Bairnsdale (Shire) Planning Scheme - Nos. L15, L17, L19, L25, L27.
  - Bairnsdale (Town) Planning Scheme - No. L21.
  - Ballan Planning Scheme - No. L2.
  - Ballaarat (City) Planning Scheme - No. L17.
  - Ballaarat (Shire) Planning Scheme - No. L12.
  - Bendigo Planning Scheme - No. L10.
  - Berwick Planning Scheme - Nos. L13, L23, L24 Part 1, L25, L29 Part 1A, R47.
  - Box Hill Planning Scheme - No. L9.
  - Brighton Planning Scheme - No. L14.
  - Broadmeadows Planning Scheme - No. L19.
  - Bulla Planning Scheme - Nos. L10, L32, L34.
  - Bungaree Planning Scheme - No. L8.
  - Buninyong Planning Scheme - No. L27.
  - Camberwell Planning Scheme - Nos. L12, L15, L17, RL10 Part 2, RL76 Part 1.
  - Castlemaine Planning Scheme - No. L1.
  - Chelsea Planning Scheme - No. L2.
  - Chiltern Planning Scheme - No. L6.
  - Collingwood Planning Scheme - Nos. L2, L4, L7, RL10 Part 3.
  - Cranbourne Planning Scheme - Nos. L34, L43.
  - Croydon Planning Scheme - Nos. L5, L13, L15, L17, L20, L26, L31, L33.
  - Dandenong Planning Scheme - No. L10.
  - Deakin Planning Scheme - No. L11.
  - Dimboola Planning Scheme - No. L1 Part 2.
  - Doncaster and Templestowe Planning Scheme - Nos. 27 Part 3, L10, L21, L22, L25 Part 1, RL10 Part 7, RL76 Part 2.
  - Dunmunkle Planning Scheme - No. L6 Part 2.
  - Eaglehawk Planning Scheme - No. L7.
  - Eltham Planning Scheme - Nos. L6 Part 3, L11, L13.
  - Essendon Planning Scheme - Nos. L20, RL10 Part 1.
  - Euroa Planning Scheme - No. L11.
  - Fitzroy Planning Scheme - Nos. L7, L8, L9.
  - Flinders Planning Scheme - No. L17.
  - Footscray Planning Scheme - Nos. L12, RL10 Part 1.
  - Frankston Planning Scheme - Nos. L14, L28.
  - Geelong Regional Planning Scheme - Nos. R18 Parts 2A and 2B, R26 Part 1B, R53 Part 1A, R54 Part 2, R60, RL38 Part 2, RL57 Part 1, RL62 Part 1.
  - Hampden Planning Scheme - No. L5.

- Hastings Planning Scheme - Nos. L31, L35 Part 1.  
 Hawthorn Planning Scheme - Nos. L12, RL10 Part 1.  
 Healesville Planning Scheme - Nos. L10 Part 1, L15.  
 Heidelberg Planning Scheme - Nos. L15, RL10 Part 4, RL76 Part 3.  
 Heywood Planning Scheme - No. L8.  
 Horsham Planning Scheme - Nos. L18 Part 2, L19, L27, L30.  
 Keilor Planning Scheme - Nos. L7, L13, L20, L21, RL10 Part 1.  
 Kew Planning Scheme - Nos. L11, RL10 Part 5, RL97.  
 Kilmore Planning Scheme - Nos. L37, L38.  
 Knox Planning Scheme - Nos. L18 Part 2, L25.  
 Korumburra Planning Scheme - Nos. L18, L25, L27.  
 Kyneton Planning Scheme - No. L1.  
 Lillydale Planning Scheme - Nos. L61, L64, L69, L76, L82.  
 Malvern Planning Scheme - Nos. L4 Parts 1 and 2, L12, RL10 Part 1.  
 Marong Planning Scheme - No. L17.  
 Melbourne Planning Scheme - Nos. L23, L62, L63, RL10 Part 1.  
 Melton Planning Scheme - No. L10.  
 Metropolitan Region Planning Schemes - No. R94.  
 Mildura (Shire) Planning Scheme - No. L20.  
 Mirboo Planning Scheme - No. L7.  
 Moorabbin Planning Scheme - Nos. L6, L7.  
 Mordialloc Planning Scheme - No. L3.  
 Mornington Planning Scheme - Nos. L18, L29.  
 Myrtleford Planning Scheme - No. L20.  
 Narracan Planning Scheme - Nos. L12, L14 Part A.  
 Newham and Woodend Planning Scheme - No. L16.  
 Northcote Planning Scheme - Nos. L10, RL10 Part 6.  
 Nunawading Planning Scheme - Nos. L3 Parts 1 and 2A, L9, L11.  
 Oakleigh Planning Scheme - Nos. L13, L15.  
 Omeo Planning Scheme - No. L4.  
 Orbost Planning Scheme - No. L14.  
 Otway Planning Scheme - Nos. L5, L6.  
 Oxley Planning Scheme - No. L4.  
 Pakenham Planning Scheme - Nos. L26, L37.  
 Phillip Island Planning Scheme - No. L25.  
 Port Melbourne Planning Scheme - No. L8.  
 Port of Melbourne Planning Scheme - Nos. L4, RL10 Part 1.  
 Prahran Planning Scheme - No. RL10 Part 1.  
 Preston Planning Scheme - No. L19.  
 Richmond Planning Scheme - No. RL10 Part 1.  
 Ringwood Planning Scheme - No. L16.  
 Rosedale Planning Scheme - No. L26.  
 Sale Planning Scheme - No. L9.  
 Seymour Planning Scheme - No. L24.  
 Shepparton (City) Planning Scheme - Nos. L28, L29, L31, L33.  
 Sherbrooke Planning Scheme - Nos. L26, L35, L37, L40, L41.  
 South Melbourne Planning Scheme - Nos. L20, L28, L29.  
 Springvale Planning Scheme - Nos. L11, L26.  
 St Kilda Planning Scheme - No. L9.  
 Sunshine Planning Scheme - Nos. L10 Part 2, L16, L17, L18, L24, RL10  
 Part 1.  
 Tambo Planning Scheme - No. L40.  
 Upper Yarra Planning Scheme - No. L18.  
 Violet Town Planning Scheme - No. L1 Part 1.  
 Wangaratta (Shire) Planning Scheme - Nos. L2, L4.  
 Warragul Planning Scheme - No. L7.  
 Waverley Planning Scheme - No. L4.  
 Werribee Planning Scheme - Nos. L4, L9, L10, L14 Part 1, L26, L27.

- Whittlesea Planning Scheme - Nos. L12 Part 2, L13, L24 Part 1, L25, L31, L32, L37.  
Wimmera Planning Scheme - No. L3.  
Wodonga Development Areas Planning Scheme - No. L11.  
Wodonga Planning Scheme - No. L14.  
Wonthaggi Planning Scheme - No. L1.  
Woorayl Planning Scheme - Nos. L17, L23.  
Yackandandah Planning Scheme - No. L2.
- Police Regulation Act 1958 -  
Determination Nos. 531 and 532 of the Police Service Board.  
Determination No. 26 of the Police Service Board for Protective Services Officers.
- Portland and District Hospital - Report and Statement of Accounts for the year 1989-90.  
Queen Elizabeth Centre - Report and Statement of Accounts for the year 1989-90.  
Ripon Peace Memorial Hospital Beaufort - Report and Statement of Accounts for the year 1989-90.  
Robinvale and District Hospital and Nursing Home - Report and Statement of Accounts for the year 1989-90.  
Royal Children's Hospital - Report and Statement of Accounts for the year 1989-90.  
Rural Finance Act 1988 - Direction by the Treasurer to the Rural Finance Corporation to establish, operate and administer a scheme of assistance for persons affected by bushfires on 27 and 28 December 1990.  
Seymour District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.  
Skipton and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Statutory Rules under the following Acts:  
Alpine Resorts Act 1983 - S.R. No. 23/1991.  
Architects Act 1958 - S.R. No. 359/1990.  
Associations Incorporations Act 1981 - S.R. No. 410/1990.  
Boilers and Pressure Vessels Act 1970 - S.R. Nos. 430, 431/1990.  
Building Control Act 1981 -  
S.R. No. 383/1990 together with a copy of Australian Standard 1903 and 1904-1976 Reflective Foil Laminate (as amended) as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;  
S.R. Nos. 6, 7/1991.  
S.R. No. 26/1991 together with the following documents as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule:  
Building Code of Australia 1990 (as amended);  
**Australian Standards**  
1038 Methods for the analysis and testing of coal and coke.  
Part 15 - Fusibility of coal ash and coke ash. (1972)  
1170 Minimum design loads on structures (SAA Loading Code).  
1170.1 Part 1 - Dead and live loads and load combinations. (1989)  
1170.2 Part 2 - Wind loads. (1989)  
1170.3 Part 3 - Snow loads. (1990)

- 1191 Acoustics - Method for laboratory measurement of airborne sound transmission loss of building partitions. (1985)
- 1200 Boilers and pressure vessels (SAA Boiler Code). (1988)
- 1221 Fire hose reels. (1989)
- 1250 The use of steel in structures (SAA Steel Structures Code) (as amended). (1981)
- 1276 Methods for determination of Sound Transmission Class and Noise Isolation Class of building partitions. (1979)
- 1349 Bourdon tube pressure and vacuum gauges. (1986)
- 1428.1 Design for access and mobility  
Part 1 - General Requirements for Access - Buildings (as amended). (1988)
- 1529 Installation of household-type hot water supply systems. (Metric units) (1974)
- 1530 Methods for fire tests on building materials components and structures  
Part 1 - Combustibility test for materials. (1976)
- 1530.1 Part 1 - Combustibility test for materials. (1984)
- 1530 Part 2 - Test for flammability of materials. Metric Units. (1973)
- 1530.3 Test for Early Fire Hazard Properties of Materials. (1982)
- 1530.3 Part 3 - Simultaneous determination of ignitability, flame propagation, heat release and smoke release. (1989)
- 1530 Part 4 - Fire-resistance test of Structures. (1975)
- 1530.4 Part 4 - Fire Resistance Test of Elements of Building Construction. (1985)
- 1530.4 Part 4 - Fire-resistance Tests of Elements of Building Construction. (1990)
- 1538 Rules for the use of cold-formed steel in structures (SAA Cold-formed Steel Structures Code). (1974)
- 1562 Design and installation of metal roofing. (1980)
- 1603.4 Automatic Fire Detection and Alarm Systems  
Part 4 - Control and indicating equipment (as amended). (1987)
- 1603.6 Part 6 - Fire Alarm Bells. (1987)
- 1639 The design and installation of corrugated fibre-reinforced cement roofing and wall cladding. (1990)
- 1657 Fixed platforms, walkways, stairways and ladders - Design, construction and installation (SAA Code for Fixed Platforms, Walkways, Stairways and Ladders). (1985)
- 1664 Rules for the use of aluminium in structures (SAA Aluminium Structures Code). (1979)
- 1668 Rules for the use of mechanical ventilation and air-conditioning in buildings (SAA Mechanical Ventilation and Air-conditioning Code).  
Part 1 - Fire precautions in buildings with air-handling systems (as amended). (1979)
- 1668 Part 2 - Ventilation requirements. (1980)
- 1670 Automatic fire detection and alarm systems - system design, installation and commissioning (as amended). (1986)
- 1682 Fire dampers. (1979)
- 1684 Construction in timber framing (SAA Timber Framing Code). (1979)
- 1691 Domestic Oil-fired Appliances - Installation. (1985)

- 1694 Physical barriers used in the protection of buildings against subterranean termites (Metric Units). (1974)  
Timber structures (SAA Timber Structures Code).
- 1720.1 Part 1 - Design methods. (1988)
- 1720.4 Part 4 - Fire resistance of structural timber members. (1990)  
Lifts, escalators and moving walks (SAA Lift Code).
- 1735.2 Part 2 - Passenger and goods lifts - Electric. (1986)
- 1735.11 Part 11 - Fire-rated landing doors. (1986)
- 1735.12 Part 12 - Facilities for persons with disabilities. (1986)
- 1736 Code for pliable roof sarking. (1975)
- 1757 Concrete roofing tiles. (1989)
- 1860 Installation of particleboard flooring. (1976)
- 1903 &  
1904 Reflective foil laminate. (1976)  
Components for the protection of openings in fire-resistant walls.
- 1905.1 Part 1 - Fire-resistant doorsets. (1990)
- 1905 Part 2 - Fire-resistant roller shutters. (1984)
- 1926 Fences and gates for private swimming pools (as amended). (1986)
- 2049 Terracotta roofing tiles. (1989)
- 2050 Fixing of roofing tiles. (1989)
- 2057 Protection of buildings from subterranean termites - Chemical treatment of soil for buildings under construction. (1986)
- 2107 Ambient sound levels for areas of occupancy within buildings. (1977)
- 2118 SAA Code for Automatic Fire Sprinkler Systems (as amended). (1982)
- 2121 The design of earthquake resistant buildings (SAA Earthquake Code). (1979)
- 2159 Rules for the design and installation of piling (SAA Piling Code). (1978)
- 2185 &  
2186 Fibrous plaster products. (1978)
- 2220 Emergency warning and intercommunication systems for buildings. (1978)
- 2293.1 Emergency evacuation lighting in buildings.  
Part 1 - Design and installation. (1987)
- 2327 Composite construction in structural steel and concrete (SAA Composite Construction Code).  
Part 1 - Simply Supported Beams. (1980)
- 2376 Plastics building sheets.  
Part 1 - Extruded PVC. (1980)
- 2376 Part 2 - Glass fibre reinforced polyester (GRP). (1981)
- 2419.1 Fire hydrant installations.  
Part 1 - System design, installation and commissioning. (1988)
- 2424 Plastics building sheets - General installation requirements and design of roofing systems. (1981)
- 2427 Smoke/heat release vents. (1983)
- 2428 Methods of testing smoke/heat release vents.
- 2441 Installation of fire hose reels. (1988)
- 2444 Portable fire extinguishers - Selection and location. (1985)
- 2665 Smoke/heat venting systems - Design, installation and commissioning. (1983)

- 2818 Guide to swimming pool safety. (1986)
- 2870.1 Residential slabs and footings. Part 1 - Construction. (1988)
- 2904 Damp-proof courses and flashings. (1986)
- 2908 Cellulose cement products - Corrugated sheets for roofing and cladding. (1987)
- 2918 Domestic solid-fuel burning appliances - Installation. (1987)
- 3600 Concrete Structures. (1988)
- 3666 Air-handling and water systems of buildings - Microbial control. (1989)
- 3700 Masonry in Buildings (SAA Masonry Code). (1988)
- Australian Institute of Steel Construction  
Guidelines for assessment of fire resistance of structural steel members.
- American Society for Testing and Materials  
Designation E72-80 Standard methods of conducting strength tests of panels for building construction.
- Designation E695-79 Standard method of measuring relative resistance of wall, floor and roof construction to impact loading. (1985)
- CSIRO - Division of Building Research  
Special Report - Low Rise Domestic and Similar Framed Structures.  
Part 4 - Supplementary Domestic Buildings for Built-Up Areas.  
Bulletin 5 - Earth-wall Construction 4th edition - 1987, National Building Technology Centre.
- Australian Standards**
- 2458 Hardboard (as amended). (1982)
- 3786 Self contained smoke alarms. (1990)
- 2701 Methods of sampling and testing mortar for masonry construction.  
Part 2 - Methods of sampling. (1984)
- 2701.10 Part 10 - Methods for chemical analysis of mortars (as amended). (1984)
- Timber Framing Manual - Victoria  
Timber Promotion Council 1980.
- Timber Frame Construction in High Wind Areas - Victoria  
Timber Promotion Council 1981.
- Timber Framing Manual - Victoria  
Supplementary Tables - Timber Promotion Council 1988.
- Australian Standards**
- 1288 Part 1 to Part 3 - Rules for installation of glass in buildings (SAA Glass Installation Code). (1979)
- 30 Fire Tests on Building Materials and Structures. Part 3 - Tests for Early Fire Hazard Properties of Materials. (1970)

Building Control Act 1981 (Continued) - S.R. No. 30/1991.

Business Names Act 1962 - S.R. No. 411/1990.

Children and Young Persons Act 1989 - S.R. No. 9/1991.

Chiropractors and Osteopaths Act 1978 - S.R. No. 423/1990.

Conservation, Forests and Lands Act 1987 - S.R. No. 415/1990.

Construction Industry Long Service Leave Act 1983 - S.R. No. 20/1991.

- Consumer Affairs Act 1972 - S.R. No. 356/1990 together with a copy of Parts 4 and 7 of the Public Service Determination 1985 (as amended) as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.
- Control of Weapons Act 1990 - S.R. No. 428/1990.
- Corporations (Victoria) Act 1990 - S.R. No. 413/1990.
- Country Fire Authority Act 1958 - S.R. Nos. 385, 387/1990; 27/1991.
- County Court Act 1958 -  
S.R. No. 340/1990 together with a copy of Public Service Determination Nos. 4.1 to 4.5 and Tables 2 and 5 in Appendix E as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.
- S.R. Nos. 406, 407, 427/1990.
- Court Security Act 1980 - S.R. Nos. 350/1990; 10/1991.
- Dairy Industry Act 1984 - S.R. No. 349/1990.
- Dangerous Goods Act 1985 - S.R. Nos. 376, 377, 378/1990.
- Dental Technicians Act 1972 - S.R. No. 13/1991.
- Dentists Act 1972 - S.R. No. 368/1990.
- Dietitians Act 1981 - S.R. No. 425/1990.
- Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 366/1990.
- Evidence Act 1958 - S.R. Nos. 351, 403, 409/1990.
- Extractive Industries Act 1966 - S.R. No. 371/1990.
- Fisheries Act 1968 - S.R. Nos. 362, 415/1990.
- Flora and Fauna Guarantee Act 1988 - S.R. No. 5/1991.
- Fruit and Vegetables Act 1958 - S.R. No. 401/1990.
- Health Act 1958 - S.R. Nos. 421, 422/1990; 8, 33/1991.
- Health Services Act 1988 - S.R. Nos. 365/1990; 14, 15, 22/1991.
- Historic Buildings Act 1981 - S.R. No. 384/1990.
- House Contracts Guarantee Act 1987 - S.R. No. 417/1990.
- Industrial Relations Act 1979 - S.R. No. 382/1990 together with a copy of Public Service Determinations 1985 No. 24 as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.
- Intellectually Disabled Persons' Services Act 1986 - S.R. No. 412/1990.
- Juries Act 1967 - S.R. Nos. 402, 405/1990.
- Land Act 1958 - S.R. No. 360/1990.
- Land Tax Act 1958 - S.R. No. 399/1990.
- Legal Profession Practice Act 1958 - S.R. No. 441/1990.
- Libraries Act 1988 - S.R. No. 1/1991.
- Lifts and Cranes Act 1967 - S.R. Nos. 379, 380, 432/1990.
- Liquor Control Act 1987 - S.R. No. 416/1990.
- Local Government Act 1989 - S.R. No. 25/1991.
- Lotteries Gaming and Betting Act 1966 - S.R. Nos. 388, 389/1990.
- Magistrates' Court Act 1989 - S.R. Nos. 408, 438/1990; 24/1991.
- Marketing of Primary Products Act 1958 - S.R. No. 348/1990.
- Marial Arts Control Act 1986 - S.R. No. 16/1991.
- Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 370/1990.
- Mental Health Act 1986 - S.R. Nos. 367, 436/1990.
- Metropolitan Fire Brigades Act 1958 - S.R. No. 386/1990; 29/1991.
- Mines Act 1958 - S.R. No. 372/1990.
- Mining Development Act 1958 - S.R. No. 373/1990.
- National Parks Act 1975 - S.R. No. 414/1990.

- Nurses Act 1958 - S.R. Nos. 354, 439/1990.
- Optometrists Registration Act 1958 - S.R. Nos. 256, 440/1990.
- Pathology Services Accreditation Act 1984 - S.R. Nos. 424, 426/1990.
- Petroleum Act 1958 - S.R. No. 374/1990.
- Pharmacists Act 1974 -  
 S.R. No. 363/1990 together with a copy of Public Service Determinations 1985 Parts IV and VII and Appendices A and E as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;
- S.R. No. 364/1990.
- Pipelines Act 1967 - S.R. No. 375/1990.
- Planning and Environment Act 1987 - S.R. No. 369/1990.
- Post-Secondary Education Act 1978 - S.R. Nos. 418, 419, 420/1990; 18/1991.
- Professional Boxing Control Act 1985 - S.R. No. 17/1991.
- Public Service Act 1974 - S.R. No. 429/1990; 21/1991; Public Service Determinations Nos. 33, 35-37, 40, 41/1990; 1-4/1991.
- Racing Act 1958 - S.R. Nos. 358, 390, 391, 392, 393/1990; 2-4/1991.
- Residential Tenancies Act 1980 - S.R. No. 357/1990.
- Road Safety Act 1986 -  
 S.R. No. 353/1990;  
 S.R. No. 394/1990 together with a copy of the Code for the Disabled Persons Parking Scheme pages 3690-3694, Victorian Government Gazette No. 49 of 12 December 1990 as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;
- S.R. Nos. 395/1990;  
 S.R. No. 396/1990 together with a copy of the Notice of Amendment of Standards for Registration concerning speed limiting devices on heavy vehicles, Special Victorian Government Gazette No. 64 of 17 December 1990 as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule;
- S.R. Nos. 397, 398/1990.
- Scaffolding Act 1971 - S.R. Nos. 433, 434, 435/1990.
- State Bank Act 1988 - S.R. No. 347/1990.
- Stock (Artificial Breeding) Act 1962 - S.R. No. 400/1990.
- Supreme Court Act 1986 - S.R. Nos. 355, 404, 405, 413, 437/1990.
- Tobacco Act 1987 - S.R. No. 352/1990.
- Transport Act 1983 - S.R. No. 31/1991.
- Travel Agents Act 1986 - S.R. No. 12/1991.
- Victoria State Emergency Service Act 1987 - S.R. No. 28/1991.
- Water Act 1989 - S.R. No. 11/1991.
- Wildlife Act 1975 - S.R. Nos. 361/1990; 32/1991.
- Youth Affairs Act 1986 - S.R. Nos. 381/1990; 19/1991.
- Swan Hill Pioneer Settlement Authority - Report for the year 1989-90.
- Swinburne Limited - Report and Statement of Accounts for the year 1989.
- Tallangatta Hospital - Report and Statement of Accounts for the year 1989-90.
- Victoria College Report - Report for the year 1989.
- Victorian Fishing Industry Council - Final Report for the period 1 July to 29 November 1989.
- Victorian Tourism Commission Act 1982 - Quantitative Targets of the Victorian Tourism Commission for the financial year 1990-91.



- Wangaratta District Base Hospital - Report and Statement of Accounts for the year 1989-90.
- Warracknabeal District Hospital - Report and Statement of Accounts for the year 1989-90.
- West Gippsland Hospital - Report and Statement of Accounts for the year 1989-90.
- Western Hospital - Report and Statement of Accounts for the year 1989-90.
- Westernport Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Western Metropolitan Market Trust - Report for the year ended 30 September 1990.
- Williamstown Hospital - Report and Statement of Accounts for the year 1989-90.
- Wimmera Base Hospital - Report and Statement of Accounts for the year 1989-90.
- Wodonga District Hospital - Report and Statement of Accounts for the year 1989-90.
- Yea and District Memorial Hospital - Report and Statement of Accounts for the year 1989-90.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

- Agriculture Acts (General Amendment) Act 1989 - Section 24; 28 November 1990 (*Gazette No. G47, 28 November 1990*).
- Building Societies (Prudential Standards) Act 1990 - Sections 2 and 20; 11 December 1990 (*Gazette No. S63, 11 December 1990*).
- Children and Young Persons Act 1989 - Part 1, Division 1 of Part 2, section 18, Division 5 of Part 2, Division 6 of Part 2 (except section 28), section 36, Division 1 of Part 4, Subdivisions 2, 3 and 5 of Division 10 of Part 4, Division 11 of Part 4 (except sections 235, 237, 238, 239, 243, 245, 247 and 248 (2)), section 249 (except paragraphs (b), (c) and (d)), Division 13 of Part 4 (except sections 255, 257, 258 and 260), section 268 (except paragraph (a)), Division 5 of Part 5; Part 6 (except section 281, section 284 (da), (db), (dc), (dd), (de), (df), (dg), (e), (ea), (eb), (ed), (ee), (f), (g), (i), (j), (k), (l), (m) and section 285 (b), (c), (d) and (e)), items 6, 7.1, 7.2, 7.5, 7.6, 7.7, 7.8, 7.9, 7.11, 7.12, 7.14, 7.15, 10, 12.3, 12.4, 12.5, 14 of Schedule 2, all items in Part 1 of Schedule 4 (except items 13, 15, 16, 89 and 92), and item 139 in Part 3 of Schedule 4; 31 January 1991 (*Gazette No. S9, 31 January 1991*).
- Children and Young Persons (Amendment) Act 1990 - Whole Act except section 8(2); 31 January 1991 (*Gazette No. S9, 31 January 1991*).
- Classification of Films and Publications Act 1990 - 30 November 1990 (*Gazette No. S62, 7 December 1990*).
- Collingwood (Victoria Park) Land Act 1990 - 23 January 1991 (*Gazette No. G3, 23 January 1991*).
- Corporations (Victoria) Act - Whole Act (except section 98(2)); 1 January 1991 (*Gazette No. S69, 21 December 1990*).
- Courts (Amendment) Act 1990 - Whole Act (except sections 13 and 14); 1 January 1991 (*Gazette No. G50, 19 December 1990*).
- Credit (Administration) (Amendment) Act 1989 - Sections 4, 6, 7, 8 and 9; 29 April 1991 (*Gazette No. G9, 6 March 1991*).

- Crimes (Blood Samples) Act 1989 - Section 8; 31 January 1991 (*Gazette No. S9, 31 January 1991*).
- Debits Tax Act 1990 - 1 January 1991 (*Gazette No. G50, 19 December 1990*).
- Environment Protection (Fees and Penalties) Act 1990 - 1 January 1991 (*Gazette No. G50, 19 December 1990*).
- Evidence (Amendment) Act 1990 - Sections 8, 9 and 10; 12 December 1990 (*Gazette No. S63, 11 December 1990*).
- Farm Produce Wholesale Act 1990 - 1 February 1991 (*Gazette No. G50, 19 December 1990*).
- Health (General Amendment) Act 1988 - Sections 14 and 15; 1 March 1991 (*Gazette No. G8, 27 February 1991*).
- Health Services Act 1988 - Remaining provisions except Part 6; 1 February 1991 (*Gazette No. S9, 31 January 1991*).
- House Contracts Guarantee (Further Amendment) Act 1990 - 1 January 1991 (*Gazette No. G49, 12 December 1990*).
- Juries (Amendment) Act 1990 - Whole Act (except sections 7-10 and 12); 1 January 1991 (*Gazette No. G50, 19 December 1990*).
- Land (IOOF) Act 1990 - 23 January 1991 (*Gazette No. G3, 23 January 1991*).
- Latrobe University (Bendigo and Wodonga) Act 1990 - 22 January 1991 (*Gazette No. S7, 22 January 1991*).
- Local Government (Consequential Provisions) Act 1989 - Item 64 of Schedule 1; 23 January 1991 (*Gazette No. G3, 23 January 1991*); Item 19 of Schedule 3; 1 March 1991 (*Gazette No. G7, 20 February 1991*).
- Mental Health (General Amendment) Act 1990 - Remaining provisions; 1 January 1991 (*Gazette No. S68, 20 December 1990*).
- Murray-Darling Basin (Amendment) Act 1990 - 1 March 1991 (*Gazette No. G4, 30 January 1991*).
- Road Safety (Amendment) Act 1990 - Section 19; 19 December 1990 (*Gazette No. G50, 19 December 1990*).
- State Bank (Succession of Commonwealth Bank) Act 1990 - 31 December 1990 is the completion date within the meaning of the agreement (*Gazette No. S73, 31 December 1990*).
- Superannuation Acts (Miscellaneous Amendments) Act 1990 - Whole Act (except sections 6, 7, 17 and 18); 19 December 1990 (*Gazette No. G50, 19 December 1990*).
- Transport (Anti-Graffiti) Act 1990 - 6 March 1991 (*Gazette No. G9, 6 March 1991*).
- Victorian Debt Retirement Fund Act 1990 - 20 December 1990 (*Gazette No. G50, 19 December 1990*).
- Vocational Education and Training Act 1990 - Part 3, Part 6 (other than sections 80 to 84), Part 7, sub-sections 95(4) and (6), section 96, Division 2 of Part 9 (other than sub-paragraph 98(3)(f)(ii)), sections 118 and 199 and the Schedule on 1 January 1991; sections 80 to 84 on 1 March 1991; and sections 46 to 71, sub-section 95(2), section 97, Division 3 of Part 9, sections 108 to 117 and section 120 on 1 July 1991 (*Gazette No. S9, 31 January 1991*).

## 18 MESSAGES FROM THE LEGISLATIVE COUNCIL -

- Acquainting the Assembly that they have concurred with the correction of a clerical error reported by the Clerk of the Parliaments in the Building Societies (Prudential Standards) Bill (No. 2).

Agreeing to the Environment Protection (Fees and Penalties) Bill (including the amendments made by the Assembly on the suggestion of the Council) without amendment.

**19 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -** Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 30 November 1990

Road Safety (Certificates) Bill  
Shop Trading (Butcher's Shops) Bill  
Liquor Control (Packaged Liquor Licences) Bill.

On 4 December 1990

Health Services (Conciliation and Review) (Amendment) Bill  
Wildlife (Amendment) Bill (No. 2)  
Westernport (Oil Refinery) Land Bill  
Superannuation Acts (Miscellaneous Amendments) Bill  
Collingwood (Victoria Park) Land Bill  
Dentists (Amendment) Bill  
Chiropractors and Osteopaths (Amendment) Bill  
Health (Radiographers) Bill  
Teaching Service (Amendment) Bill.

On 11 December 1990

Debits Tax Bill  
Public Authorities (Equal Employment Opportunity) Bill  
Corporations (Victoria) Bill  
Transport (Anti-Graffiti) Bill  
Forests (Timber Harvesting) Bill  
Petroleum (Submerged Lands) (Further Amendment) Bill  
Freedom of Information (Amendment) Bill  
Martial Arts Control (Amendment) Bill (No. 2)  
Environment Protection (Fees and Penalties) Bill  
Victorian Debt Retirement Fund Bill  
Murray-Darling Basin (Amendment) Bill (No. 2)  
Margarine (Amendment) Bill  
Building Societies (Prudential Standards) Bill (No. 2).

On 18 December 1990

La Trobe University (Bendigo and Wodonga) Bill  
Mineral Resources Development Bill (No. 2)  
Children and Young Persons (Amendment) Bill  
State Bank (Succession of Commonwealth Bank) Bill.

**20 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR -** Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Public Drunkenness (Decriminalisation) Bill.

**21 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.

**22 FIRE AUTHORITIES (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 a third time.

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

- 23 **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.
- 24 **CORRECTIONS (PRISON MANAGEMENT AND PRISONERS) 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 Roper*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 25 **MINISTERIAL STATEMENT - MELBOURNE** - Order read for resuming debate on question - That this House takes note of the Ministerial Statement; debate resumed.  
 Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 26 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.
- 27 **CORRECTIONS (PRISON MANAGEMENT AND PRISONERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.  
*Business having been interrupted at 11.00 p.m.  
 pursuant to Sessional Orders -*
- 28 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at thirty-nine minutes past Eleven o'clock.

R. K. BOYES  
 Clerk of the Legislative Assembly

KEN. COGHILL  
 Speaker

## No. 131 - Wednesday, 13 March 1991

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Family Planning Services** - Seeking that the Government's proposal to reduce Family Planning Services by 20 percent be discontinued, bearing 3310 signatures (*by Mr Richardson*).
- Funding for School Music Programs** - Seeking that ongoing funding be available for school music programs with proven records of excellence for the benefit of the school children involved and the community generally, bearing 1083 signatures (*by Mrs Wade*).

**Free Bus Service for Country Students** - Seeking that free and comprehensive bus services be provided to schools of choice to meet the needs of country students, bearing 1509 signatures (*by Mr Delzoppo*).

Severally ordered to lie on the Table.

- 4 **VICTORIAN GOVERNMENT MAJOR PROJECTS UNIT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Victorian Government Major Projects Unit for the year 1989-90 (*Mr Kennan*) - put and agreed to.
- 5 **PAPER** - Mr Kennan presented:  
Victorian Government Major Projects Unit - Report for the year 1989-90 - Return to the foregoing Order.  
Ordered to lie on the Table.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:  
Grain Elevators Board - Report for the year ended 30 September 1990.  
MTA Supcrannuation Fund - Report for the year 1989-90.
- 7 **COMMUNITY PROTECTION (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Community Protection Act 1990' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **VICTORIAN RELIEF COMMITTEE (AMENDMENT) BILL** - Ms Kimer obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Victorian Relief Committee 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 **MEDICAL PRACTITIONERS (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Medical Practitioners 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.
- 10 **HEALTH SERVICES (CONCILIATION AND REVIEW) (FURTHER AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Health Services (Conciliation and Review) Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **SENTENCING BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to revise and restate the sentencing powers of courts, to provide sentencing principles to be applied by courts in sentencing offenders, to repeal the 'Penalties and Sentences Act 1985', to vary the penalties that may be imposed in respect of offences under the 'Crimes Act 1958', to make consequential amendments to 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.
- 12 **METUNG LAND BILL** - Mr Crabb obtained leave, with Mr Pope, to bring in a Bill "*to authorise the granting of long-term leases over land near Metung and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 13 **WERRIBEE SOUTH LAND BILL** - Mr Crabb obtained leave, with Mr Pope, to bring in a Bill "*to revoke the reservations of certain lands at Werribee South, to reserve those and other lands for recreation and tourism, to authorise the granting of long-term leases over those reserved lands and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **AUSTRALIAN CATHOLIC UNIVERSITY (VICTORIA) BILL** - Mr Sheehan (*Northcote*), pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Sandon, to bring in a Bill "*relating to the Australian Catholic University and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **ACCIDENT COMPENSATION (AMENDMENT) BILL** - Mr Pope obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Accident Compensation Act 1985' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **EQUIPMENT (PUBLIC SAFETY) BILL** - Mr Pope obtained leave, with Mr Kennan, to bring in a Bill "*to provide for public safety in relation to prescribed equipment and equipment sites and to amend sections 38 and 59 of and Clause 43 of Schedule One to the 'Occupational Health and Safety Act 1985'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **POLLUTION OF WATERS BY OIL AND NOXIOUS SUBSTANCES (AMENDMENT) BILL** - Mr Spyker obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Pollution of Waters by Oil and Noxious Substances Act 1986' and the 'Marine Act 1988', to make further provision for control over pollution from ships, to make a consequential amendment to the 'Magistrates' Court Act 1989', and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **CRIMES (SEXUAL OFFENCES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 20 March instant.
- 19 **CORRECTIONS (PRISON MANAGEMENT AND PRISONERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Bill read a second time 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 with an amendment; as amended, considered, and amendment agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 20 **NATIONAL PARKS (MISCELLANEOUS AMENDMENTS) 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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 21 **WITNESS PROTECTION 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 **LOTTERIES GAMING AND BETTING (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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at twenty-nine minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 132 - Thursday, 14 March 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 247 signatures (*by Mrs Barker*).
- Victorian School for Deaf Children** - Seeking that the Primary and Post Primary programs at The Victorian School for Deaf Children be maintained and adequately resourced so that the school can continue as a school of excellence and be a viable educational option for deaf students in Victoria, bearing 2301 signatures (*by Mrs Ray*).
- 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 Clerk:
- Anne Caudle Centre - Report and Statement of Accounts for the year 1989-90.
- Bright District Hospital - Report and Statement of Accounts for the year 1989-90.
- Casterton Memorial Hospital - Report and Statement of Accounts for the year 1989-90.
- Cobram District Hospital - Report and Statement of Accounts for the year 1989-90.

Eastern Suburbs Geriatric Centre - Report and Statement of Accounts for the year 1989-90.

Hospitals Superannuation Board - Report and Statement of Accounts for the year 1989-90.

Hospitals Superannuation Fund - Report on the Actuarial Investigation of the Fund as at 30 June 1989.

Mount Royal Hospital - Report and Statement of Accounts for the year 1989-90.

Myrtleford District War Memorial Hospital - Report and Statement of Accounts for the year 1989-90.

Port Fairy Hospital - Report and Statement of Accounts for the year 1989-90.

William Angliss Knox and Sherbrooke Community Hospital - Report and Statement of Accounts for the year 1989-90.

Yarrawonga District Hospital - Report and Statement of Accounts for the year 1989-90.

5 **PAY-ROLL TAX (SUPERANNUATION) BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "*to amend section 3 of the 'Pay-roll Tax 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.

6 **INDUSTRIAL RELATIONS (FREEDOM OF ASSOCIATION) BILL** - Mr Gude obtained leave, with Mr Richardson, to bring in a Bill "*to provide for the recognition of individual rights of persons to belong or not to belong to an association and to amend the 'Industrial Relations Act 1979', and for other purposes*"; and the said Bill was read a first time and ordered to be printed.

Motion made and question proposed - That this Bill be read a second time tomorrow (*Mr Gude*) - and, after debate -

Motion, by leave, withdrawn.

Motion made and question - That this Bill be read a second time, by leave, later this day (*Mr Gude*) - put and agreed to.

7 **PREVENTION OF SECONDARY BOYCOTT BILL** - Mr Gude obtained leave, with Mr Maclellan, to bring in a Bill "*to promote industry trade and commerce, to outlaw secondary boycott action, to provide for a right of action for loss or damages should a secondary boycott occur and to amend the 'Trade Unions Act 1958', the 'Industrial Relations Act 1979', and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, after debate, read a second time later this day.

8 **PROMPT PAYMENT OF STATE ACCOUNTS BILL** - Mr Gude obtained leave, with Mr Maclellan, to bring in a Bill "*relating to the payment of commercial accounts payable by the State or by an authority of the State*"; and the said Bill was read a first time, ordered to be printed and, by leave, after debate, read a second time later this day.

9 **COMPULSORY UNIONISM** - Motion made and question proposed - That this House condemns compulsory unionism as is practised in Victoria, especially in the building industry, because it represents a violation of the fundamental right of freedom of association laid down in the United Nations declaration of civil and political rights (*Mr Gude*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*



- 10 **VICTORIAN RELIEF COMMITTEE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).  
 Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 28 March instant.
- 11 **EQUIPMENT (PUBLIC SAFETY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 28 March instant.
- 12 **METUNG LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday week.
- 13 **WERRIBEE SOUTH LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday week.
- 14 **ACCIDENT COMPENSATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Tuesday week.
- 15 **HEALTH SERVICES (CONCILIATION AND REVIEW) (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 28 March instant.
- 16 **COMMUNITY PROTECTION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Pescott*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Thursday, 21 March instant.
- 17 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 18 **BURRUMBEET LAND BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
 Mr Speaker ruled the Bill to be a Private Bill.  
 Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Crabb*) - 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 a 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** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 10 to 16 inclusive, be postponed until later this day.

20 **WATER (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.

Committee reported progress; to sit again tomorrow.

21 **FISHERIES (ABALONE LICENCES TRANSFER CHARGES) 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 Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	(Northcote)	Tellers
Mr Gavin	Mr Norris	Mr Shell	Mr Cole
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 38

Mr Austin	Mr Heffernan	Mr Maughan	Mr Steggall
Mr Bildstien	Mr Honeywood	Mr Perrin	Mr Stockdale
Mr Brown	Mr Jasper	Mr Perton	Mr Tanner
Mr Clark	Mr John	Mr Pescott	Mr Wallace
Mr Coleman	Mr Kennett	Mr Plowman	Mr Weideman
Mr Cooper	Mr Lea	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	Tellers
Mr Evans	(Lowan)	(Glen Waverley)	Mr Elder
Mr Gude	Mr McNamara	Mr Smith	Dr Napthine
Mr Hayward	Mr Maclellan	(Polwarth)	

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.

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- 22 **INDUSTRIAL RELATIONS 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 Micallef*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 23 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Pope*) - put and agreed to.
- 24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at nine minutes past Six o'clock, adjourned until Tuesday next.

**R. K. BOYES**  
*Clerk of the Legislative Assembly*

**KEN. COGHILL**  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 133, 134 and 135

## No. 133 - Tuesday, 19 March 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Civil Aviation (Carriers' Liability) Act 1961 - Commonwealth Civil Aviation (Carriers' Liability) Regulations, No. 6 of 1991.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Altona Planning Scheme - No. RL134.
- Bairnsdale (City) Planning Scheme - No. L23.
- Brighton Planning Scheme - No. RL134
- Buln Buln Planning Scheme - No. L15.
- Chelsea Planning Scheme - No. RL134.
- Coburg Planning Scheme - No. L18.
- Cranbourne Planning Scheme - No. L39.
- Flinders Planning Scheme - No. L75.
- Frankston Planning Scheme - Nos. L16, RL134.
- Metropolitan Region Planning Schemes - No. R93 Part 1.
- Mordialloc Planning Scheme - No. RL134.
- Mornington Planning Scheme - No. L32.
- Port Melbourne Planning Scheme - No. RL134.
- Port of Melbourne Planning Scheme - No. RL134.
- St. Kilda Planning Scheme - No. RL134.
- Sandringham Planning Scheme - No. RL134.
- South Melbourne Planning Scheme - No. RL134.
- Werribee Planning Scheme - No. RL134.
- Williamstown Planning Scheme - No. RL134.

Statutory Rules under the following Acts:

- Fisheries Act 1968 - S.R. No. 35/1991.
- Health Services Act 1988 - S.R. No. 37/1991 together with a copy of the Commonwealth Health Insurance (1990-91 General Medical Services Table) Regulations Nos. 342 and 436 of 1990 (as amended) as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.
- Medical Practitioners Act 1970 - S.R. No. 36/1991.
- Public Service Act 1974 - Public Service Determination Nos. 42/1990; 6/1991.
- Racing Act 1958 - S.R. No. 39/1991.
- State Superannuation Act 1988 - S.R. No. 40/1991.
- Transfer of Land Act 1958 - S.R. No. 42/1991.
- Wildlife Act 1975 - S.R. No. 34/1991.

- 4 **VACANCY IN THE MEMBERSHIP OF THE COUNCIL OF LA TROBE UNIVERSITY** - Motion made, by leave, and question - That this House meets with 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 La Trobe University, and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Tuesday, 26 March instant, at Six fifteen p.m. (*Mr Roper*) - 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
- 5 **PUBLIC SERVICE (INDUSTRIAL FUNCTIONS) BILL** - Motion made, by leave, and question - That it be an instruction to the Committee that they have power to consider amendments to the Public Service (Industrial Functions) Bill to provide that corporations and certain public bodies may nominate persons to represent employers on a Conciliation and Arbitration Board (*Mr Pope*) - put and agreed to.
- 6 **SENTENCING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 2 April instant.
- 7 **PAY-ROLL TAX (SUPERANNUATION) 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 Stockdale*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 2 April instant.
- 8 **INTERPRETATION OF LEGISLATION (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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 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 **CEMETERIES (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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **ARCHITECTS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

12 PUBLIC RECORDS (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, 44

Mr Andrianopoulos	Mrs Hill	Mr Pope	Mr Shell
Mr Baker	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mrs Barker	Mr Jolly	Mr Roper	Mr Spyker
Mr Cole	Mr Kennan	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennedy	Mr Sandon	Mr Trezise
Mr Cunningham	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Dollis	Mr Leighton	Mr Sercombe	Mr Walsh
Mr Ernst	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McDonald	Mr Sheehan	
Mr Gavin	Mr Mathews	(Ballarat South)	Tellers
Mr Hamilton	Mr Micallef	Mr Sheehan	Mr Batchelor
Mr Harrowfield	Mr Norris	(Northcote)	Mrs Garbutt

NOES, 36

Mr Austin	Mr Heffernan	Dr Naphine	Mr Stockdale
Mr Bildstien	Mr Jasper	Mr Perrin	Mr Tanner
Mr Clark	Mr Lea	Mr Pescott	Mrs Wade
Mr Coleman	Mr Leigh	Mr Plowman	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Dickinson	(Lowan)	Mr Smith	
Mr Elder	Mr McGrath	(Glen Waverley)	
Mr Evans	(Warrnambool)	Mr Smith	Tellers
Mr Gude	Mr McNamara	(Polwarth)	Mr Honeywood
Mr Hayward	Mr Maclellan	Mr Steggall	Mr Maughan

And so it was resolved in the affirmative.

Bill read a second time and leave having being granted for the third reading to be proposed forthwith -

Motion made and question - That this Bill be now read a third time (Mr Kennan) - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mrs Hill	Mr Pope	Mr Shell
Mr Baker	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mrs Barker	Mr Jolly	Mr Roper	Mr Spyker
Mr Batchelor	Mr Kennan	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennedy	Mr Sandon	Mr Trezise
Mr Cunningham	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Ernst	Mr Leighton	Mr Sercombe	Mr Walsh
Mr Fordham	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mrs Garbutt	Mr McDonald	Mr Sheehan	
Mr Gavin	Mr Mathews	(Ballarat South)	Tellers
Mr Hamilton	Mr Micallef	Mr Sheehan	Mr Cole
Mr Harrowfield	Mr Norris	(Northcote)	Mr Dollis

## NOES, 36

Mr Austin	Mr Jasper	Dr Napthine	Mr Stockdale
Mr Coleman	Mr Lea	Mr Perrin	Mr Tanner
Mr Cooper	Mr Leigh	Mr Pescott	Mrs Wade
Mr Delzoppo	Mr Lieberman	Mr Plowman	Mr Wallace
Mr Dickinson	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	(Lowan)	Mr Richardson	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	(Warrnambool)	(Glen Waverley)	
Mr Hayward	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Heffernan	Mr Maclellan	(Polwarth)	Mr Bildstien
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Clark

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.

- 13 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.
- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Burrumbeet Land Bill without amendment.
- 15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend various health registration Acts and for other purposes*".
- 16 **HEALTH REGISTRATION ACTS (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **PUBLIC SERVICE (INDUSTRIAL FUNCTIONS) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time, after debate.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **INDUSTRIAL RELATIONS 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 Leighton*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 19 **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 recommend a Member of the Parliament of Victoria for appointment to the La Trobe University Council as proposed by the Assembly.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

21 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at thirty-seven minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 134 - Wednesday, 20 March 1991

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Oak Park Railway Station** - Seeking that the Ministry of Transport set in motion restoration and repairs to the Oak Park Railway Station, bearing 1666 signatures (*by Mr Thomson*).

**Mooroolbark Campus of Swinburne Institute of Technology and Educational Requirements of outer-east Melbourne** - Seeking that - (a) support be provided to ensure that Swinburne Institute of Technology's Mooroolbark campus becomes a viable tertiary education institution; and (b) a comprehensive investigation be initiated into the medium to long-term post secondary and tertiary education requirements of the residents of outer-east Melbourne, bearing 3217 signatures (*by Mr Honeywood*).

Severally ordered to lie on the Table.

4 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Clark brought up a Report from the Economic and Budget Review Committee upon Issues and Implications of the 1989-90 Consolidated Fund '\$35 Million Interest Swap' Transaction; together with Minutes of Evidence.

Ordered to lie on the Table and the Report to be printed.

5 **PAPER** - The following Paper, pursuant to the direction of the Subordinate Legislation Act 1962 was laid upon the Table by the Clerk:

Statutory Rule under the Racing Act 1958: S.R. No. 38.

6 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL (NO. 2)** - Mr Kennan, by leave, obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Administration and Probate Act 1958', the 'Wills Act 1958', the 'State Trust Corporation of Victoria Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Industrial Relations Bill  
Equipment (Public Safety) Bill  
Pay-roll Tax (Superannuation) Bill.



**8 MINISTERIAL STATEMENT - 1996 OLYMPIC BID - GOVERNMENT CONTRIBUTIONS** - Mr Trezise made a Ministerial Statement relating to the Government Contributions to the 1996 Olympic Bid.

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

Motion made and question - That the debate be now adjourned (*Mrs Barker*) - put.  
The House divided.

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cain	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	( <i>Ballarat South</i> )	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Sheehan	Mr Cole
Mr Gavin	Mr Norris	( <i>Northcote</i> )	Mr Leighton

NOES, 35

Mr Austin	Mr Honeywood	Mr Maughan	Mr Steggall
Mr Bildstien	Mr Jasper	Dr Napthine	Mr Tanner
Mr Coleman	Mr John	Mr Perrin	Mrs Wade
Mr Cooper	Mr Kennett	Mr Pescott	Mr Wallace
Mr Delzoppo	Mr Lea	Mr Richardson	Mr Weideman
Mr Dickinson	Mr Leigh	Mr Ross-Edwards	Dr Wells
Mr Elder	Mr Lieberman	Mr Smith	
Mr Evans	Mr McGrath	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	Mr Clark
Mr Hayward	Mr Maclellan	( <i>Polwarth</i> )	Mr Perton

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

**9 COURTS (CASE TRANSFER) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "to establish a new system for the transfer of civil proceedings between courts and for that purpose to amend the 'Supreme Court Act 1986', the 'County Court Act 1958' and the 'Magistrates' Court Act 1989', to alter the jurisdictional limits of the County Court and the Magistrates' Court in civil proceedings, to make further provision concerning the office of Reserve Judge in the Supreme Court and the County Court and for that purpose to amend the 'Constitution Act 1975' and the 'County Court 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 SESSIONAL ORDERS** - Motion made and question proposed - That, until 31 December 1991 -

1 Standing Order No. 124 be suspended and the following rule applied in its place:

"124. A Member may be at liberty to ask an oral question without notice at the time of giving notices of motion. 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, unless such time be extended at the discretion of Mr Speaker"; and

- 2 Standing Order No. 104 be suspended and the following rule applied in its place:

"104. No Member shall speak for more than twenty minutes in any debate in the House except in debate on the second reading of the Appropriation Bill when a Member may speak for thirty minutes.

Provided that, with the consent of a majority of the House on a motion to be moved and determined at once without amendment or debate, a Member may be allowed to continue such speech for a further period not exceeding ten minutes.

Provided also that the mover, Leader of the Government, Leader of the Opposition or Leader of the Third Party or any Member deputed to speak first on -

- (a) the motion for second reading of a Bill (except the Appropriation Bill) or a substantive and independent motion, may speak for one hour and, with the consent of a majority of the House on a motion to be moved and determined at once without amendment or debate, may continue such speech for a further period not exceeding 30 minutes; and
- (b) the motion for the second reading of the Appropriation Bill shall not be limited in time.

When any leader deposes his right he shall then be limited to the same extent as other Members.

In Committee, except as provided under Standing Orders, no Member other than a Member in charge of a Bill or motion, or Minister in charge of an Estimate, shall speak more than twice on any one question, nor more than fifteen minutes on the first occasion and ten minutes on the second occasion"; and

- 3 Notwithstanding the provisions of Standing Orders:

- (a) A Minister may move a motion specifying a maximum time limit (exclusive of any adjournment or suspension of sitting) for the consideration of a Government Bill or Bills (except a Supply Bill).
- (b) A maximum time limit may be allotted for the following stages of each Bill:
- (i) For the second reading stage;
- (ii) For the committee stage; and
- (iii) For the remaining stages.
- (c) Upon such motion being moved, debate thereon shall be limited to 15 minutes and no Member shall speak for more than 5 minutes. If the debate be not sooner concluded, then forthwith upon the expiration of that time the Chair shall put the question on any amendment or motion already proposed from the Chair.
- (d) On the Order of the Day relating to a Bill which has had time limits imposed being called on, a Minister may move a motion varying the maximum time limit for a particular stage or stages and upon such motion being moved, debate thereon shall be limited to 15 minutes and no Member shall speak for more than 5 minutes. If the debate be not sooner concluded, then forthwith upon the expiration of that time the Chair shall put the question on any amendment or motion already proposed from the Chair.

- (e) On the expiration of the time allotted -
- (i) the Chair shall put forthwith the question on any amendment or motion already proposed from the Chair for the purpose of bringing to a conclusion any proceedings on a Bill; and
  - (ii) in the case of the consideration of any Bill in Committee or on any of the remaining stages, the Chair shall put any clauses and schedules and any amendment and new clauses and schedules desired by the Government - copies of which have been circulated by the Government among Members one hour at least before the expiration of the allotted time - and any other question required to dispose of the Bill before the Committee or the House. No other amendments, new clauses or schedules shall be proposed.
- (f) Standing Order No. 70 (Closure of Debate) and Standing Order No. 105 (Guillotine) shall not apply to any proceedings in respect of which a time limit has been fixed in pursuance of this resolution (*Mr Roper*).

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

Ordered, after debate - That debate be adjourned until Wednesday, 27 March instant.

- 11 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL PROCEDURES) BILL** - Mr Sheehan (*Northcote*), obtained leave, with Mr Trezise, to bring in a Bill "*to make miscellaneous amendments to 'The Constitution Act Amendment Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **RACING (SUNDAY MIXED SPORTS GATHERINGS) BILL** - Mr Trezise obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "*to amend the 'Racing Act 1958' to provide for betting on events in mixed sports gatherings held on Sundays'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **INDUSTRIAL RELATIONS 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 Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	
Mrs Garbutt	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	Mr Barker
Mr Hamilton	Mr Norris	Mr Shell	Mr Thomson

## NOES, 34

Mr Bildstien	Mr Honeywood	Mr Maughan	Mr Smith
Mr Clark	Mr Jasper	Mr Perrin	( <i>Polwarth</i> )
Mr Coleman	Mr John	Mr Perton	Mr Steggall
Mr Cooper	Mr Kennett	Mr Pescott	Mr Tanner
Mr Delzoppo	Mr Leigh	Mr Plowman	Mrs Wade
Mr Dickinson	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Evans	Mr McGrath	Mr Richardson	
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	<i>Tellers</i>
Mr Hayward	Mr McNamara	( <i>Glen Waverley</i> )	Mr Elder
Mr Heffernan	Mr Maclellan		Mr Wallace

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 committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 14 **CRIMES (SEXUAL OFFENCES) 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 Smith, Glen Waverley*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Pathology Services Accreditation Act 1984' and for other purposes*".

- 16 **PATHOLOGY SERVICES ACCREDITATION (FURTHER AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.

- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at forty minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 135 - Thursday, 21 March 1991

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

**3 PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Family Planning Services** - Seeking that the Government's proposal to reduce Family Planning Services by 20 percent be discontinued, bearing 294 signatures (*by Mr Richardson*).

**Free Bus Service for Country Students** - Seeking that free and comprehensive bus services be provided to country students to enable them to attend the school of their choice rather than the nearest Government school, bearing 185 signatures (*by Mr Evans*).

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 Clerk:

Emergency Services Superannuation Board - Report for the year 1989-90.

Metropolitan Fire Brigades Superannuation Board - Report for the year 1989-90.

National Gallery of Victoria - Report for the year 1989-90 together with a letter from the Secretary with an explanation for the delay in presentation.

Parliamentary Contributory Superannuation Fund - Report and Statement of Accounts for the year 1989-90.

State Casual Employees Superannuation Board - Report and Statement of Accounts for the year 1989-90.

State Library of Victoria Council - Report and Statement of Accounts for the year 1989-90 together with a letter from the Director of the Council with an explanation for the delay in presentation.

Statutory rules under the following Acts:

Conservation, Forests and Lands Act 1987 - S.R. No. 45.

Food Act 1984 - S.R. No. 48 together with copies of Amendment Nos. 5, 6, 7 and 8 to the Food Standards Code published in the Commonwealth of Australia Gazette P38 15 December 1989, P29 27 August 1990, P34 14 November 1990, P40 20 December 1990, as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.

Property Law Act 1958 - S.R. No. 43.

Public Service Act 1974 - Public Service Determination Nos. 7, 8.

Second-Hand Dealers and Pawnbrokers Act 1989 - S.R. No. 41.

Subdivision Act 1988 - S.R. No. 44.

Tobacco Act 1987 - S.R. No. 49.

Valuation of Land Act 1960 - S.R. No. 47.

Wildlife Act 1975 - S.R. No. 46.

**5 GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

**6 DOCKLANDS AUTHORITY BILL** - Mr Kennan, pursuant to motion moved on his behalf by Mr Baker, obtained leave, with Mr Spyker, to bring in a Bill "*to establish the Docklands Authority and to make other provision to facilitate the development of the docklands area and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **ORDER OF THE DAY DISCHARGED** - Motion made and question - That the following Order of the Day, Government Business, be read and discharged:

*Administration and Probate (Amendment) Bill - Second reading - Resumption of debate.*

and that the Bill be withdrawn (*Mr Baker*) - put and agreed to.

- 8 **TRANSPORT (CAR POOLING) BILL** - Mr Spyker obtained leave, with Mr Baker, to bring in a Bill "to amend the 'Transport Act 1983' to facilitate car pooling and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **RACING (SUNDAY MIXED SPORTS GATHERINGS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Trezise*).

Motion made and question - That the debate be now adjourned (*Dr Napthine*) - put and agreed to.

Motion made and question - That the debate be adjourned for one week (*Mr Trezise*) - after debate, put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mr Cole
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

NOES, 38

Mr Brown	Mr Honeywood	Mr Maclellan	Mr Steggall
Mr Clark	Mr Jasper	Dr Napthine	Mr Stockdale
Mr Coleman	Mr John	Mr Perrin	Mr Tanner
Mr Cooper	Mr Kennett	Mr Perton	Mrs Wade
Mr Delzoppo	Mr Leigh	Mr Pescott	Mr Wallace
Mr Dickinson	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Dr Wells
Mr Evans	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	Tellers
Mr Hayward	(Warrnambool)	Mr Smith	Mr Bildstien
Mr Heffernan	Mr McNamara	(Polwarth)	Mr Maughan

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Thursday, 28 March instant.

- 10 **COURTS (CASE TRANSFER) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered - That the debate be adjourned until Thursday, 4 April instant.

- 11 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL PROCEDURES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
 Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 4 April instant.
- 12 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Thursday, 28 March instant.
- 13 **PATHOLOGY SERVICES ACCREDITATION (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Cooper*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 4 April instant.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at thirty-eight minutes past Five o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 136 and 137

## No. 136 - Tuesday, 26 March 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Family Planning Services** - Seeking that the Government's proposal to reduce Family Planning Services by 20 percent be discontinued, bearing 5 signatures (*by Mr Richardson*).
  - Altona District Hospital** - Seeking that high quality, local and much needed obstetric and surgical services provided by the Altona District Hospital continue to be available within the City of Altona, bearing 7263 signatures (*by Ms Kirner*).

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 Clerk:
  - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
    - Bacchus Marsh Planning Scheme - No. L26.
    - Bairnsdale (Shire) Planning Scheme - No. L28.
    - Ballan Planning Scheme - No. L6.
    - Berwick Planning Scheme - No. L27 Part 1.
    - Box Hill Planning Scheme - No. L7.
    - Bulla Planning Scheme - No. L19.
    - Croydon Planning Scheme - Nos. L19, L24.
    - Deakin Planning Scheme - No. L9.
    - Dunmunkle Planning Scheme - No. L7.
    - Eltham Planning Scheme - No. L7 Part 1.
    - Essendon Planning Scheme - Nos. L14, L29, R25 Part 3.
    - Flinders Planning Scheme - Nos. L42, L70.
    - Footscray Planning Scheme - No. L18.
    - Huntly Planning Scheme - No. L19.
    - Korumburra Planning Scheme - No. L26.
    - Lillydale Planning Scheme - No. L73.
    - Melbourne Planning Scheme - No. L64.
    - Mirboo Planning Scheme - No. L6.
    - Newham and Woodend Planning Scheme - No. L20 Part 1.
    - Phillip Island Planning Scheme - No. L18.
    - Rosedale Planning Scheme - No. L27.
    - South Melbourne Planning Scheme - No. L18 Part 1.
    - Werribee Planning Scheme - No. L17.
    - Whittlesea Planning Scheme - Nos. L28 Part 1, L43.
    - Woorayl Planning Scheme - No. L28.



State Electricity Commission Superannuation Fund - Report and Statement of Accounts for the year 1989-90.

State Employees Retirement Benefits Board - Report for the year 1989-90.

State Superannuation Board - Report for the year 1989-90.

Statutory Rule under the following Act:

Public Service Act 1974 - Public Service Determination No. 5.

Transport Superannuation Board - Report and Statement of Accounts for the year 1989-90.

- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:  
Burrumbeet Land Bill.
- 6 **DOCKLANDS AUTHORITY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
Motion made and question proposed - That the debate be adjourned for two weeks (*Mr Kennan*) - and, after debate -  
Motion, by leave, withdrawn.  
Ordered, after debate - That the debate be adjourned until Tuesday, 16 April next.
- 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 **HEALTH REGISTRATION ACTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mr Weideman*) - put and agreed to.  
Ordered - That the debate be adjourned until Tuesday, 9 April next.
- 9 **COMMUNITY PROTECTION (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 a third time forthwith, after debate.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **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.
- 11 **CRIMES (SEXUAL OFFENCES) 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 a 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.
- 12 **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.

- 13 **TRANSPORT (CAR POOLING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Spyker*).
- Motion made and question - That the debate be now adjourned (*Mr Cooper*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 16 April next.
- 14 **METUNG 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 16 **PUBLIC DRUNKENNESS (DECRIMINALISATION) 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 Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 17 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Roper*) - put and agreed to.
- 18 **VACANCY IN MEMBERSHIP OF THE COUNCIL OF LA TROBE UNIVERSITY** - Mr Acting Speaker reported that this House had met, that day, with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to recommend for appointment a Member of the Parliament to the Council of the La Trobe University and that -
- Dr Ronald James Herbert Wells, M.P.
- had been duly chosen to be recommended for appointment to the Council of the La Trobe University.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at twenty minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 137 - Wednesday, 27 March 1991

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Essendon and District Memorial Hospital** - Seeking that the Essendon and District Memorial Hospital's obstetric unit not be relocated or closed, bearing 9520 signatures (*by Mr Rowe*).

**Pre-School Medical Services** - Seeking that the reduction of pre-school medical services be reconsidered and that children will continue to be comprehensively assessed, both prior to the entry into school and during the formative years, bearing 314 signatures (*by Mr Weideman*).

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:

Electoral Boundaries Commission Act 1982 - Report on the 1990-91 Redivision of Electoral Boundaries together with maps signed by the Commissioners showing the name and boundaries of each electoral province and district.

- 5 **STANDING ORDERS COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Plowman be discharged from attendance on the Standing Orders Committee and that Mr Lieberman be appointed in his stead (*Mr Roper*) - put and agreed to.

- 6 **MINISTERIAL STATEMENT - SAFETY, SECURITY AND WOMEN** - Mr Sandon made a Ministerial Statement relating to Safety, Security and Women.

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

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

Motion made and question - That the debate be adjourned until tomorrow (*Mr Sandon*) - after debate, put.

The House divided.

AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cole	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Dollis	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mrs Setches	
Mr Fordham	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	( <i>Ballarat South</i> )	Mr Batchelor
Mr Gavin	Mr Micallef	Mr Sheehan	Mr Leighton
Mr Hamilton	Mr Norris	( <i>Northcote</i> )	

## NOES, 32

Mr Austin	Mr John	Mr Maclellan	Mrs Wade
Mr Coleman	Mr Kennett	Mr Maughan	Mr Weideman
Mr Cooper	Mr Lea	Dr Napthine	Dr Wells
Mr Delzoppo	Mr Leigh	Mr Perrin	
Mr Dickinson	Mr Lieberman	Mr Pescott	<i>Tellers</i>
Mr Elder	Mr McGrath	Mr Reynolds	Mr Bildstien
Mr Evans	( <i>Lowan</i> )	Mr Richardson	Mr Clark
Mr Hayward	Mr McGrath	Mr Smith	
Mr Honeywood	( <i>Warrnambool</i> )	( <i>Polwarth</i> )	
Mr Jasper	Mr McNamara	Mr Tanner	

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

- 7 **PUBLIC DRUNKENNESS (DECRIMINALISATION) 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 Coleman*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 8 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 9 April next (*Mr Roper*) - put and agreed to.

- 9 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Roper*).

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "the remaining Orders of the Day, Government Business, Notices of Motion and Orders of the Day, General Business, Nos. 1 to 23 be postponed until after consideration of Order of the Day General Business, No. 24." (*Mrs Wade*) - and, after debate -

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

The House divided.

## AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	Mrs Barker
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Cole
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	
Mr Hamilton	Mr Norris	Mr Shell	
Mr Harrowfield	Mr Pope	Mr Simmonds	

## NOES, 33

Mr Austin	Mr John	Dr Napthine	Mrs Wade
Mr Brown	Mr Kennett	Mr Perrin	Mr Wallace
Mr Clark	Mr Leigh	Mr Pescott	Mr Weideman
Mr Coleman	Mr McGrath	Mr Plowman	Dr Wells
Mr Cooper	(Lowan)	Mr Reynolds	
Mr Delzoppo	Mr McGrath	Mr Richardson	<i>Tellers</i>
Mr Gude	(Warrnambool)	Mr Smith	Mr Elder
Mr Hayward	Mr McNamara	(Glen Waverley)	Mr Perton
Mr Honeywood	Mr Maclellan	Mr Stockdale	
Mr Jasper	Mr Maughan	Mr Tanner	

And so it was resolved in the affirmative.

Question - That the consideration of remaining business be postponed - put and agreed to.

10 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twelve minutes past Six o'clock, adjourned until Tuesday, 9 April next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 138, 139 and 140

## No. 138 - Tuesday, 9 April 1991

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
  - Family Planning Services** - Seeking that the Government's proposal to reduce Family Planning Services by 20 percent be discontinued, bearing 35 signatures (*by Mr Richardson*).
 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:
  - Daylesford District Hospital - Report and Statement of Accounts for the year 1989-90.
  - Industrial Relations Commission - Report of the President for the year ended 31 October 1990.
  - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
    - Altona Planning Scheme - No. L15.
    - Bass Planning Scheme - Nos. L14 Part 1, L18.
    - Bungaree Planning Scheme - No. L11.
    - Cranbourne Planning Scheme - No. L45.
    - Diamond Valley Planning Scheme - No. L8.
    - Eltham Planning Scheme - No. L19.
    - Geelong Regional Planning Scheme - Nos. R57 Part 2, R58 Parts 1 and 2, R65 Part 1.
    - Grenville Planning Scheme - No. L5.
    - Horsham Planning Scheme - Nos. L28, L29.
    - Korumburra Planning Scheme - No. L32.
    - St Kilda Planning Scheme - No. L4.
    - Sherbrooke Planning Scheme - Nos. L27, L42.
    - Talbot and Clunes Planning Scheme - No. L8.
    - Waranga Planning Scheme - Nos. L1, L3.
    - Warrnambool (City) Planning Scheme - No. L15.
    - Waverley Planning Scheme - No. L11.
  - Statutory Rules under the following Acts:
    - Annual Reporting Act 1983 - S.R. No. 53.
    - Control of Weapons Act 1990 - S.R. No. 51.
    - Professional Boxing Control Act 1985 - S.R. No. 52.
    - Water Act 1989 - S.R. No. 50.

West Moorabool Water Board - Report and Statement of Accounts for the year 1989-90.

The following Proclamation fixing an operative date was laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Police Regulation (Further Amendment) Act 1990 - 1 April 1991 (*Gazette No. G12, 27 March 1991*).

**5 MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

National Parks (Miscellaneous Amendments) Bill  
 Lotteries Gaming and Betting (Amendment) Bill.

**6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:

National Parks (Miscellaneous Amendments) Bill  
 Lotteries Gaming and Betting (Amendment) Bill.

**7 SESSIONAL ORDERS** - Motion made, by leave, and question - That the Sessional Orders adopted on 25 October 1988 be amended as follows:

Paragraph 1, omit this paragraph and insert -

"Unless otherwise ordered, the House shall meet on Tuesday, Wednesday and Thursday, Mr Speaker to take the Chair at 2.00 p.m. on Tuesday and 10.30 a.m. on Wednesday and Thursday." (*Mr Roper*) - put and agreed to.

**8 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Water (Mineral Water) Bill  
 Sentencing Bill  
 Administration and Probate (Amendment) Bill (No. 2)  
 Docklands Authority Bill.

**9 WATER (MINERAL WATER) BILL** - Motion made and question - That it be an instruction to the Committee that they have power to consider amendments to the Water (Mineral Water) Bill establishing a Mineral Water Development Fund, into which is paid certain money received under the *Water Act 1989* and the *Groundwater Act 1969* (*Mr Roper*) - put and agreed to.

**10 WERRIBEE SOUTH 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 a third time forthwith.

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

**11 LAND (RESERVATIONS REMOVAL) 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 a third time.

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

- 12 **ACCIDENT COMPENSATION (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 a third time.

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

- 13 **INDUSTRIAL RELATIONS BILL** - Further considered in Committee and reported with amendments.

Motion made and question - That the amendments made by the Committee be agreed to (*Mr Pope*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	(Northcote)	<i>Tellers</i>
Mr Gavin	Mr Norris	Mr Shell	Mr Dollis
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 39

Mr Austin	Mr Jasper	Dr Napthine	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Wade
Mr Coleman	Mr Kennett	Mr Pescott	Mr Wallace
Mr Cooper	Mr Lea	Mr Plowman	Mr Weideman
Mr Delzoppo	Mr Leigh	Mr Reynolds	Dr Wells
Mr Dickinson	Mr Lieberman	Mr Richardson	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Lowan)	(Glen Waverley)	
Mr Gude	Mr McGrath	Mr Smith	
Mr Hayward	(Warrnambool)	(Polwarth)	<i>Tellers</i>
Mr Heffernan	Mr McNamara	Mr Steggall	Mr Clark
Mr Honeywood	Mr Maughan	Mr Stockdale	Mr Perton

And so it was resolved in the affirmative.

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



The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	Tellers
Mr Gavin	Mr Micallef	(Northcote)	Mr Batchelor
Mr Hamilton	Mr Norris	Mr Shell	Mr Thomson

NOES, 37

Mr Austin	Mr Jasper	Mr Maughan	Mr Tanner
Mr Bildstien	Mr John	Dr Napthine	Mrs Wade
Mr Clark	Mr Kennett	Mr Perrin	Mr Wallace
Mr Coleman	Mr Lea	Mr Perton	Mr Weideman
Mr Cooper	Mr Leigh	Mr Pescott	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Plowman	
Mr Dickinson	Mr McGrath	Mr Reynolds	
Mr Evans	(Lwan)	Mr Richardson	
Mr Gude	Mr McGrath	Mr Smith	Tellers
Mr Hayward	(Warrnambool)	(Polwarth)	Mr Elder
Mr Heffernan	Mr McNamara	Mr Steggall	Mr Honeywood

And so it was resolved in the affirmative.

Bill read a 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 transmitted to the Legislative Council and their concurrence desired therein.

14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Road Safety Act 1986' and the 'Road Safety (Amendment) 1990' and for other purposes*".

15 **ROAD SAFETY (DRIVERS) BILL** - On the motion of Mr Spyker, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 and 6 be postponed until later this day.

17 **RACING (SUNDAY MIXED SPORTS GATHERINGS) 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 a third time forthwith.

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

18 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 8 be postponed until later this day.

- 19 **PAY-ROLL TAX (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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 10 to 19 inclusive, be postponed until later this day.
- 21 **AUSTRALIAN CATHOLIC UNIVERSITY (VICTORIA) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mr Hayward*) - put and agreed to.  
Ordered - That the debate be adjourned until Tuesday, 23 April instant.
- 22 **VICTORIAN RELIEF COMMITTEE (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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 **HEALTH SERVICES (CONCILIATION AND REVIEW) (FURTHER AMENDMENT) BILL** - Second Reading - Resumption of Debate - Ordered - That the consideration of Order of the Day be postponed until tomorrow.
- 24 **EQUIPMENT (PUBLIC SAFETY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.  
Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.  
Committee reported progress; to sit again tomorrow.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Community Protection (Amendment) Bill without amendment.
- 26 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Cemeteries (Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 27 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to some of the amendments made by the Assembly, disagreeing with some of the amendments and disagreeing with the remaining amendment but making an amendment in the Crimes (Sexual Offences) Bill.  
Ordered - That the said Message be taken into consideration tomorrow.
- 28 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Interpretation of Legislation (Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 29 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Fire Authorities (Amendment) Bill without amendment.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

- 30 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at thirty-four minutes past Eleven o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## **No. 139 - Wednesday, 10 April 1991**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Community Health Centres** - Seeking that no action be taken which will undermine the operation of community health centres or reduce consumer participation in determining the type of services provided; and that extensive consultation with users and workers occur before changes are made in the delivery of such services, bearing 60 signatures (*by Mr Sheehan, Ballarat South*).

**Family Planning Services** - Seeking that the Government's proposal to reduce Family Planning Services by 20 percent be discontinued, bearing 187 signatures (*by Mr Richardson*).

Severally ordered to lie on the Table.

- 4 **PAPERS** -

Mr Speaker presented:

Accident Compensation Commission - Actuarial Report on Workcare, 31 December 1990.

Ordered to lie on the Table.

The following Papers, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Statutory Rules under the following Acts:

Dentists Act 1972 - S.R. No. 55.

Lotteries Gaming and Betting Act 1966 - S.R. No. 60.

Racing Act 1958 - S.R. Nos. 61 to 66.

Wildlife Act 1975 - S.R. No. 54.

- 5 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 1) BILL** - Mr Roper obtained leave, with Mr Sheehan, (*Northcote*), to bring in a Bill "*to make ancillary provisions for certain works and purposes for the financial year 1991-92*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **INTERPRETATION OF LEGISLATION (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 7 **WATER (MINERAL WATER) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 8 **CEMETERIES (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 9 **CRIMES (SEXUAL OFFENCES) BILL** - Order read for the consideration of the Message of the Legislative Council agreeing to some of the amendments made by the Assembly, disagreeing with some of the amendments and disagreeing with the remaining amendment but making an amendment in the Bill.

<b>Amendment made by Legislative Assembly</b>	<b>How dealt with by Council</b>
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Amendment No. 2

Clause 3, page 5, after line 29 insert -	Disagreed with.
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**"39 A. Proof of sexual offences**

(1) For the avoidance of doubt it is declared that to prove an offence under Subdivision (8A), (8B), (8C), (8D) or (8E) it is not necessary to prove -

- (a) the date on which the offence is alleged to have been committed; or
- (b) the exact circumstances of the alleged offence -

provided that the particular act, matter or thing alleged to constitute the offence is proved.

(2) If a person is charged with an offence or offences under Subdivision (8A), (8B), (8C), (8D) or (8E) committed against a child under the age of 16, evidence of other acts done by the person in relation to the child which could constitute an offence or offences under Subdivision (8A), (8B), (8C), (8D) or (8E) with which the accused is not presently charged, if otherwise admissible and relevant to the matters charged, is not rendered inadmissible only because it does not disclose the exact circumstances or date of that conduct.

**39 B. Sentencing for certain sexual offences**

### 39 B. Sentencing for certain sexual offences

In sentencing a person for an offence under Subdivision (8A), (8B), (8C), (8D) or (8E) committed against a child under the age of 16, a court may take into account any sexual relationship that it is satisfied the offender maintained with the child."

Motion made and question - That this House does not insist on this amendment (*Mr Kennan*) - put and agreed to.

#### Amendment made by Legislative Assembly

#### How dealt with by Council

##### Amendment No. 3

Clause 3, page 9, lines 1 to 38 and page 10, lines 1 to 3, omit all words and expressions on these lines.

Disagreed with but following amendment made in Bill.

'Clause 3, page 9, lines 27 to 38, omit all words and expressions on these lines and insert -

"(5) If on the trial of a person charged with an offence against sub-section (1) the jury are not satisfied that he or she is guilty of the offence charged but are satisfied that the accused did an act during that period which constitutes an offence against Subdivision (8A), (8B), (8C), (8D) or (8E) of Division 1 of Part I, the jury must acquit the accused of the offence charged but may find him or her guilty of that other offence and he or she is liable to punishment accordingly.

(6) Sub-section (5) does not restrict the operation of section 421 or 422."

Motion made and question - That this House does not insist on this amendment and agrees to the amendment made in the Bill by the Council (*Mr Kennan*) - put, after debate, and agreed to.

#### Amendments made by Legislative Assembly

#### How dealt with by Council

##### Amendment Nos. 7 and 26

Clause 4, page 17, line 5, omit "47A," }  
 }  
 Clause 16, page 29, line 20, omit "47A," }

Disagreed with.

Motion made and question - That this House does not insist on these amendments (*Mr Kennan*) - put and agreed to.

Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

10 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 to 8 inclusive, be postponed until later this day.

11 **PUBLIC DRUNKENNESS (DECRIMINALISATION) 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 Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mr Cole
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

NOES, 30

Mr Austin	Mr Heffernan	Mr McNamara	Mrs Wade
Mr Brown	Mr Honeywood	Mr Maclellan	Mr Weideman
Mr Clark	Mr Jasper	Dr Naphine	Dr Wells
Mr Cooper	Mr Kennett	Mr Perrin	
Mr Delzoppo	Mr Lea	Mr Pescott	
Mr Dickinson	Mr Leigh	Mr Richardson	
Mr Elder	Mr Lieberman	Mr Smith	Tellers
Mr Evans	Mr McGrath	(Glen Waverley)	Mr Bildstien
Mr Gude	(Warrnambool)	Mr Tanner	Mr Perton

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time forthwith.

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

12 **CORRECTIONS (REMISSIONS) 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.

13 **ROAD SAFETY (DRIVERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*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 Wednesday, 17 April instant.

- 14 **HEALTH SERVICES (CONCILIATION AND REVIEW) (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, by leave, read a third time forthwith.

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

- 15 **SENTENCING BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put, after debate, and agreed to.

Ordered, after debate - That the debate be adjourned until Wednesday, 17 April instant.

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

- 17 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL (No. 2)** - 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 Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	<i>Tellers</i>
Mr Hamilton	Mr Norris	Mr Shell	Mr Batchelor
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

NOES, 37

Mr Austin	Mr Jasper	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr John	Mr Perrin	Mr Tanner
Mr Brown	Mr Kennett	Mr Perton	Mrs Wade
Mr Cooper	Mr Lea	Mr Pescott	Mr Wallace
Mr Delzoppo	Mr Leigh	Mr Plowman	Mr Weideman
Mr Elder	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Evans	Mr McGrath	Mr Richardson	
Mr Gude	( <i>Lowan</i> )	Mr Smith	
Mr Hayward	Mr McGrath	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Heffernan	( <i>Warrnambool</i> )	Mr Smith	Mr Clark
Mr Honeywood	Mr McNamara	( <i>Polwarth</i> )	Mr Maughan

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.

18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to the following resolution:

- 1 That a Joint Select Committee be appointed to enquire into and report upon the administration and funding of the Parliament and into all issues contained in, and the recommendations of, the Strategic Management Review of the Parliament of Victoria, February 1991.
- 2 That the Committee shall consist of eight Members comprising not more than four Members of the Council and not more than four Members of the Assembly.
- 3 That five Members of the Committee shall constitute a quorum of the Committee.
- 4 That the Committee shall elect one of its members to be Chairman.
- 5 That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform all the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.
- 6 That the Committee may sit in such places in Victoria as seems most convenient for the proper and speedy despatch of business.
- 7 That the Committee shall not sit while either House is actually sitting except by leave of that House and may not, while either House is actually sitting, sit in any place other than a place that is within the Parliament building.
- 8 That the Committee may send for persons, papers and records and report from time to time.
- 9 That the Committee shall, unless it otherwise resolves, take all evidence in public.
- 10 That the Committee shall keep a record of all evidence given before it and determinations made by it.
- 11 That the Committee have power to authorize publication of any evidence given before it in public and any document presented to it.
- 12 That as soon as practicable after the completion of each day's proceedings a transcript of the evidence taken in public by the Committee shall be published.
- 13 That the foregoing provisions of this resolution so far as they are inconsistent with the Standing Orders and practices of the Houses shall have effect notwithstanding anything contained in those Standing Orders.

Ordered - That the Message be taken into consideration tomorrow.

19 **PATHOLOGY SERVICES ACCREDITATION (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, by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

20 **HEALTH REGISTRATION ACTS (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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.



- 21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.
- 22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at thirty-nine minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 140 - Thursday, 11 April 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Annual Reporting Act 1983 -
- (a) Notification of extension of time granted and reasons therefor to 26 hospitals which submitted their reports after 30 November 1990.
- (b) Notification of 5 hospitals which have failed to submit their annual reports and reasons therefor:
- (i) Queen Elizabeth Geriatric Centre;
- (ii) Goulburn Valley Base Hospital;
- (iii) Nathalia District Hospital;
- (iv) Waranga Memorial Hospital; and
- (v) Coleraine and District Hospital.
- Statutory Rules under the following Acts:
- County Court Act 1958 - S.R. No. 67.
- Police Regulation Act 1958 - S.R. No. 58.
- Retail Tenancies Act 1986 - S.R. No. 56.
- 4 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Equipment (Public Safety) Bill.
- 5 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 6 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Supply (1991-92, No. 1) Bill.
- 7 **SUPPLY (1991-92, No. 1) BILL** - Mr Roper, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennan, to bring in a Bill "*to make interim provision for the appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1991-92*"; 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 Roper*).
- Motion made and question - That the debate be now adjourned (*Mr Richardson*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 23 April instant.
- 8 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 1) 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 Richardson*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 25 April instant.
- 9 **POLLUTION OF WATERS BY OIL AND NOXIOUS SUBSTANCES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Spyker*).
- Motion made and question - That the debate be now adjourned (*Mr Richardson*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 25 April instant.
- 10 **EQUIPMENT (PUBLIC SAFETY) BILL** - Further considered in Committee and reported with amendments and with an amended long title, which title is as follows:
- "A Bill to provide for public safety in relation to prescribed equipment and equipment sites and to amend sections 38 and 59 of and Clause 43 of Schedule One to the 'Occupational Health and Safety Act 1985' and Schedule 4 to the 'Magistrates' Court Act 1989"*.
- Bill, as amended, considered, and amendments agreed to; read a third time, after debate, 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.
- 11 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at fifty minutes past Five o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**LEGISLATIVE ASSEMBLY OF VICTORIA**

**VOTES AND PROCEEDINGS**  
**Nos. 141, 142 and 143**

**No. 141 - Tuesday, 16 April 1991**

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PAPERS** - Mr Kennan presented by Command of His Excellency the Governor:  
 County Court of Victoria - Report for the year 1989-90.  
 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:

Constitution Act Amendment Act 1958 - Statement of a Function conferred on the Electoral Commissioner, 10 April 1991.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Bacchus Marsh Planning Scheme - No. L19.

Berwick Planning Scheme - No. L7.

Brunswick Planning Scheme - No. L3.

Cranbourne Planning Scheme - No. L54.

Port Melbourne Planning Scheme - No. L9.

Statutory Rules under the following Acts:

County Court Act 1958 - S.R. No. 69.

Police Regulation Act 1958 - S.R. Nos. 57, 59.

Supreme Court Act 1986 - S.R. No. 68.

4 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:

Community Protection (Amendment) Bill

Fire Authorities (Amendment) Bill

Interpretation of Legislation (Amendment) Bill

Cemeteries (Amendment) Bill

Crimes (Sexual Offences) Bill

Pathology Services Accreditation (Further Amendment) Bill.

5 **PLANNING AMENDMENT NO. S5 - PROTECTION OF NATIVE VEGETATION** -  
 Motion made and question proposed - That this House endorses the application of Planning Amendment No. S5 - State Section Planning Schemes to protect native vegetation in Victoria (*Ms Kirner*).

Amendment proposed - That all the words after "House" be omitted with the view of inserting in place thereof the words "supports the protection of native vegetation in Victoria by a legislative system which recognises freehold land ownership, regional diversity and community co-operation in its application" (*Mr Brown*) - and, after debate -

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

- 6 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at fifty-two minutes past Eleven o'clock.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 142 - Wednesday, 17 April 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Phillip Island Market** - Seeking that immediate action be taken to retain the market at Phillip Island in accordance with its present permit and with no restrictions to the market or stalls, bearing 986 signatures (*by Mr Brown*).
- Plumbing and Drainage Inspections** - Seeking that the Melbourne and Metropolitan Board of Works discontinue its proposal to reduce plumbing and drainage inspection by 75% and that the current level of plumbing and drainage inspections be retained, bearing 1115 signatures (*by Mr Honeywood*).
- Altona District Hospital** - Seeking that high quality, local and much needed obstetric and surgical services provided by the Altona District Hospital continue to be available within the City of Altona, bearing 60 signatures (*by Ms Kirner*).
- Severally ordered to lie on the Table.
- 4 **PAPER** -
- Mr Speaker presented:
- Auditor-General - Report on Ministerial Portfolios, April 1991.
- Ordered to lie on the Table and to be printed.
- 5 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Werribee South Land Bill  
Corrections (Prison Management and Prisoners) Bill  
Racing (Sunday Mixed Sports Gatherings) Bill  
Architects Bill  
Pay-roll Tax (Superannuation) Bill  
Witness Protection Bill.

- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Victorian Relief Committee (Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Works and Services (Ancillary Provisions, 1991-92, No. 1) Bill.
- 8 **COMMISSIONER FOR THE ENVIRONMENT BILL** - Mr Crabb obtained leave, with Mr McCutcheon, to bring in a Bill "*to establish the Office of Commissioner for the Environment, with responsibility for collecting information and reporting to Parliament on the state of the environment, to amend the 'Public Service Act 1974' and the 'Annual Reporting Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **FISHERIES (ABALONE LICENCES PENALTIES) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Fisheries Act 1968' to impose new penalties in relation to offences relating to abalone and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **RENTAL BOND BOARD BILL** - Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill "*to establish a Rental Bond Board, to provide for the payment of bonds to the Rental Bond Board, to establish a Tenancy and Residency Fund and to provide for the investment of and payments out of the Fund, to amend the 'Residential Tenancies Act 1980', the 'Caravan Parks and Movable Dwellings Act 1988' and the 'Rooming Houses Act 1990' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **WATTLE PARK LAND BILL** - Mr Spyker obtained leave, with Mr Kennan, to bring in a Bill "*to provide for the transfer of the parkland known as Wattle Park to the Melbourne and Metropolitan Board of Works and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **DOCKLANDS 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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a 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.
- 13 **PLANNING AMENDMENT No. S5 - PROTECTION OF NATIVE VEGETATION** - Order read for resuming debate on question - That this House endorses the application of Planning Amendment No. S5 - State Section Planning Schemes to protect native vegetation in Victoria - *and on the amendment* - That all the words after "House" be omitted with the view of inserting in place thereof the words "supports the protection of native vegetation in Victoria by a legislative system which recognises freehold land ownership, regional diversity and community co-operation in its application"; debate resumed.

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

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	Tellers
Mr Gavin	Mr Micallef	(Northcote)	Mr Dollis
Mr Hamilton	Mr Norris	Mr Shell	Mr Thomson

NOES, 34

Mr Austin	Mr Jasper	Mr Maclellan	Mr Steggall
Mr Bildstien	Mr John	Mr Maughan	Mr Tanner
Mr Coleman	Mr Kennett	Dr Napthine	Mrs Wade
Mr Delzoppo	Mr Leigh	Mr Perrin	Mr Weideman
Mr Elder	Mr Lieberman	Mr Perton	Dr Wells
Mr Evans	Mr McGrath	Mr Pescott	
Mr Gude	(Lowan)	Mr Reynolds	Tellers
Mr Hayward	Mr McGrath	Mr Richardson	Mr Clark
Mr Heffernan	(Warrnambool)	Mr Smith	Mr Wallace
Mr Honeywood	Mr McNamara	(Glen Waverley)	

And so it was resolved in the affirmative.

Original question - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Cole
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

NOES, 36

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Jasper	Dr Naphine	Mrs Wade
Mr Clark	Mr John	Mr Perrin	Mr Wallace
Mr Coleman	Mr Kennett	Mr Pescott	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Elder	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Evans	(Lowan)	(Glen Waverley)	Mr Maughan
Mr Gude	Mr McGrath	Mr Smith	Mr Perton
Mr Hayward	(Warrnambool)	(Polwarth)	
Mr Heffernan	Mr McNamara	Mr Steggall	

And so it was resolved in the affirmative.

- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at forty-four minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 143 - Thursday, 18 April 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Gambling in the State of Victoria** - Seeking that any regulations or legislation allowing for increased means, mechanisms, or places for gambling in the State of Victoria, including poker machines, tabarets or casinos be rejected, bearing 189 signatures (*by Mr John*).
- Ordered to lie on the Table.
- 4 **LAKESIDE HOSPITAL, BALLARAT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of a Board of Investigation to Enquire into certain Clinical and Management Practices at Lakeside Hospital, Ballarat (*Mr Kennan*) - put and agreed to.
- 5 **PAPER** - Mr Kennan presented:  
Report of a Board of Investigation to Enquire into certain Clinical and Management Practices at Lakeside Hospital, Ballarat - Return to the foregoing Order.
- Ordered to lie on the Table.

**6 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 year 1989-90 - Ordered to be printed.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Bairnsdale (City) Planning Scheme - No. L18.

Lillydale Planning Scheme - No. L63.

Port Melbourne Planning Scheme - No. L7.

Shepparton (Shire) Planning Scheme - No. L20.

**7 CHOICE AND OPPORTUNITY PLAN** - Motion made and question proposed - That this House congratulates the Government for the Choice and Opportunity Plan to meet the needs of women who want to return to work and study, by making it possible to consider work or study options, enabling an informed choice to be made, assisting women to learn the necessary skills and to find a job which is convenient and satisfying (*Mrs Ray*) - and, after debate

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

**8 COMMISSIONER FOR THE ENVIRONMENT BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered - That the debate be adjourned until Thursday, 2 May next.

**9 FISHERIES (ABALONE LICENCES PENALTIES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered - That the debate be adjourned until Thursday, 2 May next.

**10 RENTAL BOND BOARD BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 2 May next.

**11 WATTLE PARK LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Spyker*).

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

Ordered - That the debate be adjourned until Thursday, 2 May next.

**12 MEDICAL PRACTITIONERS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered - That the debate be adjourned until Thursday, 2 May next.



- 13 **VICTORIAN RELIEF COMMITTEE (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 14 **FISHERIES (ABALONE LICENCES TRANSFER CHARGES) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time, after debate.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL PROCEDURES) 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 a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **SENTENCING 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 John*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at thirty-three minutes past Six o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 144 and 145**

**No. 144 - Tuesday, 23 April 1991**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
 

**Funding for Disabled Children** - Seeking that funding be increased annually for the successful integration of an increasing number of disabled children into mainstream schools and kindergartens, bearing 2,740 signatures (*by Mr Wallace*).

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:
 

National Crime Authority - Report for the year 1989-90; together with comments made by the Inter-Governmental Committee.

Statutory Rules under the following Acts:

Credit (Administration) Act 1984 - S.R. No. 71.

Public Service Act 1974 - Public Service Determination Nos. 9 to 12.

Tobacco Act 1987 - S.R. No. 73.

Transport Accident Act 1986 - S.R. No. 74.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Caravan Parks and Movable Dwellings (Amendment) Act 1989 - Section 15; 19 April 1991 (*Gazette No. G14, 17 April 1991*).

Lotteries Gaming and Betting (Amendment) Act 1991 - 16 April 1991 (*Gazette No. S19, 16 April 1991*).
- 5 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - 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:
 

Health Registration Acts (Amendment) Bill

Werribee South Land Bill

Racing (Sunday Mixed Sports Gatherings) Bill

Architects Bill

Pay-roll Tax (Superannuation) Bill

Witness Protection Bill

Corrections (Prison Management and Prisoners) Bill

Victorian Relief Committee (Amendment) Bill.

- 6 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Commissioner for the Environment Bill
  - Medical Practitioners (Amendment) Bill
  - Pollution of Waters by Oil and Noxious Substances (Amendment) Bill
  - Rental Bond Board Bill
  - Wattle Park Land Bill.
- 7 **CASINO CONTROL BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to provide for the establishment of a system for the licensing, supervision and control of casinos and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **PUBLIC ACCOUNT (AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Public Account 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 **ORDER OF THE DAY DISCHARGED** - Motion made and question - That the following Order of the Day, Government Business, be read and discharged:
- Election Donations Disclosure and Public Funding Bill - Second reading - Resumption of debate.*
- and that the Bill be withdrawn (*Mr Roper*) - put and agreed to.
- 10 **ELECTION DONATIONS DISCLOSURE BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "*to require the disclosure of election donations and electoral expenditure, to amend 'The Constitution Act Amendment 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.
- 11 **SUPPLY (1991-92, 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 Maughan*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*
- 12 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at thirty-four minutes past Eleven o'clock.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

**No. 145 - Wednesday, 24 April 1991**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:  
Exhibition Trustees - Report for the six months ended 31 December 1990.
- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Accident Compensation (Amendment) Bill without amendment.
- 5 **PUBLIC BODIES REVIEW COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Harrowfield be discharged from attendance on the Public Bodies Review Committee (*Mr Roper*) - put and agreed to.
- 6 **AGRICULTURAL AND VETERINARY CHEMICALS BILL** - Mr Baker obtained leave, with Mr Kennan, to bring in a Bill "*to re-enact with amendments provisions relating to the manufacture, sale, use and application of agricultural and veterinary chemicals; to repeal the 'Agricultural Chemicals Act 1958', the 'Animal Preparations Act 1987', the 'Fertilizers Act 1974' and the 'Aerial Spraying Control Act 1966'; to amend the 'Sale of Land Act 1962' and the 'Stock Diseases 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.
- 7 **BROILER CHICKEN INDUSTRY (AMENDMENT) BILL** - Mr Baker obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Broiler Chicken Industry Act 1978' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL (No. 2)** - Mr Kennan obtained leave, with Mr Sandon, to bring in a Bill "*to amend the 'Crimes Act 1958', the 'Crimes (Blood Samples) Act 1989' and the 'Director of Public Prosecutions Act 1982' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL (No. 2)** - Mr Kennan obtained leave, with Mr Sandon, to bring in a Bill "*to amend the 'Administrative Appeals Tribunal Act 1984' and the 'Planning and Environment Act 1987' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **DISABILITY SERVICES BILL** - Mrs Setches obtained leave, with Mr Kennan, to bring in a Bill "*about the provision of services for persons with disabilities and other matters related to persons with disabilities'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **ADOPTION (AMENDMENT) BILL (No. 2)** - Mrs Setches obtained leave, with Mr Kennan to bring in a Bill "*to amend the 'Adoption Act 1984' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **WATER (WAIVERS) BILL** - Mr Crabb obtained leave, with Mr Sheehan, (*Northcote*), to bring in a Bill "*to amend the 'Water Act 1989' and the 'Water (Consequential Amendments) Act 1989' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **VICTORIAN COLLEGE OF THE ARTS (AMENDMENT) BILL** - Mr Sheehan, (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Victorian College of the Arts Act 1981' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 14 **SUBDIVISION (MISCELLANEOUS AMENDMENTS) BILL** - Mr McCutcheon obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Subdivision Act 1988', the 'Transfer of Land Act 1958', the 'Sale of Land Act 1962', the 'Planning and Environment Act 1987', the 'Melbourne and Metropolitan Board of Works Act 1958', the 'Water Act 1989', and 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.
- 15 **HISTORIC BUILDINGS (FURTHER AMENDMENT) BILL** - Mr McCutcheon obtained leave, with Mr Kennan, to bring in a Bill "*to further amend the 'Historic Buildings Act 1981' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **ABORIGINAL LANDS BILL** - Mr Sandon obtained leave, after debate, with Mr Kennan, to bring in a Bill "*to revoke the reservations and Crown Grants of certain lands and to authorise the grant of those lands to particular Aboriginal Organisations and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **RACING (MISCELLANEOUS AMENDMENTS) BILL** - Mr Trezise obtained leave, with Mr McCutcheon, 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.
- 18 **MARTIAL ARTS CONTROL (FURTHER AMENDMENT) BILL** - Mr Trezise obtained leave, with Mr McCutcheon, to bring in a Bill "*to amend the 'Martial Arts Control Act 1986' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 **BORROWING AND INVESTMENT POWERS (FURTHER AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Borrowing and Investment Powers Act 1987' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **SUPPLY (1991-92, 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 Perton*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 21 **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.
- 22 **ROAD SAFETY (DRIVERS) 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 a 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.

- 23 **CASINO CONTROL BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday, 8 May next.
- 24 **PUBLIC ACCOUNT (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 Richardson*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 8 May next.
- 25 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 7 May next (*Mr Roper*) - put and agreed to.
- 26 **ORDER OF THE HOUSE RESCINDED** - Motion made, by leave, and question - That the Order of the House making the resumption of debate on the second reading of the Supply (1991-92, No. 1) Bill an Order of the Day for tomorrow be read and rescinded and that it be made an Order of the Day for this day (*Mr Roper*) - put and agreed to.
- 27 **SUPPLY (1991-92, 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 Perton*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 28 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 29 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendments made by the Assembly in the Road Safety (Drivers) Bill.
- 30 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at ten minutes past Six o'clock, adjourned until Tuesday, 7 May next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 146, 147 and 148**

**No. 146 - Tuesday, 7 May 1991**

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Upfield Rail Passenger Service** - Seeking that measures be taken to progressively upgrade and improve the Upfield Rail passenger service, bearing 110 signatures (*by Mr Gavin*).
  - Ministry of Housing - Moe Office** - Seeking that the operations of the Ministry of Housing's Moe Office be restored immediately to a full five-day per week service, bearing 596 signatures (*by Mr Delzoppo*).
 Severally ordered to lie on the Table.
- 4 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 86 to 88 of 1991 (*Ms Kirner*) - put and agreed to.
- 5 **PAPERS** - Ms Kimer presented:
  - Administrative Arrangements Orders - Nos. 86 to 88 of 1991 - Return to the foregoing Order.
 Severally ordered to lie on the Table.
- 6 **DARATECH PTY LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of Daratech Pty Ltd for the year 1989-90 (*Mr Baker*) - put and agreed to.
- 7 **PAPER** - Mr Baker presented:
  - Daratech Pty Ltd - Report for the year 1989-90 - Return to the foregoing Order.
 Ordered to lie on the Table.
- 8 **VISTEL LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of Vistel Ltd for the year 1989-90 (*Mr Sheehan, Northcote*) - put and agreed to.
- 9 **PAPER** - Mr Sheehan, Northcote, presented:
  - Vistel Ltd - Report for the year 1989-90 - Return to the foregoing Order.
 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:

Annual Reporting Act 1983 -

Notification by the Treasurer of exemptions from provisions or from regulations granted to Chief Administrators under section 8 in relation to 1989-90.

Notification by the Treasurer of directions on exemptions from provisions or from regulations granted to public bodies and details of extensions of time granted under section 15 in relation to 1989-90. (2 papers)

Coal Mine Workers' Pensions Tribunal - Report for the year 1989-90.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Box Hill Planning Scheme - No. L10.
- Broadmeadows Planning Scheme - No. L11.
- Buln Buln Planning Scheme - No. L7.
- Cranbourne Planning Scheme - No. L35.
- Eaglehawk Planning Scheme - No. L6.
- Eltham Planning Scheme - No. L8 Part 2.
- Geelong Regional Planning Scheme - No. R68.
- Grenville Planning Scheme - No. L2.
- Knox Planning Scheme - No. RL108.
- Lillydale Planning Scheme - Nos. L78, L81, L84, RL1.
- Melton Planning Scheme - No. RL67.
- Moe Planning Scheme - Nos. L18, L20.
- Moorabbin Planning Scheme - No. L4 Part 2.
- Mornington Planning Scheme - No. L27.
- Nunawading Planning Scheme - No. L4.
- Pakenham Planning Scheme - Nos. L13, L38, L41.
- Prahran Planning Scheme - No. L18.
- Rosedale Planning Scheme - No. L18.
- Sandringham Planning Scheme - No. L5.
- South Melbourne Planning Scheme - Nos. L13 Part 1, L18 Part 2.
- Stawell (Shire) Planning Scheme - No. L12.
- Woorayl Planning Scheme - Nos. L25, L34.

State Classification of Publications Board - Report for the year 1989-90 and addendum for the period 1 July to 30 November 1990.

State Training Board - Report for the year 1988-89; together with a letter from the Minister with an explanation for the delay in presentation and reasons therefor for 1988-89 and also 1989-90.

Statutory Rules under the following Acts:

Credit Act 1984 and Credit (Administration) Act 1984 - S.R. No. 76.

Health Services Act 1988 - S.R. No. 72.

Melbourne Metropolitan Board of Works Act 1958 - S.R. No. 75.

Public Service Act 1974 - Public Service Determination No. 13.

Weights and Measures Act 1958 - S.R. No. 70 together with a copy of the Commonwealth National Measurement Regulations, Reprint No. 2 (as amended) as required by section 32 of the *Interpretation of Legislation Act* 1984 to accompany the Statutory Rule.



The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Road Safety (Miscellaneous Amendments) Act 1989 - Section 11; 1 May 1991  
(*Gazette No. G16, 1 May 1991*).

Westernport (Oil Refinery) Land Act 1990 - 1 May 1991 (*Gazette No. G16, 1 May 1991*).

- 11 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 30 April last, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Accident Compensation (Amendment) Bill  
Road Safety (Drivers) Bill.
- 12 **SUPPLY (1991-92, 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 Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Metung Land Bill without amendment.
- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to The Constitution Act Amendment (Electoral Procedures) Bill with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 15 **BROILER CHICKEN INDUSTRY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
- Motion made and question - That the debate be now adjourned (*Mr Hayward*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 21 May instant.
- 16 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 21 May instant.
- 17 **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.
- 18 **DISABILITY SERVICES BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).
- Motion made and question - That the debate be now adjourned (*Mr John*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Docklands Authority Bill with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.

- 20 **ADOPTION (AMENDMENT) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question - That the debate be now adjourned (*Mr John*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 21 **WATER (WAIVERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 22 **VICTORIAN COLLEGE OF THE ARTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
 Motion made and question - That the debate be now adjourned (*Mr Richardson*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 23 **SUBDIVISION (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).  
 Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 24 **HISTORIC BUILDINGS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).  
 Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 25 **ABORIGINAL LANDS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sandon*).  
 Motion made and question - That the debate be now adjourned (*Mr John*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 26 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 12, be postponed until later this day.
- 27 **MARTIAL ARTS CONTROL (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Trezise*).  
 Motion made and question - That the debate be now adjourned (*Mr Reynolds*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 28 **BORROWING AND INVESTMENT POWERS (FURTHER 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 Reynolds*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 21 May instant.

29 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at twenty-three minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 147 - Wednesday, 8 May 1991

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

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

Annual Reporting Act 1983 - Notification from the Minister for Health on the failure of the Six Ambulance Services and the Ambulance Officers' Training Centre to submit their annual reports for 1989-90 and the reasons therefor.

Parliamentary Committees Act 1968 - Report by the Minister for Health with respect to the recommendations made by the Social Development Committee's Interim Report "Inquiry into Mental Disturbance and Community Safety: Strategies to Deal with Persons with Severe Personality Disorder who Pose a Threat to Public Safety".

Statutory Rules under the following Acts:

Alpine Resorts Act 1983 - S.R. Nos. 79, 80.

Business Franchise (Tobacco) Act 1974 and Business Franchise (Petroleum Products) Act 1979 - S.R. No. 81.

Finance Brokers Act 1969 - S.R. No. 77.

Public Service Act 1974 - S.R. No. 78.

4 **FRIENDLY SOCIETIES (RESERVE BOARD) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "to amend the 'Friendly Societies Act 1986', the 'Building Societies Act 1986', the 'Building Societies (Prudential Standards) Act 1990', the 'Benefit Associations Act 1958' and the 'Trade Unions 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 **MAGISTRATES' COURT (COSTS) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "to amend the 'Magistrates' Court Act 1989' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 6 **STATE TRUST CORPORATION OF VICTORIA (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'State Trust Corporation of Victoria Act 1987' and the 'Trustee Companies Act 1984' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **BAYSIDE PROJECT (FURTHER AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to further amend the 'Bayside Project Act 1988' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **LAND (MISCELLANEOUS) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to revoke the permanent reservations of certain Crown lands, to revoke the reservations and Crown Grant of certain other lands, to reserve some of those Crown lands for other purposes and to rationalise a boundary of the Caulfield Racecourse and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **SUPPLY (1991-92, 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 Harrowfield*) - put and agreed to.  
Ordered - That the debate be adjourned until later this day.
- 10 **SUPPLY (1991-92, No. 1) BILL - DECLARATION OF BILL AS URGENT - LIMITATION OF DEBATE** - Mr Roper declared that that this Bill was an urgent Bill and moved - That this 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, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Cole
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

NOES, 39

Mr Austin	Mr John	Dr Naphine	Mr Steggall
Mr Brown	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Clark	Mr Lea	Mr Perton	Mr Tanner
Mr Coleman	Mr Leigh	Mr Pescott	Mrs Wade
Mr Cooper	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Reynolds	
Mr Dickinson	(Lowan)	Mr Richardson	
Mr Evans	Mr McGrath	Mr Ross-Edwards	
Mr Gude	(Warrnambool)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	Tellers
Mr Heffernan	Mr Maclellan	Mr Smith	Mr Bildstien
Mr Honeywood	Mr Maughan	(Polwarth)	Mr Elder

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted in connection with the remaining stages of the Bill be until 3.30 p.m. this day (*Mr Roper*) - and, after debate -

Amendment proposed - That the expression after "until" be omitted with the view of inserting in place thereof the expression "3.30 p.m. tomorrow." (*Mr Kennett*) - and, after debate -

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

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Seiches	
Mr Dollis	Mr Leighton	Mr Shechan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Shechan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mr Batchelor
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

NOES, 42

Mr Austin	Mr Honeywood	Dr Naphine	Mr Tanner
Mr Bildstien	Mr Jasper	Mr Perrin	Mrs Wade
Mr Brown	Mr John	Mr Pescott	Mr Wallace
Mr Clark	Mr Kennett	Mr Plowman	Mr Weideman
Mr Coleman	Mr Lea	Mr Reynolds	Dr Wells
Mr Cooper	Mr Leigh	Mr Richardson	
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	(Warrnambool)	(Polwarth)	Tellers
Mr Hayward	Mr McNamara	Mr Steggall	Mr Maughan
Mr Heffernan	Mr Maclellan	Mr Stockdale	Mr Perton

And so it was resolved in the affirmative.

Original question - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	(Northcote)	Tellers
Mr Gavin	Mr Norris	Mr Shell	Mr Dollis
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 42

Mr Austin	Mr Jasper	Mr Perrin	Mr Tanner
Mr Bildstien	Mr John	Mr Perton	Mrs Wade
Mr Brown	Mr Kennett	Mr Pescott	Mr Wallace
Mr Clark	Mr Lea	Mr Plowman	Mr Weideman
Mr Coleman	Mr Leigh	Mr Reynolds	Dr Wells
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	
Mr Dickinson	(Lowan)	Mr Smith	
Mr Elder	Mr McGrath	(Glen Waverley)	
Mr Evans	(Warrnambool)	Mr Smith	
Mr Gude	Mr McNamara	(Polwarth)	Tellers
Mr Hayward	Mr Maclellan	Mr Steggall	Mr Honeywood
Mr Heffernan	Mr Maughan	Mr Stockdale	Dr Naphtine

And so it was resolved in the affirmative.

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

*Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -*

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

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mrs Barker
			Mr Thomson

## NOES, 42

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Smith
Mr Bildstien	Mr Jasper	Mr Maughan	(Polwarth)
Mr Brown	Mr John	Dr Napthine	Mr Steggall
Mr Coleman	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Cooper	Mr Lea	Mr Perton	Mr Tanner
Mr Delzoppo	Mr Leigh	Mr Pescott	Mrs Wade
Mr Dickinson	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	Mr Reynolds	Dr Wells
Mr Evans	(Lowan)	Mr Richardson	
Mr Gude	Mr McGrath	Mr Ross-Edwards	Tellers
Mr Hayward	(Warrnambool)	Mr Smith	Mr Clark
Mr Heffernan	Mr McNamara	(Glen Waverley)	Mr Wallace

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 Roper*) - put.

The House divided.

## AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Cole
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

## NOES, 42

Mr Austin	Mr Jasper	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Perton	Mrs Wade
Mr Clark	Mr Kennett	Mr Pescott	Mr Wallace
Mr Coleman	Mr Lea	Mr Plowman	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Ross-Edwards	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Warrnambool)	Mr Smith	
Mr Hayward	Mr McNamara	(Polwarth)	Tellers
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Bildstien
Mr Honeywood	Dr Napthine	Mr Stockdale	Mr Maughan

And so it was resolved in the affirmative.

Motion made and question - That the Bill be transmitted to the Legislative Council and their concurrence desired therein - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirnb	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallaf	(Northcote)	Tellers
Mr Gavin	Mr Norris	Mr Shell	Mr Dollis
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 42

Mr Austin	Mr Jasper	Dr Napthine	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Wade
Mr Brown	Mr Kennett	Mr Pescott	Mr Wallace
Mr Clark	Mr Lea	Mr Plowman	Mr Weideman
Mr Coleman	Mr Leigh	Mr Reynolds	Dr Wells
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	
Mr Dickinson	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Warrnambool)	Mr Smith	
Mr Hayward	Mr McNamara	(Polwarth)	Tellers
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Elder
Mr Honeywood	Mr Maughan	Mr Stockdale	Mr Pertont

And so it was resolved in the affirmative.

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

- 11 **SENTENCING BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.

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

And the House, at forty-seven minutes past Six o'clock, adjourned until tomorrow.



## No. 148 - Thursday, 9 May 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  

**Bus Service for Melton** - Seeking that an effective and efficient bus service be introduced to meet the needs of Melton's rapidly expanding population, bearing 94 signatures (*by Mr Cunningham*).

Ordered to lie on the Table.
- 4 **EDUCATION SERVICE - CENSURE OF MINISTER** - Motion made and question proposed - That this House condemns the failure of the Minister for Education to provide a proper education service to the children of Victoria and that the ideological obsessions of the Minister operate to the detriment of students, teachers and the community (*Mr Richardson*) - and, after debate -  

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*
- 5 **ROYAL COMMISSION INTO ABORIGINAL DEATHS** - Motion made, by leave, and question - That there be presented to this House copies of the:
  - (a) Royal Commission into Aboriginal Deaths in Custody, National Report, Volumes 1 to 5; and
  - (b) Royal Commission into Aboriginal Deaths in Custody, Regional Report of Inquiry into New South Wales, Victoria and Tasmania (*Mr Kennan*) - put and agreed to.
- 6 **PAPERS** - Mr Kennan presented:
  - (a) Royal Commission into Aboriginal Deaths in Custody, National Report, Volumes 1 to 5; and
  - (b) Royal Commission into Aboriginal Deaths in Custody, Regional Report of Inquiry into New South Wales, Victoria and Tasmania -Return to the foregoing Order.  
Severally ordered to lie on the Table.
- 7 **MINISTERIAL STATEMENT - ABORIGINAL DEATHS IN CUSTODY** - Mr Kennan made a Ministerial Statement relating to the Royal Commission into Aboriginal Deaths in Custody.  
Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Mr Kennan*) - and, after debate -  
Motion made and question - That the debate be now adjourned (*Mrs Hirsh*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 8 **COMMISSIONER FOR THE ENVIRONMENT 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 Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	(Northcote)	Tellers
Mr Gavin	Mr Norris	Mr Shell	Mr Cole
Mr Harrowfield	Mr Pope	Mr Simmonds	Mr Hamilton

NOES, 34

Mr Austin	Mr Honeywood	Mr Perton	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Wade
Mr Coleman	Mr Lea	Mr Plowman	Mr Wallace
Mr Cooper	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Richardson	Dr Wells
Mr Dickinson	(Warrnambool)	Mr Smith	
Mr Evans	Mr McNamara	(Glen Waverley)	
Mr Gude	Mr Maclellan	Mr Smith	Tellers
Mr Hayward	Mr Maughan	(Polwarth)	Mr Bildstien
Mr Heffernan	Mr Perrin	Mr Stockdale	Mr Clark

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 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 Crabb*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mr Dollis
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

## NOES, 33

Mr Austin	Mr Hayward	Mr Pescott	Mrs Wade
Mr Bildstien	Mr Heffernan	Mr Plowman	Mr Wallace
Mr Brown	Mr Honeywood	Mr Reynolds	Mr Weideman
Mr Clark	Mr John	Mr Richardson	Dr Wells
Mr Coleman	Mr Lea	Mr Smith	
Mr Cooper	Mr Leigh	(Glen Waverley)	
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Dickinson	(Warrnambool)	(Polwarth)	Tellers
Mr Evans	Mr Maclellan	Mr Stockdale	Mr Maughan
Mr Gude	Mr Perrin	Mr Tanner	Mr Perton

And so it was resolved in the affirmative.

Bill read a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 9 **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.
- 10 **AGRICULTURAL AND VETERINARY CHEMICALS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
- Motion made and question - That the debate be now adjourned (*Mr Heffernan*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 May instant.
- 11 **FRIENDLY SOCIETIES (RESERVE BOARD) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 May instant.
- 12 **MAGISTRATES' COURT (COSTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 May instant.
- 13 **STATE TRUST CORPORATION OF VICTORIA (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 May instant.
- 14 **BAYSIDE PROJECT (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mr Heffernan*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 May instant.

- 15 **LAND (MISCELLANEOUS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 May instant.
- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at one minute past Seven o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 149, 150 and 151**

**No. 149 - Tuesday, 14 May 1991**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Police Services at Ballarat and Wendouree West** - Seeking that an extra Sergeant and six police be placed in the Ballarat District immediately and that a police station be opened in the Wendouree West area, bearing 288 signatures (*by Mr Elder*).

**Weekend Bus Service for Ballarat** - Seeking that a weekend bus service throughout the Ballarat District be retained, bearing 788 signatures (*by Mr Elder*).

Severally ordered to lie on the Table.

- 4 **PAPERS** - Mr Speaker presented:

Accident Compensation Act 1985 -

Communication from the Minister for Labour explaining the reason for the delay in presentation of the March 1991 Quarterly Reports of the Accident Compensation Commission, WorkCare Appeals Board, Medical Panels and Victorian Accident Rehabilitation Council.

Quarterly Reports for March 1991 -

WorkCare Appeals Board

Medical Panels

Victorian Accident Rehabilitation Council

Severally 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:

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Frankston Planning Scheme - Nos. L21, L25.

Phillip Island Planning Scheme - No. L21.

Warracknabcal Planning Scheme - No. L2.

Water Act 1989 - Notifications by the Minister for Conservation and Environment of the reasons for deciding to make the following Orders:

- (a) to constitute the Latrobe Region Water Authority to take over the whole of the property, rights, liabilities, obligations, powers and functions of the following Authorities -

Latrobe Valley Water and Sewerage Board;

Mid-Gippsland River Management Board;

Moe Water Board;

Morwell Water Board;

Rosedale and District Water Board; and

Traralgon Water Board.

- (b) to appoint the Latrobe Region Water Authority to take over the whole of the property, rights, liabilities, obligations, powers and functions of the Shire of Narracan and the City of Sale.

- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:  
Metung Land Bill.
- 6 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
Aboriginal Lands Bill  
Agricultural and Veterinary Chemicals Bill  
Borrowing and Investment Powers (Further Amendment) Bill  
Casino Control Bill  
Crimes Legislation (Miscellaneous Amendments) Bill (No. 2)  
Magistrates' Court (Costs) Bill  
Martial Arts Control (Further Amendment) Bill  
Public Account (Amendment) Bill  
Water (Waivers) Bill.
- 7 **CASINO CONTROL BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put, after debate, and agreed to.  
Ordered - That the debate be adjourned until Tuesday, 21 May instant.
- 8 **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.
- 9 **SENTENCING BILL** - Further considered in Committee.  
Committee reported progress; to sit again tomorrow.
- 10 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 to 7 inclusive, be postponed until later this day.
- 11 **TRANSPORT (CAR POOLING) 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; and with an amended long title, which title is as follows:  
*"A Bill to amend the 'Transport Act 1983' to facilitate car pooling and for other purposes."*  
Bill as amended, considered, and amendments agreed to; read a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **AUSTRALIAN CATHOLIC UNIVERSITY (VICTORIA) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Mr Speaker ruled the Bill to be a Private Bill.  
Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Spyker*) - 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 a third time forthwith.

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 10 and 11 be postponed until later this day.

14 **MEDICAL PRACTITIONERS (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 a third time forthwith.

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

15 **DOCKLANDS AUTHORITY BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

16 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL PROCEDURES) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

17 **PUBLIC ACCOUNT (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, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Sheehan
Mr Baker	Mr Harrowfield	Mr Norris	(Northcote)
Mrs Barker	Mrs Hill	Mr Pope	Mr Shell
Mr Batchelor	Mrs Hirsh	Mrs Ray	Mr Spyker
Mr Cain	Mr Jolly	Mr Roper	Mr Trezise
Mr Cole	Mr Kennan	Mr Rowe	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Sandon	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Ernst	Mr Leighton	Mr Sercombe	
Mr Fordham	Mr McCutcheon	Mrs Setches	Tellers
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Dollis
Mr Gavin	Mr Mathews	(Ballarat South)	Mr Thomson

NOES, 37

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Tanner
Mr Brown	Mr Jasper	Dr Naphthine	Mrs Wade
Mr Clark	Mr John	Mr Perrin	Mr Wallace
Mr Coleman	Mr Kennett	Mr Perton	Mr Weideman
Mr Cooper	Mr Lea	Mr Pescott	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Reynolds	
Mr Dickinson	Mr McGrath	Mr Richardson	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Polwarth)	Tellers
Mr Hayward	(Warrnambool)	Mr Steggall	Mr Bildstien
Mr Heffernan	Mr McNamara	Mr Stockdale	Mr Maughan

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time forthwith.

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

18 **COURTS (CASE TRANSFER) 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 (*Mrs Hirsh*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Land (Reservations Removal) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the 'Extractive Industries Act 1966' with respect to the procedure for renewing leases and licences, and for other purposes".

21 **EXTRACTIVE INDUSTRIES (FURTHER AMENDMENT) BILL** - On the motion of Mr Sheehan, Northcote, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

22 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

23 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twenty-seven minutes past Eleven o'clock, adjourned until tomorrow

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 150 - Wednesday, 15 May 1991

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Dissolution of Parliament** - Seeking that the Government be dissolved immediately and a new election called for the Legislative Assembly and Legislative Council without delay, bearing 142 and 264 signatures (*by Mr McNamara and Mr Ross-Edwards, respectively*).



**Compulsory Third Party Motor Vehicle Insurance** - Seeking that (a) Compulsory Third Party Property Damage be introduced on motor vehicles which maintains the involvement of both Government and the private insurance industry; and (b) that the Magistrates' Court system for resolving disputes relating to motor vehicle property damage be reformed, bearing 235 signatures (by Mr Cunningham).

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:

Alpine Resorts Commission - Report for the year ended 31 October 1990.

- 5 **DEAKIN UNIVERSITY (VICTORIA COLLEGE) BILL** - Mr Sheehan, Northcote obtained leave, with Mr Roper, to bring in a Bill "to provide for the merger of Victoria College with Deakin University, to amend the 'Deakin University Act 1974' and the 'Monash University 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 (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (Mr Trezise).

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

Ordered - That the debate be adjourned until Wednesday, 29 May instant.

- 7 **EDUCATION (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 a third time.

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

- 8 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 1) 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, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Thomson
Mr Baker	Mrs Hirsh	Mr Roper	Mr Trezise
Mrs Barker	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cain	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cole	Ms Kirner	Mr Sercombe	
Mr Crabb	Mr Leighton	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Dollis
Mr Harrowfield	Mr Pope	Mr Spyker	Mrs Garbutt

## NOES, 38

Mr Austin	Mr Jasper	Mr Perrin	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Wade
Mr Brown	Mr Kennett	Mr Plowman	Mr Wallace
Mr Coleman	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Ross-Edwards	
Mr Dickinson	(Lowan)	Mr Smith	
Mr Elder	Mr McGrath	(Glen Waverley)	
Mr Evans	(Warrnambool)	Mr Smith	
Mr Gude	Mr McNamara	(Polwarth)	Tellers
Mr Hayward	Mr Maclellan	Mr Steggall	Mr Clark
Mr Heffernan	Mr Maughan	Mr Stockdale	Dr Napthine

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time forthwith.

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

**9 POLLUTION OF WATERS BY OIL AND NOXIOUS SUBSTANCES (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 a 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 amend the 'Constitution Act 1975'*".

**11 CONSTITUTION (DISSOLUTION OF THE LEGISLATIVE ASSEMBLY) BILL** - On the motion of Ms Kirner, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

**12 POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at thirty-nine minutes past Six o'clock, adjourned until tomorrow.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 151 - Thursday, 16 May 1991

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PAPERS** - The following Papers, pursuant to the direction of the *Subordinate Legislation Act 1962*, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts:

Fertilizers Act 1974 - S.R. No. 83.

Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 82.

Petroleum (Submerged Lands) Act 1982 - S.R. No. 84.

4 **FISHERIES (SCALLOPS) BILL** - Mr Crabb obtained leave, with Mr Spyker, to bring in a Bill "*to amend the 'Fisheries Act 1968' to regulate the harvesting of scallops for sale and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, later this day.

5 **ENVIRONMENT PROTECTION (SCHEDULED PREMISES AND EXEMPTIONS) (AMENDMENT) REGULATIONS 1989 (Statutory Rule 77/1989)** - Motion made and question - That the Environment Protection (Scheduled Premises and Exemptions) (Amendment) Regulations 1989 (Statutory Rule 77/1989) be disallowed (*Mr Jasper*) - put, after debate, and negatived.

6 **INDUSTRIAL RELATIONS** - Motion made and question proposed - That this House notes, with satisfaction, the judgement of Mr Justice Woodward on 24 August 1989 in the case of *Odco Pty Ltd* (better known as *Troubleshooters Available*) vs the *Building Workers Industrial Union* which is fully consistent with the Liberal and National Parties' approach to industrial relations, namely to encourage greater flexibility in the labour market and to provide greater opportunity to people in the workforce to negotiate mutually acceptable terms and conditions of work leading to greater efficiency, productivity and competitiveness, and condemns the State Government for its total failure to support small business against the intimidatory and predatory attacks of militant unions (*Mr Gude*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

7 **CONSTITUTION (DISSOLUTION OF LEGISLATIVE ASSEMBLY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*) - and, after debate -

The Honourable Member for Hawthorn addressing the House and not having concluded his speech -

Motion made and question - That the Honourable Member be allowed to continue his speech for a further period not exceeding ten minutes (*Mr McNamara*) - put.

The House divided.

AYES, 42

Mr Austin	Mr John	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perton	Mrs Wade
Mr Brown	Mr Lea	Mr Pescott	Mr Wallace
Mr Coleman	Mr Leigh	Mr Plowman	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Dickinson	( <i>Lowan</i> )	Mr Ross-Edwards	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	( <i>Polwarth</i> )	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Clark
Mr Jasper	Dr Napthine	Mr Stockdale	Mr Elder

## NOES, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Thomson
Mr Baker	Mrs Hirsh	Mr Roper	Mr Trezise
Mrs Barker	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Batchelor
Mr Harrowfield	Mr Pope	Mr Spyker	Mrs Garbutt

And so it passed in the negative.

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

Question - put.

The House divided.

## AYES, 42

Mr Austin	Mr John	Mr Perrin	Mr Tanner
Mr Brown	Mr Kennett	Mr Perton	Mrs Wade
Mr Clark	Mr Lea	Mr Pescott	Mr Wallace
Mr Coleman	Mr Leigh	Mr Plowman	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Dickinson	(Lowan)	Mr Ross-Edwards	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Warrnambool)	(Glen Waverley)	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Polwarth)	Tellers
Mr Heffernan	Mr Maughan	Mr Steggall	Mr Bildstien
Mr Jasper	Dr Napthine	Mr Stockdale	Mr Honeywood

## NOES, 44

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Thomson
Mr Baker	Mrs Hill	Mr Roper	Mr Trezise
Mrs Barker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Batchelor	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cain	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Cole	Mr Kennedy	Mr Sercombe	
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	(Northcote)	Tellers
Mr Gavin	Mr Norris	Mr Shell	Mr Dollis
Mr Hamilton	Mr Pope	Mr Spyker	Mr Leighton

And so it passed in the negative.

- 8 SITTING OF THE HOUSE - Motion made and question - That the House, at its rising, adjourn until Tuesday, 28 May instant (*Mr Roper*) - put and agreed to.

- 9 **ELECTION DONATIONS DISCLOSURE BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 30 May instant.
- 10 **EXTRACTIVE INDUSTRIES (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mr Plowman*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 30 May instant.
- 11 **DEAKIN UNIVERSITY (VICTORIA COLLEGE) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mr Hayward*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 23 May instant.
- 12 **FISHERIES (SCALLOPS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
Ordered - That the debate be adjourned until Tuesday, 28 May instant.
- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Crabb*) - put and agreed to.
- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at Forty-five minutes past Eight o'clock, adjourned until Tuesday, 28 May instant.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## VOTES AND PROCEEDINGS

### Nos. 152, 153 and 154

## No. 152 - Tuesday, 28 May 1991

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **COMPLAINT** - Mr Speaker informed the House that the Honourable the Treasurer had lodged with him written notification of a complaint against the Leader of the Opposition alleging that he had attempted to intimidate members in the conduct of their duties - and, Mr Speaker being of the opinion that the complaint should be given precedence -

Motion made and question - That the complaint made by the Honourable the Treasurer on 27 May 1991 be referred to the Privileges Committee for examination and report (*Mr Roper*) - after debate, put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cole	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Crabb	Mr Leighton	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	<i>(Ballarat South)</i>	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	<i>(Northcote)</i>	<i>Tellers</i>
Mr Hamilton	Mr Norris	Mr Shell	Mr Dollis
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

NOES, 39

Mr Austin	Mr Jasper	Mr Perrin	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Wade
Mr Brown	Mr Kennett	Mr Plowman	Mr Wallace
Mr Clark	Mr Lea	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Leigh	Mr Richardson	Dr Wells
Mr Cooper	Mr McGrath	Mr Ross-Edwards	
Mr Delzoppo	<i>(Lowan)</i>	Mr Smith	
Mr Dickinson	Mr McGrath	<i>(Glen Waverley)</i>	
Mr Gude	<i>(Warrnambool)</i>	Mr Smith	
Mr Hayward	Mr McNamara	<i>(Polwarth)</i>	<i>Tellers</i>
Mr Heffernan	Mr Maughan	Mr Steggall	Mr Elder
Mr Honeywood	Dr Naphine	Mr Stockdale	Mr Perton

And so it was resolved in the affirmative.

3 **QUESTIONS** - (Pursuant to Standing Order No. 124).

4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Bus Service for Melton** - Seeking that an effective and efficient bus service be introduced to meet the needs of Melton's rapidly expanding population, bearing 114 signatures (*by Mr Cunningham*).

**Funding for Disabled Children** - Seeking that funding be increased annually for the successful integration of an increasing number of disabled children into mainstream schools and kindergartens, bearing 1,451 signatures (*by Mr Wallace*).

**Safety Helmets for Bicyclists** - Seeking that the wearing of safety helmets for bicyclists not be compulsory for those 18 years of age and over, bearing 1,005 signatures (*by Mr Wallace*).

Severally ordered to lie on the Table.

5 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 89 to 91 of 1991 (*Ms Kirner*) - put and agreed to.

6 **PAPERS** - Ms Kirner presented:

Administrative Arrangements Orders - Nos. 89 to 91 of 1991 - Return to the foregoing Order.

Severally ordered to lie on the Table.

7 **PAPERS** - Mr Kennan presented, by Command of His Excellency the Governor:

Supreme Court Judges - Report and Supplement to the Report for the year 1989.

Severally ordered to lie on the Table.

Mr Speaker presented:

Accident Compensation Act 1985 - Accident Compensation Commission - Quarterly Report for March 1991.

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:

Broadmeadows College of TAFE - Report for the year 1989.

Coleraine and District Hospital - Report and Statement of Accounts for the year 1989-90.

Hawthorn Institute of Education - Report for the year 1989.

Parliamentary Committees Act 1968 - Report by the Treasurer with respect to the recommendations made by the Economic and Budget Review Committee's Report on Program Budgeting.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - No. S15.

Alexandra Planning Scheme - No. L17.

Ararat (City) Planning Scheme - No. L11.

Benalla (City) Planning Scheme - No. L19.

Bendigo Planning Scheme - Nos. L21, L23 Part 2, L25, L26 Part 1.

Brunswick Planning Scheme - Nos. L2, L6 Part 1.

Bulla Planning Scheme - Nos. L41, L45.

Caulfield Planning Scheme - No. L11.  
 Daylesford and Glenlyon Planning Scheme - No. L2.  
 Dundas Planning Scheme - No. L3.  
 Echuca Planning Scheme - No. L8.  
 Frankston Planning Scheme - No. L24.  
 Geelong Regional Planning Scheme - No. R45 Part 2.  
 Gisborne Planning Scheme - Nos. L10, L14.  
 Huntly Planning Scheme - No. L20.  
 Lillydale Planning Scheme - No. L74 Part 2.  
 Melbourne Planning Scheme - Nos. L67, L68.  
 Mornington Planning Scheme - No. L31.  
 Oakleigh Planning Scheme - No. L16.  
 Prahran Planning Scheme - No. L22.  
 Preston Planning Scheme - No. RL121.  
 Ringwood Planning Scheme - No. L10.  
 Rosedale Planning Scheme - No. L30.  
 Sandringham Planning Scheme - No. L4.  
 Talbot and Clunes Planning Scheme - No. L9.  
 Tambo Planning Scheme - No. L41.  
 Warrnambool City Planning Scheme - No. L28.  
 Yackandandah Planning Scheme - No. L6.

State Training Board - Report for the year 1989-90.

Statutory Rules under the following Acts:

Agricultural Chemicals Act 1958 - S.R. No. 85.  
 Fisheries Act 1968 - S.R. No. 86.  
 Flora and Fauna Guarantee Act 1988 - S.R. No. 87.  
 Public Service Act 1974 - Public Service Determination No. 14.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Corporations (Victoria) Act 1990 - Section 98(2); 22 May 1991 (*Gazette No. G19, 22 May 1991*).  
 Courts (Amendment) Act 1990 - Section 13; 1 June 1991 (*Gazette No. G18, 15 May 1991*).  
 Petroleum (Submerged Lands) (Further Amendment) Act 1990 - 15 May 1991 (*Gazette No. G18, 15 May 1991*).

**8 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**  
 Informing the Assembly that he had, on 21 May instant, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

The Constitution Act Amendment (Electoral Procedures) Bill  
 Docklands Authority Bill.

**9 CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL (No. 2) -**  
 Motion made, by leave, and question - That it be an instruction to the Committee that they have power to consider New Clauses to the Crimes Legislation (Miscellaneous Amendments) Bill (No. 2) to provide that -

- (a) for the purposes of clauses 15(8)(a) and 16(1)(a) of Schedule 5 to the *Magistrates' Court Act 1989*, proceedings for offences that commenced before 1 June 1991 must be taken to commence on 1 June 1991; and
- (b) the validity of certain orders made at a committal proceeding before 1 June 1991 are not affected; and
- (c) certain orders that a defendant not stand trial are of no effect and must be taken never to have had any effect; and



- (d) for the purposes of those clauses a proceeding in relation to an indictable offence triable summarily commencing on or after 1 June 1991 must be taken to commence on the day the Magistrates' Court decides that a committal proceeding must be held because the conditions for a summary proceeding set out in section 53(1) of the Act are not satisfied; and
- (e) an order pursuant to clauses 15(9) or 16(2) of Schedule 5 that a defendant not stand trial for an offence does not take away the powers of the Director of Public Prosecutions to make presentment at the Supreme Court or County Court of the defendant for that offence.

(*Mr Kennan*) - put and agreed to.

- 10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Deakin University (Victoria College) Bill  
 Racing (Miscellaneous Amendments) Bill.

- 11 **CASINO CONTROL 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 Walsh*) - put and agreed to.

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

- 12 **SENTENCING BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 13 **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.

- 14 **COURTS (CASE TRANSFER) BILL** - Read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress; to sit again later this day.

- 15 **CASINO CONTROL 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 Thomson*) - put and agreed to.

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

- 16 **COURTS (CASE TRANSFER) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

17 **CORRECTIONS (REMISSIONS) BILL** - Further considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.

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

18 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 to 7 inclusive, be postponed until later this day.

19 **HISTORIC BUILDINGS (FURTHER 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 Micallef*) - put and agreed to.

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

20 **WATTLE 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 a third time forthwith.

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

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Health Services (Conciliation and Review) (Further Amendment) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

22 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 10 to 16 inclusive, be postponed until later this day.

23 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL (No. 2)** - 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 Roper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

24 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

25 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

WEDNESDAY, 29 MAY 1991

Question - put and agreed to.

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

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 153 - Wednesday, 29 May 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Dissolution of Parliament** - Seeking that the Government be dissolved immediately and a new election called for the Legislative Assembly and Legislative Council without delay, bearing 572 and 360 signatures, respectively (*by Mr McGrath, Lowan, and Mr Evans*)
  - Dog Muzzles and Leashes** - Seeking that action be taken to require dogs to be muzzled and on leashes when on streets or in parks, bearing 90 signatures (*by Mr Shell*).
 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:
  - Phillip Institute of Technology - Report for the year 1989.
- 5 **LEGAL AND CONSTITUTIONAL COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Walsh be appointed a member of the Legal and Constitutional Committee (*Mr Roper*) - put and agreed to.
- 6 **ADULT, COMMUNITY AND FURTHER EDUCATION BILL** - Mr Sheehan, (*Northcote*), obtained leave, with Mr Roper, to bring in a Bill "*to make provision with respect to Adult, Community and Further Education, to establish an Adult, Community and Further Education Board, to amend the 'Council of Adult Education Act 1981', the 'Post-Secondary Education Act 1978', and the 'Vocational Education and Training Act 1990' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **GAMING MACHINE CONTROL BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to provide for the establishment of a system for the regulation, supervision and control of gaming machines, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **PRIVILEGES COMMITTEE** - Motion made and question - That this House grant leave to permit the Privileges Committee to meet and take evidence during the sittings of the House in relation to the matter referred to the Committee for examination and report by this House on 28 May 1991 (*Mr Roper*) - put and agreed to.
- 9 **ABORIGINAL LANDS BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Mr Speaker ruled the Bill to be a Private Bill.

Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Sandon*) - 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.

Committee reported progress; to sit again later this day.

- 10 **BORROWING AND INVESTMENT POWERS (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, by leave, read a third time forthwith.

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

- 11 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 3 and 4 be postponed until later this day.

- 12 **CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) 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 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 with amendments and with an amended long title, which title is as follows:

*"A Bill to amend the 'Crimes Act 1958', the 'Crimes (Blood Samples) Act 1989', and the 'Magistrates' Court Act 1989' and the 'Director of Public Prosecutions Act 1982' and for other purposes."*

Bill as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 13 **CASINO CONTROL BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 14 **WATER (WAIVERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - 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 a third time forthwith.

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

- 15 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 4 to 9 inclusive, be postponed until later this day.

- 16 **MAGISTRATES' COURT (COSTS) 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 having continued to sit till after Twelve of the clock -

THURSDAY, 30 MAY 1991.

Bill reported without amendment; read a third time.

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

- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at nine minutes past One o'clock in the morning, adjourned until later this day.

R. K. BOYES

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 154 - Thursday, 30 May 1991

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

- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Dissolution of Parliament** - Seeking that the Government be dissolved immediately and a new election called for the Legislative Assembly and Legislative Council without delay, bearing 470 and 427 signatures (*by Mr Steggall and Mr McGrath, Warrnambool, respectively*).

Severally ordered to lie on the Table.

- 4 **PAPERS** - The following Papers, pursuant to the directions of the *Subordinate Legislation Act 1962*, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts:

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 88.

Public Service Act 1974 - Public Service Determination No. 15.

- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Australian Catholic University (Victoria) Bill without amendment.

- 6 **PRIVILEGES COMMITTEE - EVIDENCE** - Motion made, by leave, and question - That Standing Order No. 208 be suspended so far as to allow the Privileges Committee to publish the evidence and documents received in its present Inquiry upon such terms and conditions as it thinks fit (*Mr Roper*) - put, after debate, and agreed to.

7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Aboriginal Lands Bill.

8 **OZONE LAYER AND THE GREENHOUSE EFFECT** - Motion made and question proposed - That this House congratulates the Government for its actions in developing strategies and programs relating to the depletion of the ozone layer and the "greenhouse" effect and urges continued and upgraded efforts to assist Victorians to take positive action to protect the environment (*Dr Vaughan*).

Amendment proposed - That the words "congratulates the Government for its" be omitted with the view of inserting in place thereof the words "notes the Government" (*Mr Coleman*) -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

9 **MARTIAL ARTS CONTROL (FURTHER 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 Roper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

10 **CASINO CONTROL BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.

Ordered - That the Bill be read a third time later this day.

11 **BAYSIDE PROJECT (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 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 a 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 transmitted to the Legislative Council and their concurrence desired therein.

12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Crimes Legislation (Miscellaneous Amendments) Bill (No. 2) with amendments.

And the said amendments were read a second time and, after debate, agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

13 **MARTIAL ARTS CONTROL (FURTHER AMENDMENT) 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 a 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.

- 14 **CASINO CONTROL BILL** - Read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 15 **HISTORIC BUILDINGS (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a 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.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 and 6 be postponed until later this day.
- 17 **ADULT, COMMUNITY AND FURTHER EDUCATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
 Motion made and question - That the debate be now adjourned (*Dr Wells*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 13 June next.
- 18 **BROILER CHICKEN 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 a third time forthwith.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at forty-eight minutes past Five o'clock, adjourned until Tuesday next.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**VOTES AND PROCEEDINGS**  
**Nos. 155, 156, 157 and 158**

**No. 155 - Tuesday, 4 June 1991**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Peninsula Linkages Project** - Seeking that Government funding be maintained for the Chelsea/Frankston/Mornington Peninsula Linkages Project to ensure that the project continues, bearing 264 signatures (*by Mr Cooper*).
  - Mornington Harbour** - Seeking that the development of the Mornington Harbour as a potential site for a marina or safe harbour not be allowed, bearing 7,158 signatures (*by Mr Cooper*).
  - Police Services at Birregurra** - Seeking that a full-time police presence at Birregurra, based at the Birregurra Police Station, be reinstated, bearing 746 signatures (*by Mr Smith, Polwarth*).
  - Sunday Trading** - Seeking that there be no legislative change to permit increased Sunday trading, and that fines for Sunday trading be increased, bearing 324 signatures (*by Mr Leighton*).
  - Dissolution of Parliament** - Seeking that the Government be dissolved immediately and a new election called for the Legislative Assembly and the Legislative Council without delay, bearing 505 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.
- 4 **HEALTH SERVICES COMMISSIONER** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Health Services Commissioner including the Report of the Health Services Review Council for the year 1989-90 (*Mr Kennan*) - put and agreed to.
- 5 **PAPER** - Mr Kennan presented:
  - Health Services Commissioner including the Report of the Health Services Review Council - Report for the year 1989-90 - Return to the foregoing Order.

Ordered to lie on the Table.
- 6 **PAPERS** -
  - Mr Speaker presented:
    - BLF (De-recognition) Act 1985 - Fifteenth Report of the Custodian, 31 May 1991.

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:

Chiropodists Registration Board - Report and Statement of Accounts for the year 1990.

Medical Board of Victoria incorporating the Report of the Hospitals Accreditation Committee - Report for the year 1989-90.

Optometrists Registration Board - Report for the year 1989-90.

Physiotherapists Registration Board - Report and Statement of Accounts for the year 1990.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Bendigo Planning Scheme - No. L24.
- Berwick Planning Scheme - Nos. L29 Part 1B, L32.
- Bright Planning Scheme - No. L17.
- Geelong Regional Planning Scheme - No. R63.
- Knox Planning Scheme - No. L26 Part 1.
- Kyabram Planning Scheme - No. L5.
- Maryborough Planning Scheme - No. L10 Part 1.
- Metropolitan Region Planning Schemes - No. R105.
- Mildura (Shire) Planning Scheme - No. L17.
- Moe Planning Scheme - No. L16.
- Nunawading Planning Scheme - No. L13.
- Omco Planning Scheme - No. L6.
- Ripon Planning Scheme - No. L7.
- Rosedale Planning Scheme - No. L28.
- Seymour Planning Scheme - No. L25.
- Shepparton (City) Planning Scheme - No. L35.
- Violet Town Planning Scheme - No. L3.

Victorian Law Foundation - Report for the year ended 30 September 1990.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Evidence (Amendment) Act 1990 - Sections 1-7; 1 June 1991 (*Gazette No. G20, 29 May 1991*).

National Parks (Further Amendment) Act 1990 - Parts 2 and 4; 5 June 1991 (*Gazette No. G20, 29 May 1991*).

**7 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -** Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 31 May, 1991 -

Crimes Legislation (Miscellaneous Amendments) Bill.

On 4 June, 1991 -

Australian Catholic University (Victoria) Bill.

**8 ABORIGINAL LANDS BILL -** Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

**9 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.

- 10 **RACING (MISCELLANEOUS AMENDMENTS) 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 a third time.

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

- 11 **VICTORIAN COLLEGE OF THE ARTS (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 a third time forthwith.

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

- 12 **DEAKIN UNIVERSITY (VICTORIA COLLEGE) 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.

- 13 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Deakin University (Victoria College) Bill.

- 14 **DEAKIN UNIVERSITY (VICTORIA COLLEGE) BILL** - Considered in Committee and reported with amendments and with an amended long title, which title is as follows:

*"A Bill to provide for the merger of Victoria College with Deakin University, to amend the 'Deakin University Act 1974' and for other purposes".*

Bill as amended, considered, and amendments agreed to; read a third time.

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

- 15 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 and 6 be postponed until later this day.

- 16 **EXTRACTIVE INDUSTRIES (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, by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 17 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 8 to 17 inclusive, be postponed until later this day.

- 18 **SUBDIVISION (MISCELLANEOUS AMENDMENTS) 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 Roper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Constitution Act 1975' and the 'Constitution (Supreme Court) Act 1989' and for other purposes*".
- 20 **CONSTITUTION (JURISDICTION OF SUPREME COURT) BILL** - On the motion of Mr Kennan, 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** - Agreeing to the Courts (Case Transfer) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 22 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:  
Water (Waivers) Bill  
Wattle Park Land Bill.
- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Credit Act 1984' and for other purposes*".
- 24 **CREDIT (FURTHER AMENDMENT) BILL** - On the motion of Mr Sandon, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 22 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 23 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at twenty-four minutes past Eleven o'clock, adjourned until tomorrow.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 156 - Wednesday, 5 June 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Dissolution of Parliament** - Seeking that the Government be dissolved immediately and a new election called for the Legislative Assembly and the Legislative Council without delay, bearing 391 signatures (*by Mr Jasper*).

Ordered to lie on the Table.

- 4 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Delzoppo brought up a Report from the Public Bodies Review Committee on Film Victoria; together with Appendices and Minutes of Evidence.  
Ordered to lie on the Table and the Report and Appendices to be printed.
- 5 **SOCIAL DEVELOPMENT COMMITTEE** - Mrs Ray, Chairman, brought up the First Report from the Social Development Committee upon the Inquiry into Mental Disturbance and Community Safety; together with Appendices.  
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:
  - Dental Technicians Act 1972 -
    - Advanced Dental Technicians Qualifications Board - Report for the year 1988-89.
    - Dental Technicians Licensing Committee - Report for the year 1988-89.
  - Statutory Rules under the following Acts -
    - Public Service Act 1974 - Public Service Determination Nos. 16-18.
    - Superannuation (Portability) Act 1989 - S.R. No. 89.
- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Historic Buildings (Further Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 8 **CRIMES (BRIBERY OF MEMBERS OF PARLIAMENT AND PUBLIC OFFICERS) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to provide for an offence of corruption and bribery of members of the Parliament and public officers and for that purpose to amend the 'Crimes 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 **CONSTITUTION (INDEPENDENCE OF JUDGES AND PUBLIC OFFICERS) BILL** - Mr Kennan obtained leave, with Ms Kirner, to bring in a Bill "*to make further provision for the independence of the judiciary and public officers and for that purpose 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.
- 10 **GAMING MACHINE CONTROL BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
Ordered - That the debate be adjourned until Wednesday, 19 June instant.
- 11 **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.
- 12 **SUBDIVISION (MISCELLANEOUS AMENDMENTS) 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 (*Mrs Hirsh*) - put and agreed to.  
Ordered - That the debate be adjourned until later this day.

- 13 **FRIENDLY SOCIETIES (RESERVE 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; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **MINISTERIAL STATEMENT - PRE-SCHOOL AND CHILD CARE** - Mrs Setches made a Ministerial Statement relating to Pre-School and Child Care.
- Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Mrs Setches*) - and, after debate -
- Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 15 **SUBDIVISION (MISCELLANEOUS AMENDMENTS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.
- Committee reported progress; to sit again tomorrow.
- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at twenty-seven minutes past Five o'clock, adjourned until tomorrow.

R. K. BOYES  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 157 - Thursday, 6 June 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **DEATH OF REAR ADMIRAL SIR BRIAN STEWART MURRAY, K.C.M.G., A.O., K.St.J., R.A.N. (Rtd)** - Motion made and question - That this House expresses its sincere sorrow at the death of Rear Admiral Sir Brian Stewart Murray, K.C.M.G., A.O., K.St.J., R.A.N. (Rtd), and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Governor of Victoria from 1982 to 1985 (*Ms Kirner*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Rear Admiral Sir Brian Stewart Murray, K.C.M.G., A.O., K.St.J., R.A.N. (Rtd), the House do now adjourn until half-past Twelve o'clock this day (*Ms Kirner*) - put and agreed to.

And the House, at forty-four minutes past Eleven o'clock adjourned until half-past Twelve o'clock this day.

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 158 - Thursday, 6 June 1991

[HALF-PAST TWELVE O'CLOCK]

1 The House met pursuant to adjournment - Mr Speaker took the Chair.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 212 signatures (*by Mrs Barker*).

**Dissolution of Parliament** - Seeking that the Government be dissolved immediately and a new election called for the Legislative Assembly and the Legislative Council without delay, bearing 418 signatures (*by Mr Wallace*).

**Inner Circle Railway Land** - Seeking that all sections of the Inner Circle Railway Land (excepting Vaccari Foundation land) be made available for public open space, bearing 1,720 signatures (*by Mr Honeywood*).

**Romsey Primary School** - Seeking that provision be made in the 1991/92 Budget for the purchase of land for the relocation of the Romsey Primary School and that the construction of a new school, as set out in the completed architectural plans, be commenced, bearing 865 signatures (*by Mr McDonald*).

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 Clerk:

Ambulance Service Victoria - Report and Statement of Accounts of the following Regions for the year 1989-90 -

South Eastern;  
South Western;  
North Eastern;  
North Western; and  
Western.

Ambulance Officers Training Centre - Report and Statement of Accounts for the year 1989-90.

Border Groundwaters Agreement Review Committee - Report for the year 1989-90.

**Dental Technicians Act 1972 -**

Advanced Dental Technicians Qualifications Board - Report for the year 1989-90.

Dental Technicians Licensing Committee - Report for the year 1989-90.

**Dentists Act 1972 -**

Dental Board - Report and Statement of Accounts for the year ended 30 September 1990.

Specialists Practitioners Qualifications Committee - Report and Statement of Accounts for the year ended 30 September 1990.

Legal Profession Practice Act 1958 - Reports of the Lay Observer to the Barristers' and Solicitors' Disciplinary Tribunal for the year 1990.

Members of Parliament (Register of Interests) Act 1978 - Summary of Variations notified to 4 June 1991 - Ordered to be printed.

Mental Health Review Board and Psychosurgery Review Board - Report and Statement of Accounts for the year 1989-90.

Queen Elizabeth Geriatric Centre - Report and Statement of Accounts for the year 1989-90.

**Statutory Rules under the following Acts -**

Agricultural Chemicals Act 1958 - S.R. No. 85 [In lieu of Statutory Rule previously tabled 28 May 1991.]

Evidence Act 1958 - S.R. No. 90.

Water Act 1989 - Notifications by the Minister for Conservation and Environment of the reasons for deciding to make the following orders:

(a) to appoint Mid-Goulburn Regional Water Board to take over the whole of the property, rights, liabilities, obligations, powers and functions of the Seymour Water Board;

(b) to appoint the Geelong and District Water Board to take over the whole of the property rights, liabilities, obligations, powers and functions of the Shire of Ballan.

**5 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Pollution of Waters by Oil and Noxious Substances (Amendment) Bill with amendments.**

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

**6 MESSAGES FROM THE LEGISLATIVE COUNCIL - Agreeing to the following Bills without amendment:**

Bayside Project (Further Amendment) Bill

Broiler Chicken Industry (Amendment) Bill

Martial Arts Control (Further Amendment) Bill

Borrowing and Investment Powers (Further Amendment) Bill

Victorian College of the Arts (Amendment) Bill.

**7 MESSAGE FROM THE LEGISLATIVE COUNCIL - Transmitting a Bill for "An Act to amend the 'Food Act 1984' to enable food standards published in the Commonwealth of Australia Gazette by the National Food Authority automatically to have effect in Victoria and for other purposes".**

**8 FOOD (AMENDMENT) BILL - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.**

- 9 **STATE INSURANCE OFFICE (SALE) BILL** - Mr Roper obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'State Insurance Office Act 1984' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 10 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 1 to 4 inclusive, be postponed until later this day.
- 11 **SUBDIVISION (MISCELLANEOUS AMENDMENTS) BILL** - Further considered in Committee and reported without amendment; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 12 **CRIMES (BRIBERY OF MEMBERS OF PARLIAMENT AND PUBLIC OFFICERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 20 June instant.
- 13 **CONSTITUTION (INDEPENDENCE OF JUDGES AND PUBLIC OFFICERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 20 June instant.
- 14 **CREDIT (FURTHER AMENDMENT) 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, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 15 **CONSTITUTION (JURISDICTION OF SUPREME COURT) 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, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 6 to 11 inclusive, be postponed until later this day.
- 17 **HISTORIC BUILDINGS (FURTHER AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time.
- Amendment No. 1 -
- Clause 9, lines 15 and 16, omit proposed sub-section (3A).



Motion made and question - That the amendment be agreed to and the following consequential amendments be made in the Bill:

1. Clause 9, line 17, omit "(3B)" and insert "(3A)".
2. Clause 9, line 20, omit "(3C)" and insert "(3B)".
3. Clause 9, line 23, omit "(3D)" and insert "(3C)".
4. Clause 9, line 23, omit "(3C)" and insert "(3B)".
5. Clause 9, line 25, omit "(3E)" and insert "(3D)".
6. Clause 9, line 26, omit "(3C)" and insert "(3B)".
7. Clause 9, line 27, omit "(3F)" and insert "(3E)".
8. Clause 9, line 27, omit "(3C)" and insert "(3B)".

(*Mr Roper*) - put and agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Amendment No. 2 agreed to 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 accordingly.

**18 COURTS (CASE TRANSFER) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time.

Amendment No. 1 -

Clause 40, omit this clause.

Motion made and question - That the amendment be agreed to and the following consequential amendment be made in the Bill:

Clause 1, page 2, line 2, omit "and the Magistrates' Court".

(*Mr Roper*) - put and agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Amendment No. 2 agreed to 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 accordingly.

**19 HEALTH SERVICES (CONCILIATION AND REVIEW) (FURTHER AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time.

Amendment Nos. 1 and 2 agreed to.

Amendment No. 3 -

Clause 10, after line 28 insert -

"(7) Before dealing with a complaint about a registered provider, the Commissioner must give a copy of the complaint to the appropriate registration board.

(8) The giving by the Commissioner to a registration board of a copy of a complaint under sub-section (7) must not be taken to be a complaint to, or a referral of the complaint to, the board for the purposes of this or any other Act."

Motion made and question - That the amendment be agreed to and the following amendments be made in the Bill:

1. In proposed sub-clause (7) omit "dealing with" and insert "accepting, or referring to an authority other than a registration board,".
2. In proposed sub-clause (8) after "Act" insert "and the information provided must not be used by the board as the basis for any investigation, inquiry into, or other action relating to, the complaint unless the complaint is referred to that board under section 19(6)".

(*Mr Roper*) - put and agreed to.

Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

**20 POLLUTION OF WATERS BY OIL AND NOXIOUS SUBSTANCES (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

**21 LAND (MISCELLANEOUS) 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 a third time forthwith.

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

**22 ADOPTION (AMENDMENT) 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 a third time forthwith.

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

**23 FOOD (AMENDMENT) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

**24 RENTAL BOND BOARD 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 Walsh*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

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

Benefit Associations - Report of the Registrar of Friendly Societies for the year 1989-90.

Building Societies - Report of the Registrar for the year 1989-90.

Co-operative Housing Societies - Report of the Registrar for the year 1989-90.

Co-operative Societies - Report of the Registrar for the year 1989-90.

Friendly Societies - Report of the Registrar for the year 1989-90.

Parliamentary Committees Act 1968 - Report of the Minister for Transport with respect to the recommendations made by the Social Development Committee's Report into Vehicle Occupant Protection.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Port of Melbourne Planning Scheme - No. L5.

Upper Yarra Valley and Dandenong Ranges Region Planning Schemes - No. RL2.

Williamstown Planning Scheme - No. L5.

Statutory Rules under the following Act -

Environment Protection Act 1970 - S.R. Nos. 91 and 92.

Youth Parole Board - Reports for the years ending 30 June 1989 and 1990.

**26 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Racing (Miscellaneous Amendments) Bill with an amendment.**

And the said amendment was read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

**27 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Aboriginal Lands Bill with amendments.**

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

**28 LAND (RESERVATIONS REMOVAL) BILL - Order read for the consideration of the amendments made by the Legislative Council.**

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

**29 STATE TRUST CORPORATION OF VICTORIA (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.

**30 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Casino Control Bill with amendments.**

And the said amendments were read a second time and, after debate, agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

**31 MESSAGES FROM THE LEGISLATIVE COUNCIL - Agreeing to the following Bills without amendment:**

Supply (1991-92, No. 1) Bill

Works and Services (Ancillary Provisions, 1991-92, No. 1) Bill

Deakin University (Victoria College) Bill.

**32 RETIREMENT OF RAYMOND KEITH BOYES, ESQUIRE, J.P. AND LESLIE CHARLES JOHNS, ESQUIRE** - Motion made, by leave, and question -

That this House places on record its appreciation of the valuable services rendered to the Parliament and to the State of Victoria by Raymond Keith Boyes, Esquire, J.P., as Clerk of the Parliaments and Clerk of the Legislative Assembly, and in the many other offices held by him during his 41 years of public service, of which 38 years were spent as an Officer of the Parliament.

That this House places on record its appreciation of the valuable services rendered to the Parliament and to the State of Victoria by Leslie Charles Johns, Esquire, as Chief Reporter, Department of Victorian Parliamentary Debates and in the other offices held by him during his 41 years of public service, of which 25 years were spent as an Officer of the Parliament.

(*Ms Kirner*) - put, after debate, and agreed to

**33 ECONOMIC AND BUDGET REVIEW COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Sheehan (*Ballarat South*) be discharged from attendance on the Economic and Budget Review Committee and that Mr Ernst be appointed in his stead (*Mr Roper*) - put and agreed to.

**34 SITTING OF THE HOUSE** - 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 in writing to each member of the House (*Mr Roper*) - put and agreed to.

**35 PRIVILEGES COMMITTEE** - Dr Vaughan, Chairman, brought up a Progress Report from the Privileges Committee upon a complaint made by the Treasurer; together with Appendices and Minutes of Evidence.

Motion made and question proposed - That the Report, Appendices and Minutes of Evidence do lie on the Table (*Dr Vaughan*) - and, after debate -

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

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

**36 MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Subdivision (Miscellaneous Amendments) Bill with amendments.

And the said amendments were read a second time and, after debate, agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

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

FRIDAY, 7 JUNE 1991

**37 PRIVILEGES COMMITTEE REPORT** - Order read for resuming debate on question - That the Report, Appendices and Minutes of Evidence do lie on the Table; debate resumed.

Amendment proposed - That the words "and Minutes of Evidence" be omitted (*Mr Maclellan*) - and, after debate -

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

The House divided

AYES, 31

Mr Austin	Mr John	Mr Plowman	Mr Weideman
Mr Brown	Mr Kennett	Mr Reynolds	Dr Wells
Mr Clark	Mr Leigh	Mr Richardson	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Cooper	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Delzoppo	( <i>Lowan</i> )	Mr Smith	
Mr Evans	Mr Maclellan	( <i>Polwarth</i> )	
Mr Gude	Mr Perrin	Mr Stockdale	<i>Tellers</i>
Mr Hayward	Mr Perton	Mr Tanner	Mr Bildstien
Mr Heffernan	Mr Pescott	Mrs Wade	Mr Honeywood

NOES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mr Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	
Mr Fordham	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	( <i>Northcote</i> )	Mr Cole
Mr Gavin	Mr Norris	Mr Shell	Mr Leighton
Mr Hamilton	Mr Pope	Mr Simmonds	

And so it passed in the negative.

Motion made and question - That the question be now put (*Mr Pope*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	
Mrs Garbutt	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	Mr Batchelor
Mr Hamilton	Mr Norris	Mr Shell	Mr Thomson

NOES, 30

Mr Bildstien	Mr John	Mr Reynolds	Dr Wells
Mr Brown	Mr Kennett	Mr Richardson	
Mr Coleman	Mr Leigh	Mr Smith	
Mr Cooper	Mr Lieberman	(Glen Waverley)	
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Evans	(Lowan)	(Polwarth)	
Mr Gude	Mr Maclellan	Mr Stockdale	
Mr Hayward	Mr Perrin	Mr Tanner	Tellers
Mr Heffernan	Mr Pescott	Mrs Wade	Mr Clark
Mr Honeywood	Mr Plowman	Mr Weideman	Mr Perton

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, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mrs Barker
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

NOES, 30

Mr Bildstien	Mr Heffernan	Mr Pescott	Mr Tanner
Mr Brown	Mr John	Mr Plowman	Mrs Wade
Mr Clark	Mr Kennett	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Lieberman	Mr Richardson	Dr Wells
Mr Cooper	Mr McGrath	Mr Smith	
Mr Delzoppo	(Lowan)	(Glen Waverley)	
Mr Evans	Mr Maclellan	Mr Smith	Tellers
Mr Gude	Mr Perrin	(Polwarth)	Mr Honeywood
Mr Hayward	Mr Perton	Mr Stockdale	Mr Leigh

And so it was resolved in the affirmative.

Question - That the Report, Appendices and Minutes of Evidence do lie on the Table.

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

## AYES, 45

Mr Andrianopoulos	Mrs Hill	Mr Rowe	Dr Vaughan
Mr Baker	Mrs Hirsh	Mr Sandon	Mr Walsh
Mrs Barker	Mr Jolly	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sercombe	
Mr Cain	Mr Kennedy	Mrs Setches	
Mr Crabb	Ms Kirner	Mr Sheehan	
Mr Cunningham	Mr McCutcheon	( <i>Ballarat South</i> )	
Mr Dollis	Mr McDonald	Mr Sheehan	
Mr Ernst	Mr Mathews	( <i>Northcote</i> )	
Mr Fordham	Mr Micallef	Mr Shell	
Mrs Garbutt	Mr Norris	Mr Simmonds	
Mr Gavin	Mr Pope	Mr Spyker	<i>Tellers</i>
Mr Hamilton	Mrs Ray	Mr Thomson	Mr Cole
Mr Harrowfield	Mr Roper	Mr Trezise	Mr Leighton

## NOES, 30

Mr Brown	Mr Kennett	Mr Reynolds	Dr Wells
Mr Coleman	Mr Leigh	Mr Richardson	
Mr Cooper	Mr Lieberman	Mr Smith	
Mr Delzoppo	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Evans	( <i>Lowan</i> )	Mr Smith	
Mr Gude	Mr Maclellan	( <i>Polwarth</i> )	
Mr Hayward	Mr Perrin	Mr Stockdale	
Mr Heffernan	Mr Perton	Mr Tanner	<i>Tellers</i>
Mr Honeywood	Mr Pescott	Mrs Wade	Mr Bildstien
Mr John	Mr Plowman	Mr Weideman	Mr Clark

And so it was resolved in the affirmative.

Question - accordingly put.

The House divided.

## AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	
Mrs Garbutt	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	Mr Batchelor
Mr Hamilton	Mr Norris	Mr Shell	Mr Thomson

## NOES, 30

Mr Bildstien	Mr Honeywood	Mr Reynolds	Dr Wells
Mr Brown	Mr John	Mr Richardson	
Mr Clark	Mr Kennett	Mr Smith	
Mr Coleman	Mr Lieberman	(Glen Waverley)	
Mr Cooper	Mr McGrath	Mr Smith	
Mr Delzoppo	(Lowan)	(Polwarth)	
Mr Evans	Mr Maclellan	Mr Stockdale	
Mr Gude	Mr Perrin	Mr Tanner	Tellers
Mr Hayward	Mr Pescott	Mrs Wade	Mr Leigh
Mr Heffernan	Mr Plowman	Mr Weideman	Mr Perton

And so it was resolved in the affirmative.

Ordered - That the Report, Appendices and Minutes of Evidence do lie on the Table.

Motion made and question - That the Report and Appendices be printed  
(Dr Vaughan) - put.

The House divided.

## AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cole	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Crabb	Mr Leighton	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Dollis
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

## NOES, 30

Mr Brown	Mr Kennett	Mr Reynolds	Dr Wells
Mr Clark	Mr Leigh	Mr Richardson	
Mr Coleman	Mr Lieberman	Mr Smith	
Mr Cooper	Mr McGrath	(Glen Waverley)	
Mr Delzoppo	(Lowan)	Mr Smith	
Mr Evans	Mr Maclellan	(Polwarth)	
Mr Gude	Mr Perrin	Mr Stockdale	
Mr Hayward	Mr Perton	Mr Tanner	Tellers
Mr Heffernan	Mr Pescott	Mrs Wade	Mr Bildstien
Mr John	Mr Plowman	Mr Weideman	Mr Honeywood

And so it was resolved in the affirmative.

Ordered - That the Report and Appendices be printed.

38 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Sentencing Bill with amendments.

And the said amendments were read a second time.

Motion made and question - That the amendments be agreed to (Mr Kennan) - after debate, put.



The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mr Roper	Dr Vaughan
Mr Baker	Mrs Hirsh	Mr Rowe	Mr Walsh
Mr Batchelor	Mr Jolly	Mr Sandon	Mrs Wilson
Mr Cain	Mr Kennan	Mr Seitz	
Mr Cole	Mr Kennedy	Mrs Setches	
Mr Crabb	Ms Kirner	Mr Sheehan	
Mr Cunningham	Mr Leighton	(Ballarat South)	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Northcote)	
Mr Fordham	Mr Mathews	Mr Shell	
Mrs Garbutt	Mr Micallef	Mr Simmonds	
Mr Gavin	Mr Norris	Mr Spyker	Tellers
Mr Hamilton	Mr Pope	Mr Thomson	Mrs Barker
Mr Harrowfield	Mrs Ray	Mr Trezise	Mr Sercombe

NOES, 29

Mr Bildstien	Mr John	Mr Richardson	
Mr Brown	Mr Kennett	Mr Smith	
Mr Coleman	Mr Leigh	(Glen Waverley)	
Mr Cooper	Mr McGrath	Mr Smith	
Mr Delzoppo	(Lowan)	(Polwarth)	
Mr Evans	Mr Maclellan	Mr Stockdale	
Mr Gude	Mr Perrin	Mr Tanner	
Mr Hayward	Mr Pescott	Mrs Wade	Tellers
Mr Heffernan	Mr Plowman	Mr Weideman	Mr Clark
Mr Honeywood	Mr Reynolds	Dr Wells	Mr Perton

And so it was resolved in the affirmative.

Amendments agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Motion made and question - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments (*Mr Kennan*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Baker	Mr Jolly	Mr Sandon	Mr Walsh
Mrs Barker	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Kennedy	Mr Sercombe	
Mr Cain	Ms Kirner	Mrs Setches	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Crabb	Mr McCutcheon	(Ballarat South)	
Mr Cunningham	Mr McDonald	Mr Sheehan	
Mr Ernst	Mr Mathews	(Northcote)	
Mr Fordham	Mr Micallef	Mr Shell	
Mr Gavin	Mr Norris	Mr Simmonds	
Mr Hamilton	Mr Pope	Mr Spyker	Tellers
Mr Harrowfield	Mrs Ray	Mr Thomson	Mr Dollis
Mrs Hill	Mr Roper	Mr Trezise	Mrs Garbutt

NOES, 29

Mr Bildstien	Mr Heffernan	Mr Plowman	Mrs Wade
Mr Brown	Mr John	Mr Reynolds	Mr Weideman
Mr Clark	Mr Kennett	Mr Richardson	Dr Wells
Mr Coleman	Mr McGrath	Mr Smith	
Mr Cooper	(Lowan)	(Glen Waverley)	
Mr Delzoppo	Mr Maclellan	Mr Smith	
Mr Evans	Mr Perrin	(Polwarth)	Tellers
Mr Gude	Mr Perton	Mr Stockdale	Mr Honeywood
Mr Hayward	Mr Pescott	Mr Tanner	Mr Leigh

And so it was resolved in the affirmative.

39 MESSAGES FROM THE LEGISLATIVE COUNCIL -

Agreeing to the amendments made by the Assembly on an amendment of the Council in the Health Services (Conciliation and Review) (Further Amendment) Bill.

Agreeing to the consequential amendment made by the Assembly in the Courts (Case Transfer) Bill.

Agreeing to the Corrections (Remissions) Bill without amendment.

Agreeing to the consequential amendments made by the Assembly in the Historic Buildings (Further Amendment) Bill.

40 POSTPONEMENT OF REMAINING BUSINESS - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mrs Hill	Mr Rowe	Mr Walsh
Mr Baker	Mrs Hirsh	Mr Sandon	Mrs Wilson
Mrs Barker	Mr Jolly	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Mr Cain	Mr Kennedy	Mrs Setches	
Mr Crabb	Ms Kirner	Mr Sheehan	
Mr Cunningham	Mr McCutcheon	(Ballarat South)	
Mr Dollis	Mr McDonald	Mr Sheehan	
Mr Ernst	Mr Mathews	(Northcote)	
Mr Fordham	Mr Micallef	Mr Shell	
Mrs Garbutt	Mr Norris	Mr Spyker	
Mr Gavin	Mr Pope	Mr Thomson	Tellers
Mr Hamilton	Mrs Ray	Mr Trezise	Mr Cole
Mr Harrowfield	Mr Roper	Dr Vaughan	Mr Leighton

NOES, 29

Mr Brown	Mr Honeywood	Mr Plowman	Mrs Wade
Mr Clark	Mr John	Mr Reynolds	Mr Weideman
Mr Coleman	Mr Kennett	Mr Richardson	Dr Wells
Mr Cooper	Mr Leigh	Mr Smith	
Mr Delzoppo	Mr McGrath	(Glen Waverley)	
Mr Evans	(Lowan)	Mr Smith	
Mr Gude	Mr Maclellan	(Polwarth)	Tellers
Mr Hayward	Mr Perrin	Mr Stockdale	Mr Bildstien
Mr Heffernan	Mr Pescott	Mr Tanner	Mr Perton

And so it was resolved in the affirmative.

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

41 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at fifty-two minutes past Four o'clock in the morning, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House

R. K. BOYES  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 159, 160 and 161**

**No. 159 - Tuesday, 20 August 1991**

- 1 The House met pursuant to the terms of the resolution of 6 June 1991, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
- 2 **APPOINTMENT OF OFFICERS OF PARLIAMENT** - Mr Speaker informed the House that the Governor in Council had been pleased to appoint John Gregory Little, J.P., as Clerk of the Legislative Assembly following the retirement of Raymond Keith Boyes, J.P. Furthermore, on the joint recommendation of the Honourable the President of the Legislative Council and himself, the Governor in Council had been pleased to appoint Allan Victor Bray, Clerk of the Legislative Council, to be Clerk of the Parliaments.
- 3 **RESIGNATION OF SEAT** - Mr Speaker announced that on 19 August 1991, he had received the following letter:

19 August, 1991.

The Hon. K.A. Coghill, M.P.,  
 Speaker,  
 Legislative Assembly,  
 Parliament House,  
 Melbourne, 3002

Dear Mr. Speaker,

I wish to formally advise you of my resignation as the Member for Shepparton from the Victorian Parliament effective from today.

I make this decision with some regret but having regard to the major surgery I underwent earlier in the year, I am quite certain that it is the correct decision.

I would like to thank you personally for the courtesy and friendship you have extended to me during your time as Speaker.

I would appreciate if you would pass on to the staff at Parliament House my sincere thanks for their assistance to me over so many years.

With kindest regards,

Yours sincerely,

PETER ROSS-EDWARDS, M.P.

Motion made, by leave, and question - That this House places on record its appreciation of the distinguished services rendered to the Parliament and the people of Victoria by Peter Ross-Edwards, A.M., as Member of the Legislative Assembly for the electoral district of Shepparton from 1967 to 1991 (*Ms Kirner*) - put, after debate, and agreed to.

4 **QUESTIONS** - (Pursuant to Standing Order No. 124).

5 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Sunday Trading** - Seeking that there be no change to the current Sunday trading legislation, bearing 3,259 signatures (*by Mrs Wilson*)

**Traffic Signals at Lum and Ferntree Gully Roads** - Seeking that traffic signals be installed at the corner of Lum Road and Ferntree Gully Road, bearing 54 signatures (*by Mr Smith, Glen Waverley*)

**Waverley Community Health Centre and the Eastern Suburbs Geriatric Centre** - Seeking that the Health Department Victoria reconsider the budget cuts to the Waverley Community Health Centre and the Eastern Suburbs Geriatric Centre in order that the hydrotherapy fees can be reduced to their previous level, bearing 19 signatures (*by Mr Smith, Glen Waverley*)

**Equal Opportunity Act 1984** - Seeking that the Government introduce legislation to amend the Equal Opportunity Act 1984 to outlaw discrimination on the basis of sexuality as recommended in November 1990 by the Law Reform Commission, bearing 3 and 1 signatures respectively (*by Mr Reynolds and Mr Leighton*)

**Keilor Tennis Club** - Seeking that there be no re-zoning of Crown land currently deemed recreation reserve and occupied by the Keilor Tennis Club, bearing 8,335 signatures (*by Mr Seitz*)

**Community Health Programme** - Seeking that the Government refrain from the current attacks on the Community Health Programme and honours its election commitment to expand the Programme, bearing 484 signatures (*by Mr Leighton*)

**Altona Planning Scheme** - Seeking that the Altona Planning Scheme be further amended to reintroduce the requirement for companies within the Altona petrochemical complex to obtain a planning permit for works within the complex, bearing 2,230 signatures (*by Ms Kirner*)

Severally ordered to lie on the Table.

6 **PAPERS** -

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

**Accident Compensation Act 1985** - Report on Access to Accident Compensation Commission Information, July 1991

**Ballarat University College** - Report and Financial Statements for the year 1990

**Chisholm Institute of Technology** - Report and Statement of Accounts for the year 1989

**City of Melbourne Superannuation Fund Trustees** - Report for the year 1989-90

**Constitution Act Amendment Act 1958** - Statement of a function conferred on the Electoral Commissioner, 25 June 1991

**Dandenong Valley Authority** - Report and Statement of Accounts for the year ended 30 September 1990

**Deakin University** - Report and Statement of Accounts for the year 1989; together with statutes approved by the Governor in Council

Flora and Fauna Guarantee Act 1988 - Orders in Council adding items to Schedule 2 (List of Taxa and Communities of Flora or Fauna which are threatened) and Schedule 3 (List of potentially threatening processes)

Institute of Catholic Education - Report for the year 1990

Land Conservation Council - Final recommendations for the Rivers and Streams Special Investigation, June 1991

Parliamentary Committees Act 1968 - Response by the Treasurer with respect to the recommendations made by the Economic and Budget Review Committee's Report on Electricity, Water and Gas: Limits of Debt

Parliamentary Officers Act 1975 -

Statement of Appointments and Alteration of Classification during the year 1990-91 in the:

Department of the Legislative Council

Department of the Legislative Assembly

Department of the Parliamentary Library

Department of the Reporting Staff of the Victorian Parliamentary Debates

Statement of Persons Temporarily Employed during the year 1990-91 in the:

Department of the Legislative Council

Department of the Legislative Assembly

Department of the Parliamentary Library

Department of the Reporting Staff of the Victorian Parliamentary Debates

Pensions Supplementation Fund - Report and Financial Statement for the year 1989-90

Phillip Institute of Technology - Report for the year 1990

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Alberton Planning Scheme - Nos. L11, L18

Ararat (City) Planning Scheme - No. L16

Bairnsdale (City) Planning Scheme - Nos. L20, L22, L25

Ballaarat (City) Planning Scheme - Nos. L13 Part 2, L24

Ballan Planning Scheme - No. L8

Ballarat (Shire) Planning Scheme - Nos. L13, L16

Bass Planning Scheme - No. L17

Beechworth Planning Scheme - No. L12

Bendigo Planning Scheme - No. L22

Berwick Planning Scheme - Nos. L8, L14, L20, L26, L27 Part 2, L33

Bright Planning Scheme - Nos. L12, L15

Brighton Planning Scheme - Nos. L6, L10, L15, L16

Broadmeadows Planning Scheme - No. RL136

Brunswick Planning Scheme - Nos. L6 Part 2, L9, L11, RL136

Bulla Planning Scheme - Nos. L13, L38

Buln Buln Planning Scheme - No. L11

Bungaree Planning Scheme - Nos. L9, L12

Camberwell Planning Scheme - No. L16

Caulfield Planning Scheme - No. L13

Coburg Planning Scheme - No. RL136

Colac (City) Planning Scheme - No. L5

Colac (Shire) Planning Scheme - No. L1

Collingwood Planning Scheme - Nos. L3, L9

Cranbourne Planning Scheme - Nos. L28 Part 2, L32, L36, L47, L48, L52, L60, L62, L63

Croydon Planning Scheme - Nos. L29, L34, L38, L39  
 Dandenong Planning Scheme - No. L8  
 Diamond Valley Planning Scheme - No. L7  
 Doncaster and Templestowe Planning Scheme - No. L31  
 Echuca Planning Scheme - No. L4  
 Eltham Planning Scheme - Nos. L12 Part 1, L18, L21  
 Essendon Planning Scheme - Nos. L7, L8, L11, L31  
 Euroa Planning Scheme - No. L5  
 Fitzroy Planning Scheme - No. L11  
 Flinders Planning Scheme - Nos. L25 Part 1, L40, L46, L63, L74  
 Footscray Planning Scheme - No. L20  
 Frankston Planning Scheme - Nos. L17, L22, L26, L27 Part 1  
 Geelong Regional Planning Scheme - Nos. R41, R51, R55, R71 Part 1, R73  
     Part 1, RL57 Part 3, RL72 Part 1,  
 Grenville Planning Scheme - No. L4  
 Hastings Planning Scheme - No. L22  
 Hawthorn Planning Scheme - Nos. L6, L9  
 Healesville Planning Scheme - Nos. L34, L35  
 Heidelberg Planning Scheme - No. RL136  
 Heywood Planning Scheme - No. L10  
 Huntly Planning Scheme - Nos. L21, L25  
 Keilor Planning Scheme - Nos. L25, L30, L34  
 Kilmore Planning Scheme - No. L44  
 Knox Planning Scheme - Nos. L7, L22 Part 1, L24, L30  
 Korumburra Planning Scheme - No. L29  
 Lillydale Planning Scheme - Nos. L70, L75, L77, L79, L90, L93  
 Maffra Planning Scheme - No. L19  
 Malvern Planning Scheme - Nos. L7, L8  
 Melbourne Planning Scheme - Nos. L26, L33, L34, L36, L59, L65, L69  
 Mildura Planning Scheme - No. L25  
 Moorabbin Planning Scheme - Nos. L9, L11  
 Mornington Planning Scheme - No. L7  
 Morwell Planning Scheme - No. L21  
 Myrtleford Planning Scheme - No. L22  
 Narracan Planning Scheme - Nos. L17 Part A, L18, L19 Part A, L21, L22  
 Newham and Woodend Planning Scheme - No. L6 Part B  
 Northcote Planning Scheme - No. RL136  
 Nunawading Planning Scheme - Nos. L14, L16, L29  
 Oakleigh Planning Scheme - No. L17  
 Orbst Planning Scheme - No. L19  
 Pakenham Planning Scheme - No. L49  
 Phillip Island Planning Scheme - Nos. L24, L26  
 Port Fairy Planning Scheme - No. L5  
 Prahran Planning Scheme - Nos. L12, L17  
 Preston Planning Scheme - No. RL136  
 Ripon Planning Scheme - No. L8  
 Rodney Planning Scheme - No. L32  
 Romsey Planning Scheme - No. L16  
 Rosedale Planning Scheme - No. L29  
 Sale Planning Scheme - No. L16  
 Sandringham Planning Scheme - No. L6 Part 1  
 Shepparton (Shire) Planning Scheme - No. L24  
 Sherbrooke Planning Scheme - Nos. L28, L38, L50  
 South Melbourne Planning Scheme - Nos. L7, L14, L23, L36, L38, L40  
 Springvale Planning Scheme - Nos. L3, L10, L18, RL105 Part 1  
 Stawell (Town) Planning Scheme - Nos. L15, L16  
 Sunshine Planning Scheme - No. L20  
 Swan Hill (City) Planning Scheme - No. L6  
 Tambo Planning Scheme - No. L37

Traralgon (City) Planning Scheme - Nos. L28, L36  
 Upper Yarra Planning Scheme - No. L19  
 Wangaratta (Shire) Planning Scheme - No. L6  
 Wannon Planning Scheme - No. L12  
 Warragul Planning Scheme - No. L21  
 Warrambool (City) Planning Scheme - No. L11  
 Waverley Planning Scheme - Nos. L16, L20  
 Werribee Planning Scheme - Nos. L6, L18, L28  
 Whittlesea Planning Scheme - Nos. L28 Part 2, L35, RL136  
 Wodonga Development Areas Planning Scheme - No. L13  
 Wodonga Planning Scheme - No. L16, L30  
 Woorayl Planning Scheme - Nos. L32, L33, L36  
 Yarrawonga Planning Scheme - No. L12 Part 1  
 Yea Planning Scheme - No. L4

Rural Finance Act 1988 - Direction by the Treasurer to the Rural Finance Corporation to establish, operate and administer a scheme of assistance for persons affected by drought

Statutory Rules under the following Acts:

Accident Compensation Act 1985 -

S.R. No. 121 together with the following documents as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Reimbursement for Medical Services Schedule

Medicare Benefits Schedule Book - Effective 1 May 1990

Supplement to Medicare Benefits Schedule Book of 1 May 1990 - Effective 1 November 1990

S.R. No. 126

Annual Reporting Act 1983 -

S.R. No. 108 together with the following documents as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

AAS 23 - Set-off and Extinguishment of Debt

AAS 24 - Consolidated Financial Statements

S.R. Nos. 116, 117

Bees Act 1971 - S.R. No. 118

Chiropractors and Osteopaths Act 1978 - S.R. No. 144

Control of Weapons Act 1990 - S.R. No. 107

County Court Act 1958 - S.R. Nos. 114, 130, 131

Dietitians Act 1981 - S.R. No. 143

Fisheries Act 1968 - S.R. Nos. 101, 102

Food Act 1984 -

S.R. No. 133 together with the following document as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rules:

Amendment No. 9 to the Food Standard Code; Commonwealth Gazette 17 May 1991

S.R. No. 134 together with the following document as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rules:

Amendment No. 10 to the Food Standard Code; Commonwealth Gazette 21 June 1991

Historic Buildings Act 1981 - S.R. No. 136

Industrial Relations Act 1979 - S.R. No. 106



- Intellectually Disabled Persons' Services Act 1986 - S.R. No. 139
- Land Act 1958 - S.R. No. 142
- Legal Profession Practice Act 1958 - S.R. No. 115
- Magistrates' Court Act 1989 - S.R. No. 109
- Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 93-100, 110, 145
- Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977 - S.R. No. 132
- Mental Health Act 1986 - S.R. No. 125
- Motor Car Traders Act 1986 - S.R. No. 141
- National Parks Act 1975 - S.R. No. 140
- Parliamentary Salaries and Superannuation Act 1968 - S.R. No. 122
- Pathology Services Accreditation Act 1984 - S.R. No. 146
- Planning and Environment Act 1987 - S.R. No. 135
- Police Regulation Act 1958 - S.R. No. 127
- Public Authorities Marks Act 1958 - S.R. No. 111
- Public Service Act 1974 - Public Service Determination Nos. 19 to 24
- Racing Act 1958 - S.R. No. 128
- Residential Tenancies Act 1980 - S.R. No. 124
- Road Safety Act 1986 -  
 S.R. No. 137 together with the following documents as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:  
     AS 1742.11 - 1989 Manual of uniform traffic control devices - Part 11  
     AS 1728 - 1977  
     AS 1743 - 1989  
     AS 2890.1 - 1986 - Design Criteria  
     MS/12/40/91 - 029 - Manual of uniform traffic control devices - Part 1  
     MS/49/020/90 - 062 - Retroreflective materials and devices for road traffic control purposes - Part 1
- S.R. Nos. 138, 147
- Small Claims Tribunals Act 1973 - S.R. No. 123
- Supreme Court Act 1986 - S.R. Nos. 103-105, 113
- Transport Accident Act 1986 - S.R. Nos. 120, 129
- Water Act 1989 - S.R. No. 119
- Zoological Parks and Gardens Act 1967 - S.R. No. 112
- Swinburne Limited - Report and Statement of Accounts for the year 1990
- Victoria University of Technology - Report for the year 1990
- Victorian College of the Arts - Report and Statement of Accounts for the years 1989, 1990
- Victorian Dried Fruits Board - Report and Statement of Accounts for the year 1990
- Water Act 1989 - Notification by the Minister for Conservation and Environment of the reason for deciding to make an order under the Act for the Ballarat Water Board to take over the Daylesford Water Board
- Western Institute - Report and Statement of Accounts for the year 1990

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

- Accident Compensation (Amendment) Act 1991 - Remaining provisions (sections 5-7, 9 and 11); 1 July 1991 (*Gazette No. G24, 26 June 1991*)
- Australian Catholic University (Victoria) Act 1991 - 15 August 1991 (*Gazette No. G31, 14 August 1991*)
- Bayside Project (Further Amendment) Act 1991 - 26 June 1991 (*Gazette No. G24, 26 June 1991*)
- Broiler Chicken Industry (Amendment) Act 1991 - 1 July 1991 (*Gazette No. G24, 26 June 1991*)
- Cemeteries (Amendment) Act 1991 - 1 July 1991 (*Gazette No. G23, 19 June 1991*)
- Courts (Case Transfer) Act 1991 - Section 2 and Part 9; 1 August 1991; Remaining provisions; 1 October 1991 (*Gazette No. G27, 17 July 1991*).
- Credit (Further Amendment) Act 1991 - Whole Act (except section 5); 26 June 1991 (*Gazette No. G24, 26 June 1991*)
- Crimes (Sexual Offences) Act 1991 - Parts 1, 2, 3 (except sections 9 and 11), 4 (except sections 15 and 16(1)(b) and (d) and 5 (except section 22); 5 August 1991 (*Gazette No. G28, 24 July 1991*)
- Docklands Authority Act 1991 - Sections 1-30 and 32-57; 5 June 1991 (*Gazette No. G21, 5 June 1991*)
- Historic Buildings (Further Amendment) Act 1991 - 23 July 1991 (*Gazette No. S43, 23 July 1991*)
- Licensing Authorities (Amendment) Act 1989 - Part 4; 19 June 1991 (*Gazette No. G23, 19 June 1991*)
- Public Authorities (Equal Employment Opportunity) Act 1990 - 31 July 1991 (*Gazette No. G29, 31 July 1991*)
- Racing (Miscellaneous Amendments) Act 1991 - 13 June 1991 (*Gazette No. G22, 12 June 1991*)
- Road Safety (Drivers) Act 1991 - Sections 1-3, 5-10, 13-16, 18, 20(1) and (2) and 21; 12 June 1991 (*Gazette No. G21, 5 June 1991*)
- The Constitution Act Amendment (Electoral Procedures) Act 1991 - 1 August 1991 (*Gazette No. G28, 24 July 1991*)
- Victorian Relief Committee (Amendment) Act 1991 - 4 June 1991 (*Gazette No. S29, 4 June 1991*)
- Wattle Park Land Act 1991 - 14 August 1991 (*Gazette No. G31, 14 August 1991*)

**7 MESSAGES FROM HIS EXCELLENCY THE ADMINISTRATOR - ASSENT TO BILLS** - Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 12 June, 1991 -

- Water (Waivers) Bill
- Wattle Park Land Bill
- Extractive Industries (Further Amendment) Bill
- Bayside Project (Further Amendment) Bill
- Broiler Chicken Industry (Amendment) Bill
- Martial Arts Control (Further Amendment) Bill
- Borrowing and Investment Powers (Further Amendment) Bill
- Racing (Miscellaneous Amendments) Bill

On 18 June, 1991 -

Victorian College of the Arts (Amendment) Bill  
 Credit (Further Amendment) Bill  
 Constitution (Jurisdiction of Supreme Court) Bill  
 Food (Amendment) Bill  
 Land (Reservations Removal) Bill  
 Aboriginal Lands Bill  
 Supply (1991-92, No. 1) Bill  
 Works and Services (Ancillary Provisions, 1991-92, No. 1) Bill  
 Deakin University (Victoria College) Bill  
 Health Services (Conciliation and Review) (Further Amendment) Bill  
 Courts (Case Transfer) Bill  
 Corrections (Remissions) Bill  
 Historic Buildings (Further Amendment) Bill

On 25 June, 1991 -

Pollution of Waters by Oil and Noxious Substances (Amendment) Bill  
 Casino Control Bill  
 Subdivision (Miscellaneous Amendments) Bill  
 Sentencing Bill.

8 **PUBLIC BODIES REVIEW COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Heffernan be discharged from attendance on the Public Bodies Review Committee and that Mr Plowman be appointed in his stead (*Mr Roper*) - put and agreed to.

9 **MESSAGES FROM HIS EXCELLENCY THE ADMINISTRATOR** - Mr Speaker announced the presentation of Messages from His Excellency the Administrator recommending appropriations for the purposes of the following Bills:

Adult, Community and Further Education Bill  
 Gaming Machine Control Bill.

10 **GAMING MACHINE CONTROL 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 (*Mrs Hirsh*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

11 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.

12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE  
 Clerk of the Legislative Assembly

KEN. COGHILL  
 Speaker

## No. 160 - Wednesday, 21 August 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Sunday Trading - Non-staple Items** - Seeking that the Sunday trading of non-staple retail items sold at such stores as Venture, K-Mart, McEwans etc., be abolished, bearing 376 signatures (*by Mr Gavin*)
  - Shop Trading Hours - Uniformity** - Seeking that Government policies supporting small business and the non-extension of shop trading hours be strengthened, penalties for breaches of the Act be enforced, and that anomalies and conflicting provisions be eliminated as a matter of urgency, bearing 94 signatures (*by Mrs Ray*)
  - Sunday Trading - Tourist Precinct** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours and/or the declaration of Melbourne's Central Business District as a tourist precinct or area be opposed, bearing 7,000 and 2,163 signatures respectively (*by Mrs Ray and Mr Perrin, respectively*)
  - Kindergartens - Maintenance Allowance** - Seeking that the proposal to remove the maintenance allowance of \$2,600 per annum to kindergartens and to cut salary funding for staff be withdrawn and not be re-introduced for a period of not less than five years, bearing 799 signatures (*by Mr Perrin*)
  - Kindergarten - Funding** - Seeking that there be no cuts to kindergartens in the 1991-92 State Budget and that kindergarten funding be maintained at its present level, bearing 923 signatures (*by Mr Reynolds*)

Severally ordered to lie on the Table.
- 4 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 92 to 96 of 1991 (*Ms Kirner*) - put and agreed to.
- 5 **PAPERS** - Ms Kirner presented:
  - Administrative Arrangements Orders - Nos. 92 to 96 of 1991 - Return to the foregoing Order.

Severally ordered to lie on the Table.
- 6 **PAPERS** - Mr Kennan presented, by Command of His Excellency the Governor:
  - First Report of the Royal Commission into the Tricontinental Group of Companies, 30 July 1991.

Ordered to lie on the Table and to be printed.

The following Paper, pursuant to the direction of the Planning and Environment Act 1987, was laid upon the Table by the Clerk:

  - Notice of approval of amendment to the following Planning Scheme:
    - South Melbourne Planning Scheme - No. L7.

- 7 AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED (NMRB) BILL** - Mr Roper obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "to provide for the transfer to Australia and New Zealand Banking Group Limited of the undertaking of National Mutual Royal Bank Limited and for the transfer to Australia and New Zealand Savings Bank Limited of one part of the undertaking of National Mutual Royal Savings Bank Limited and for the transfer to Australia and New Zealand Banking Group Limited of the other part of the undertaking of National Mutual Royal Savings Bank Limited and for other purposes incidental thereto and consequential thereon"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL** - Mr Baker obtained leave, with Mr Roper, to bring in a Bill "to amend the 'Abattoir and Meat Inspection 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.
- 9 LITTER (AMENDMENT) BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "to amend the 'Litter Act 1987', the 'Printers and Newspapers Act 1958' and the 'Environment Protection 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.
- 10 BUILDING CONTROL (FURTHER AMENDMENT) BILL** - Mr McCutcheon obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "to further amend the 'Building Control Act 1981' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 GAMING MACHINE CONTROL 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 Tuesday, 27 August 1991.
- 12 STATE TRUST CORPORATION OF VICTORIA (AMENDMENT) BILL** - Further considered in Committee.  
Committee reported progress; to sit again tomorrow.
- 13 RENTAL BOND BOARD 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 (*Mrs Hirsh*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 14 POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr McCutcheon*) - put and agreed to.
- 15 ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at fourteen minutes past Six o'clock, adjourned until tomorrow.

## No 161 - Thursday, 22 August 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **ABSENCE OF THE CLERK** - Mr Speaker announced that the Clerk of the Legislative Assembly was prevented by illness from attending the meetings of the Assembly and that he had directed the Acting Deputy Clerk to perform the duties of the Clerk during his absence, and to take his Chair at the Table.
- 3 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 4 **PETITIONS** - The Acting Clerk announced that the following petitions had been lodged for presentation:
  - Pre-school Funding** - Seeking that pre-school funding be maintained at its present level, bearing 1,983 and 494 signatures respectively (*by Mr Gude and Mr Delzoppo, respectively*).

Severally ordered to lie on the Table.
- 5 **PROTECTION OF YOUTH** - Motion made and question proposed - That this House condemns the Victorian Government for its failure to protect the young people of Victoria by - (a) allowing wards of the State, young probation offenders, young parolees, youths on court supervision orders and de-institutionalised young people to roam the streets in a homeless state; (b) allowing under-aged young people to be used for now legalised prostitution; (c) failing to provide any effective policies to combat the increasing problems of drug taking by young people; (d) failing to eliminate youth unemployment, whilst creating false expectations with its misleading and mismanaged youth guarantee program; (e) supporting a public sector which should be helping the young people of Victoria but which is politicised and inefficient; and (f) allowing the social fabric of Victoria to disintegrate thus leading to more young people being involved in crime (*Mr Perrin*) - and, after debate -
  - General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.*
- 6 **AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED (NMRB) 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 Stockdale*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 5 September 1991.
- 7 **ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
 

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

Ordered - That the debate be adjourned until Thursday, 5 September 1991.
- 8 **LITTER (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).
 

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

Ordered - That the debate be adjourned until Thursday, 5 September 1991.

- 9 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 4 and 5, be postponed until later this day.
- 10 **RENTAL BOND BOARD 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, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Shell
Mr Baker	Mrs Hill	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mrs Ray	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Roper	Mr Thomson
Mr Cain	Mr Kennan	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Seitz	Mr Walsh
Mr Dollis	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	<i>Tellers</i>
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Cole
Mr Hamilton	Mr Micallef	(Northcote)	Mr Sercombe

NOES, 32

Mr Austin	Mr Jasper	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kennett	Mr Pescott	Mrs Wade
Mr Cooper	Mr Lea	Mr Plowman	Mr Weideman
Mr Delzoppo	Mr Leigh	Mr Reynolds	Dr Wells
Mr Dickinson	Mr McGrath	Mr Richardson	
Mr Elder	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	
Mr Hayward	(Warrnambool)	Mr Smith	<i>Tellers</i>
Mr Heffernan	Mr McNamara	(Polwarth)	Mr Clark
Mr Honeywood	Mr Maughan	Mr Stockdale	Mr Perton

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 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr McCutcheon*) - put and agreed to.

- 12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at one minute past Six o'clock, adjourned until Tuesday, 27 August 1991.

P.J. MITHEN  
Acting Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 162, 163 and 164**

**No. 162 - Tuesday, 27 August 1991**

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Kindergartens - Maintenance Allowance** - Seeking that the proposal to remove the maintenance allowance of \$2,600 per annum to kindergartens and to cut salary funding for staff be withdrawn and not be re-introduced for a period of not less than five years, bearing 83 signatures (*by Mr Perrin*)

**Sunday Trading - Tourist Precinct** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours and/or the declaration of Melbourne's Central Business District as a tourist precinct or area be opposed, bearing 35 signatures (*by Mr Gavin*)

**Kindergartens - Funding** - Seeking that there be no subsidy cuts for kindergartens, bearing 1046, 130 and 120 signatures (*by Mr Gavin [2 petitions] and Mr Batchelor, respectively*)

**Disabled Children - Funding** - Seeking that funding be increased annually for the successful integration of an increasing number of disabled children into mainstream schools and kindergartens, bearing 994 signatures (*by Mr Wallace*)

**Crown Land - Re-zoning** - Seeking that there be no re-zoning of Crown land currently deemed recreation reserve and occupied by the Keilor sporting clubs, bearing 118 signatures (*by Mr Seitz*)

**Kindergartens - Right to Ready Access** - Seeking that no funding cuts be made to kindergartens in order to preserve the rights of all children to have ready access to one year of pre-school education in Victoria, hearing 2146 signatures (*by Mr Smith, Polwarth*)

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 Clerk:

Loddon - Campaspe Regional Planning Authority - Report for the year ended 30 September 1990 together with an explanation for the delay in tabling the report

Parliamentary Officers Act 1968 -

Statement of Appointments and Alteration of Classification during the year 1990-91 in the Department of the House Committee

Statement of Persons Temporarily Employed during the year 1990-91 in the Department of the House Committee



Statutory Rules under the following Acts:

Public Service Act 1974 - Public Service Determinations Nos. 25 and 26

Transfer of Land Act 1958 - S.R. No. 148

Severally ordered to lie on the Table.

- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1991-92, No. 1) Bill, and transmitting Estimates of Expenditure requiring annual Appropriation in the financial year 1991-92 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

- 6 **APPROPRIATION (1991-92, No. 1) BILL** - Mr Roper, pursuant to Standing Order No. 169(b), obtained leave, with Mr Sheehan (Northcote), to bring in a Bill "*to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1991-92 and to appropriate the supplies granted under the Supply (1991-92, No. 1) Act 1991 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 Roper*).

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

Ordered - That the debate be adjourned until Tuesday, 10 September 1991.

- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Gaming Machine Control Bill.

- 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 **STATE TRUST CORPORATION OF VICTORIA (AMENDMENT) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 10 **DISABILITY SERVICES 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 Norris*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to further amend the 'Health Act 1958' and for other purposes*".

- 12 **HEALTH (INFECTIOUS DISEASES) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Medical Practitioners (Amendment) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

- 14 **GAMING MACHINE CONTROL BILL** - Further considered in Committee. Committee reported progress; to sit again tomorrow.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn. And the House, at fifty minutes past Ten o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 163 - Wednesday, 28 August 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- La Trobe University - Report of the Council for the year 1990; together with Statutes approved by the Governor in Council during the year 1990.
  - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
    - Altona Planning Scheme - No. L8
    - Brighton Planning Scheme - No. L20
    - Doncaster and Templestowe Planning Scheme - No. L29 Part 1
    - Eltham Planning Scheme - Nos. L7 Part 4, L26
    - Knox Planning Scheme - Nos. L11, L29
    - Metropolitan Region Planning Scheme - No. R98
    - Richmond Planning Scheme - No. L11
    - South Gippsland Planning Scheme - No. L17
    - Wodonga Planning Scheme - No. L29
  - Upper Yarra Valley and Dandenong Ranges Authority - Communication from the Minister for Planning and Housing with an explanation for the delay in tabling the 1989-90 Annual Report.
- 4 **CORPORATIONS (VICTORIA) (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "to amend the 'Corporations (Victoria) Act 1990' to repeal the 'National Companies and Securities Commission (State Provisions) Act 1981' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Mr Roper obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "to make further ancillary provisions for certain works and purposes for the financial year 1991-92"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 6 **VICTORIAN DEBT RETIREMENT FUND (AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "to amend the 'Victorian Debt Retirement Fund Act 1990' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **ADULT, COMMUNITY AND FURTHER EDUCATION BILL (No. 2)** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "to make provision with respect to Adult, Community and Further Education, to establish an Adult, Community and Further Education Board, to amend the 'Council of Adult Education Act 1981', the 'Post-Secondary Education Act 1978', and the 'Vocational Education and Training Act 1990' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **GAMING MACHINE CONTROL BILL** - Pursuant to section 85 of the Constitution Act 1975, Mr Kennan, by leave, made a statement of the reason why section 85 should be altered or varied by the Bill.
- 9 **GAMING MACHINE CONTROL BILL** - Further considered in Committee. Committee reported progress; to sit again tomorrow.
- 10 **JOINT HOUSE COMMITTEE - BUDGET PROCESS** - Motion made, by leave, and question - That there be presented to this House a copy of the Joint House Committee Report on the Budget Process (*Mr Norris*) - put and agreed to.
- 11 **PAPER** - Mr Norris presented:  
Joint House Committee Report on the Budget Process - Return to the foregoing Order.  
Ordered to lie on the Table.
- 12 **DISABILITY SERVICES 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to the following resolution:  
That, contingent upon the appointment of a Joint Select Committee to enquire into and report upon the administration and funding of the Parliament and into all issues contained in, and the recommendations of, the Strategic Management Review of the Parliament, the report of the House Committee on the Budget process be referred to that Committee for report during the current Spring Sittings as to action to be taken.  
Ordered - That the Message be taken into consideration tomorrow.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mrs Setches*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at forty-eight minutes past Five o'clock, adjourned until tomorrow.

## No. 164 - Thursday, 29 August 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Victorian Maternal and Child Health Centres** - Seeking that the Minister for Community Services continue to provide funds to all Victorian Maternal and Child Health Centres to cover the provision of relieving staff, bearing 119 and 274 signatures (*by Mr Gude and Dr Wells, respectively*)
  - Pre-school - Funding** - Seeking that pre-school funding be maintained at its present level, bearing 470 and 1,470 signatures (*by Mr Gude and Mr Hamilton, respectively*)
  - Kindergartens - Maintenance Allowance** - Seeking that the proposal to remove the maintenance allowance of \$2,600 per annum to kindergartens and to cut salary funding for staff, be withdrawn and not be re-introduced for a period of not less than five years, bearing 6,622 signatures (*by Mr Pescott*)
  - De-sexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 61 signatures (*by Mrs Barker*)
  - Kindergartens - Funding** - Seeking that there be no subsidy cuts for kindergartens, bearing 3,476 and 1,368 signatures (*by Mr Gavin and Mr Delzoppo, respectively*)
 Severally ordered to lie on the Table.
- 4 **PAPERS** - Mr Speaker presented:
  - Accident Compensation Act 1985 - Accident Compensation Tribunal - Quarterly Report for March, 1991
 Ordered to lie on the Table.
 

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

  - Law Reform Commission - Interim Report No. 42 on Rape: Reform of Law and Procedure; and Appendices.
- 5 **ORDER OF THE DAY DISCHARGED** - Motion made and question - That the following Order of the Day, Government Business, be read and discharged:
  - Adult, Community and Further Education Bill - Second reading - Resumption of debate.*
 and that the Bill be withdrawn (*Mr Sheehan, Northcote*) - put and agreed to.
- 6 **COALITION'S PUBLIC MANAGEMENT STRATEGY** - Motion made and question proposed - That this House condemns the political paralysis of the Government and calls on the Government to adopt the Coalition's public management strategy to overcome the financial crisis facing Victoria (*Mr Stockdale*) - and, after debate

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 7 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 1 to 24 inclusive, be postponed until later this day.
- 8 **CORPORATIONS (VICTORIA) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 12 September 1991.
- 9 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).
- Motion made and question - That the debate be now adjourned (*Mr Smith, Polwarth*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 10 September 1991.
- 10 **VICTORIAN DEBT RETIREMENT FUND (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 Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 10 September 1991.
- 11 **ADULT, COMMUNITY AND FURTHER EDUCATION BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).
- Motion made and question - That the debate be now adjourned (*Dr Wells*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 12 September 1991.
- 12 **GAMING MACHINE CONTROL BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.
- Mr Speaker, having announced that, as the required statement of intention has been made pursuant to section 85(5)(c) of the Constitution Act 1975 in relation to the amendments made by the Committee altering the provisions of the Bill so as to classify the Bill as one requiring the second reading and third reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, re-submitted the question - That this Bill be now read a second time.*
- Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Bill read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 13 **RENTAL BOND BOARD BILL** - Pursuant to section 85 of the Constitution Act 1975, Mr McCutcheon, by leave, made a statement of the reason why section 85 should be altered or varied by the Bill.

- 14 **RENTAL BOND BOARD BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.

*Mr Speaker, having announced that, as the required statement of intention has been made pursuant to section 85(5)(c) of the Constitution Act 1975 in relation to the amendments made by the Committee altering the provisions of the Bill so as to classify the Bill as one requiring the second reading and third reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, re-submitted the question - That this Bill be now read a second time.*

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

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	(Northcote)	Tellers
Mr Gavin	Mr Norris	Mr Shell	Mr Cole
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 31

Mr Austin	Mr Jasper	Dr Napthine	Mrs Wade
Mr Bildstien	Mr John	Mr Perrin	Mr Wallace
Mr Brown	Mr Kennett	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Lea	Mr Richardson	Dr Wells
Mr Delzoppo	Mr Leigh	Mr Smith	
Mr Dickinson	Mr McGrath	(Glen Waverley)	
Mr Elder	(Warrnambool)	Mr Steggall	Tellers
Mr Gude	Mr Maclellan	Mr Stockdale	Mr Clark
Mr Hayward	Mr Maughan	Mr Tanner	Mr Perton

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.

Bill read a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 15 **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.

- 16 **CRIMES (BRIBERY OF MEMBERS OF PARLIAMENT AND PUBLIC OFFICERS) 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.

- 17 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 10 September 1991 (*Mr Kennan*) - put and agreed to.
- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at nineteen minutes past Five o'clock, adjourned until Tuesday, 10 September 1991.

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 165, 166, 167 and 168

## No. 165 - Tuesday, 10 September 1991

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Maternal and Child Health Centre Nurses and Kindergartens** - Seeking that the Minister for Community Services continue to provide funds to the Maternal and Child Health Centre Nurses and Kindergartens to cover the provision of relieving staff, bearing 325 signatures (*by Mr Mathews*)

**Kindergartens - Funding** - Seeking that there be no subsidy cuts for kindergartens, bearing 150 signatures (*by Mr Thomson*)

**Elmore District Hospital** - Seeking that funding be continued for the Elmore District Hospital, bearing 1,409 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.

4 **PAPERS** - Mr Speaker presented:

BLF (De-recognition) Act 1985 - Sixteenth Report of the Custodian, 31 August 1991.

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:

Hawthorn Institute of Education - Report for the year 1990

Law Reform Commission - Report No. 39 on Codes of Practice

Melbourne University - Report of the Council for the year 1990; together with Statutes approved by His Excellency the Governor during 1990

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Bacchus Marsh Planning Scheme - No. L24

Bendigo Planning Scheme - No. L28

Berwick Planning Scheme - No. L34

Brighton Planning Scheme - Nos. L11, L18

Chiltern Planning Scheme - No. L10

Cobram Planning Scheme - No. L9 Part 2

Daylesford and Glenlyon Planning Scheme - No. L5

Flinders Planning Scheme - No. L76

Hastings Planning Scheme - Nos. L35 Part 2, L37

Huntly Planning Scheme - No. L23

Knox Planning Scheme - Nos. L23, L33

Lillydale Planning Scheme - No. L83

Mansfield Planning Scheme - No. L8



Maryborough Planning Scheme - No. L18  
 Mornington Planning Scheme - No. L33  
 Newham and Woodend Planning Scheme - No. L6 Part C  
 Oakleigh Planning Scheme - No. L8  
 Portland Planning Scheme - No. L33  
 Preston Planning Scheme - No. L14  
 Sale Planning Scheme - No. L18  
 Shepparton Shire Planning Scheme - No. L14  
 Springvale Planning Scheme - No. L12  
 Warragul Planning Scheme - No. L13  
 Wimmera Planning Scheme - No. L4  
 Wodonga Development Areas Planning Scheme - No. L12  
 Woorayl Planning Scheme - No. L37

Statutory Rules under the following Acts:

Administration and Probate Act 1958 - S.R. No. 157  
 Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 150  
 Emergency Services Superannuation Act 1986 - S.R. No. 151

Health Services Act 1988 -

S.R. No. 149 together with the following document as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Health Insurance (1990-91 General Medical Services Table) Regulations

Mental Health Act 1986 - S.R. No. 154  
 Public Account Act 1958 - S.R. No. 152  
 Supreme Court Act 1986 - S.R. Nos. 155, 156, 157  
 Valuation of Land Act 1960 - S.R. No. 153

Transport Superannuation Board - Report on the Actuarial Investigation of the Fund as at 30 June 1990.

The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Children and Young Persons Act 1989 -

Division 2 of Part 2, sections 19, 20 (except subsections (2), (3) and (10)), 22 and 23  
 Division 4 of Part 2, section 28  
 Division 7 of Part 2 (to the extent that it has not already come into operation)  
 Division 8 of Part 2 (except Subdivisions 2 and 3)  
 Division 1 of Part 3  
 Division 2 of Part 3 (except sections 64(3)(c), 66(5)(6) and (7) and 67(2))  
 Division 3 of Part 3  
 Division 4 of Part 3 (except sections 73(3)(e) and 75)  
 Division 5 of Part 3 (except section 83)  
 Sections 84, 86(2) and (3), 87 and 93  
 Division 8 of Part 3 (except sub-sections (1), (2), (3) and (4) of section 116)  
 Sections 119, 120, 121 and 122  
 Divisions 2 to 9 of Part 4  
 Divisions 10 and 11 of Part 4 (to the extent that they have not already come into operation)  
 Paragraphs (b), (c) and (d) of section 249, sections 250 and 251, and paragraph (a) of section 252, sections 255, 257 and 258  
 Division 1 of Part 5 (except sections 261 and 262)

Division 2 of Part 5 (to the extent that it has not already come into operation)

Divisions 3 and 4 of Part 5

Section 284 (da), (db), (dc), (dd), (df), (ea), (eb), (ed), (ee), (i), (j), (k), (l), (m), and section 285 (b), (c), (d) and (e)

Items 2.1, 5, 7.3, 7.4, 7.10, 7.13, 7.16, 9, 11.1, 11.2, 12.1, 12.2, 13, and 16 of Schedule 2

Item 92 in Part 1 of Schedule 4 and all items in Part 2 of Schedule 4 (except item 100); 23 September 1991 (*Gazette No. G33, 28 August 1991*)

Road Safety (Drivers) Act 1991 -

Sections 11 and 12; 1 September 1991 (*Gazette No. G33, 28 August 1991*).

- 5 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Reynolds be discharged from attendance on the Natural Resources and Environment Committee and that Mr Leigh be appointed in his stead (*Mr Roper*) - put and agreed to.
- 6 **STANDING ORDER SUSPENDED - GRIEVANCE DAY** - Motion made, by leave, and question - That the operation of Standing Order No. 59 requiring the question that Grievances be noted to be proposed on every third Thursday after the opening of the Session be suspended so far as to allow the Standing Order to have application on Thursday, 19 September 1991 (*Mr Roper*) - put and agreed to.
- 7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Works and Services (Ancillary Provisions, 1991-92, No. 2) Bill.
- 8 **CONCURRENT DEBATE - APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Motion made and question - That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Appropriation (1991-92, No. 1) Bill and the Works and Services (Ancillary Provisions, 1991-92, No. 2) Bill to be moved and debated concurrently (*Mr Roper*) - put and agreed to.
- 9 **APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; 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.
- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Water (Mineral Water) Bill and suggesting amendments.
- Ordered - That the suggested amendments be printed and taken into consideration tomorrow.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Friendly Societies (Reserve Board) Bill with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

- 12 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at forty-one minutes past Eleven o'clock.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 166 - Wednesday, 11 September 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
- Milk Industry - De-regulation** - Seeking that any de-regulation of the milk industry does not restrict the present choice and availability of milk in local shops, bearing 4,179 signatures (*by Mr Hamilton*).
- Ordered to lie on the Table.
- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Shell brought up a Report from the Legal and Constitutional Committee upon A Bureau of Crime Statistics for Victoria; together with Appendices, an Extract from the Proceedings of the Committee, a Minority Report and Minutes of Evidence.
- Ordered to lie on the Table and the Report, Appendices, Extract from the Proceedings and Minority Report be printed.
- 5 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Planning and Environment Act 1987 - Notice of approval of amendment to the following Planning Scheme:
- All Planning Schemes - S.16
- Statutory Rule under the following Act:
- Public Service Act 1974 - Public Service Determination No. 27.
- 6 **CATTLE COMPENSATION (AMENDMENT) BILL** - Mr Baker obtained leave, with Mr Spyker, to bring in a Bill "*to amend the 'Cattle Compensation 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.
- 7 **EMERGENCY SERVICES SUPERANNUATION (MFBSF TRANSFER) BILL** - Mr Roper obtained leave, with Mr Pope, to bring in a Bill "*to amend the 'Emergency Services Superannuation Act 1986', to repeal the 'Metropolitan Fire Brigades Superannuation Act 1976' 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 (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

The Member for Brighton addressing the House and not having concluded his speech -

Motion made and question - That the Member be allowed to continue his speech for a further period not exceeding ten minutes (*Mr Tanner*) - put.

The House divided.

AYES, 30

Mr Austin	Mr Heffernan	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Honeywood	Mr Perton	Mr Wallace
Mr Brown	Mr John	Mr Pescott	Mr Weideman
Mr Cooper	Mr Kennett	Mr Reynolds	
Mr Delzoppo	Mr Leigh	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Gude	Mr McNamara	Mr Steggall	Mr Clark
Mr Hayward	Dr Napthine	Mr Stockdale	Mr Maughan

NOES, 45

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Spyker
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hill	Mr Roper	Mr Trezise
Mr Batchelor	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Cain	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mrs Setches	
Mr Cunningham	Ms Kirner	Mr Sheehan	
Mr Dollis	Mr McCutcheon	( <i>Ballarat South</i> )	
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	( <i>Northcote</i> )	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Shell	Mr Leighton
Mr Gavin	Mr Norris	Mr Simmonds	Mr Sercombe

And so it passed in the negative.

Debate resumed on question - That these Bills be now read a second time.

Motion made and question - That the debate be now adjourned (*Mr Brown*) - 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.3, be postponed until later this day.

- 10 **FRIENDLY SOCIETIES (RESERVE BOARD) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 11 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at thirty-four minutes past Five o'clock, adjourned until tomorrow.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 167 - Thursday, 12 September 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **DEATH OF EARNEST MORTON, ESQUIRE** - Motion made and question - That this House expresses its sincere sorrow at the death of Earnest Morton, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Ripon from 1945 to 1947 and from 1950 to 1955 - (*Ms Kirner*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Earnest Morton, Esquire, the House do now adjourn until forty-five minutes past Eleven o'clock this day (*Ms Kirner*) - put and agreed to.  
And the House at seven minutes past Eleven o'clock adjourned until forty-five minutes past Eleven o'clock this day.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 168 - Thursday, 12 September 1991

(FORTY-FIVE MINUTES PAST ELEVEN O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Parliament Station** - Seeking that white lines be painted on the edge of steps leading into all stations and trams, particularly Parliament Station, bearing 367 signatures (*by Mrs Hill*)
  - Sunday Trading - Tourist Precinct** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours and/or the declaration of Melbourne's Central Business District as a tourist precinct or area be opposed, bearing 342 and 12,838 signatures (*by Mr Delzoppo and Mr Thomson, respectively*)
  - Sunday Trading** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours be opposed, bearing 2,745 signatures (*by Mr Thomson*).

Severally ordered to lie on the Table.

- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up the Twenty-First Report from the Legal and Constitutional Committee upon Subordinate Legislation; together with Appendices.

Ordered to lie on the Table and be printed.

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

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - Nos. S19, S20  
 Ararat (City) Planning Scheme - No. L12  
 Bairnsdale (City) Planning Scheme - No. L26  
 Benalla City Planning Scheme - No. L17 Part 1  
 Berwick Planning Scheme - No. L18 Part 2  
 Box Hill Planning Scheme - No. L12  
 Broadmeadows Planning Scheme - No. L26  
 Buninyong Planning Scheme - No. L34  
 Camberwell Planning Scheme - No. L24  
 Chiltern Planning Scheme - No. L13  
 Croydon Planning Scheme - Nos. L11, L41  
 Doncaster and Templestowe Planning Scheme - Nos. L23, L25 Part 2, L28, L30 Part 1, L34, R97  
 Eltham Planning Scheme - No. L16 Part 1  
 Essendon Planning Scheme - Nos. L16, L22  
 Euroa Planning Scheme - No. L6  
 Frankston Planning Scheme - Nos. L8, L23, L31  
 Geelong Regional Planning Scheme - No. R53 Part 1B  
 Gisborne Planning Scheme - No. L15  
 Horsham Planning Scheme - No. L21  
 Kew Planning Scheme - No. L8  
 Knox Planning Scheme - No. L31  
 Korumburra Planning Scheme - Nos. L12, L14  
 Melton Planning Scheme - No. L11 Part 1  
 Shepparton City Planning Scheme - No. L38  
 Sherbrooke Planning Scheme - Nos. L39, L51  
 South Melbourne Planning Scheme - No. L41  
 Springvale Planning Scheme - No. L20  
 Sunshine Planning Scheme - No. L21  
 Tambo Planning Scheme - No. L42  
 Waverley Planning Scheme - No. L19  
 Whittlesea Planning Scheme - Nos. L10, L14  
 Williamstown Planning Scheme - No. L9  
 Winchelsea Planning Scheme - No. L7  
 Wodonga Planning Scheme - No. L10

Statutory Rules under the following Acts:

Financial Institutions Duty Act 1982 - S.R. No. 159  
 Planning and Environment Act 1987 - S.R. No. 158.

- 6 **RAID ON DINGO FARM** - Motion made and question proposed - That this House takes note of the Report on the Investigation of the Raid by the Department of Conservation, Forests and Lands Officers and RSPCA staff on Mr Bruce Jacob's Dingo Farm, May 1990 (*Mr Coleman*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
 pursuant to Sessional Orders.*

- 7 **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.
- 8 **APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.  
 Motion made and question - That the debate be now adjourned (*Mrs Hill*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 9 **EMERGENCY SERVICES SUPERANNUATION (MFBSF TRANSFER) 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 Stockdale*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 26 September 1991.
- 10 **CATTLE COMPENSATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).  
 Motion made and question - That the debate be now adjourned (*Mr McGrath, Lowan*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 26 September 1991.
- 11 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 to 44 inclusive, be postponed until later this day.
- 12 **JOINT SELECT COMMITTEE - PARLIAMENT OF VICTORIA** - Order read for the consideration of the Message from the Legislative Council.  
 Motion made and question - That this House concurs with the Legislative Council and agrees with the said resolution with the following amendment:  
 Paragraphs 4 and 5, omit these paragraphs and insert:  
 "4. That the Committee shall elect two of its members to be Joint Chairmen."  
 (*Mr. Roper*) - put and agreed to.  
 Ordered - That a Message be sent to the Legislative Council acquainting them the Legislative Assembly has agreed to the resolution with an amendment with which they desire the concurrence of the Legislative Council.
- 13 **PARLIAMENT OF VICTORIA COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question That, contingent upon the agreement of the Legislative Council to the amendment of the Legislative Assembly to the Resolution appointing the Joint Select Committee on the Parliament of Victoria, Mr Cole, Mr Cooper, Mr Delzoppo and Mr Matthews be appointed as members of the Committee (*Mr Roper*) - put and agreed to.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at sixteen minutes past Five o'clock, adjourned until Tuesday,  
17 September 1991.

J. G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*



## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 169, 170 and 171

## No. 169 - Tuesday, 17 September 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Maternal and Child Health Nurses** - Seeking that funding be continued to the Maternal and Child Health nurses to cover the provision of relieving staff, bearing 45 signatures (*by Mr Cooper*)
  - Police Services at Mooroopna** - Seeking that the police strength at the Mooroopna Police Station remains at the gazetted strength of 1 senior sergeant, 1 sergeant and 5 senior constables, bearing 909 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.
- 4 **PAPERS** - Mr Speaker presented:
  - Accident Compensation Commission - Actuarial Report on WorkCare as at 30 June 1991.

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:

  - Goulburn Valley Base Hospital - Report and Statement of Accounts for the year 1989-90
  - Nathalia District Hospital and Nathalia Nursing Home Society - Report and Statement of Accounts for the year 1989-90
  - Planning and Environment Act 1987 - Notice of approval of an amendment to a Planning Scheme:
    - Kerang Shire Planning Scheme - No. L2
  - Waranga Memorial Hospital and Waranga Nursing Home Society Hospital - Report and Statement of Accounts for the year 1989-90.
- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:
  - Friendly Societies (Reserve Board) Bill.
- 6 **ECONOMIC AND BUDGET REVIEW COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mrs Barker be appointed a member of the Economic and Budget Review Committee (*Mr Pope*) - put and agreed to.

- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:  
 Adult, Community and Further Education Bill (No. 2)  
 Cattle Compensation (Amendment) Bill  
 Emergency Services Superannuation (MFBSF Transfer) Bill.
- 8 **APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; 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.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendment made by the Assembly to the Resolution adopted by the Council to appoint a Joint Select Committee to enquire into and report upon the administration and funding of the Parliament.
- 10 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Pope*) - put and agreed to.
- 11 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at thirty-five minutes past Ten o'clock, adjourned until tomorrow.

J. G. LITTLE  
 Clerk of the Legislative Assembly

KEN. COGHILL  
 Speaker

## No. 170 - Wednesday, 18 September 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:  
**Shire of Kowree - Vehicle Facilities** - Seeking that facilities are available for the residents of Apsley, Edenhope, Goroke and Harrow to register vehicles and obtain driving licences, endorsements or log books from local police personnel, bearing 696 signatures (*by Mr McGrath, Lowan*)  
**Sunday Trading** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours be opposed, bearing 646 signatures (*by Mrs Garbutt*).

Severally ordered to lie on the Table.

- 4 **LOCAL GOVERNMENT (RATING) BILL** - Mrs Setches, pursuant to motion moved on her behalf by Mr Crabb, obtained leave, with Mr Pope, to bring in a Bill "to amend the 'Local Government Act 1989', the 'Local Government Act 1958', the 'Valuation of Land (Amendment) Act 1989', the 'Local Government (Consequential Provisions) Act 1989', the 'Water Act 1989' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 **NATIVE VEGETATION PROTECTION BILL** - Mr Crabb obtained leave, with Mr Pope, to bring in a Bill "to protect native vegetation and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **ENTERTAINMENT AND MODELLING INDUSTRY AGENTS BILL** - Mr Pope obtained leave, with Mr Harrowfield, to bring in a Bill "to establish an Entertainment and Modelling Industry Licensing Council, to provide for the licensing of agents, managers and venue consultants in the entertainment and modelling industries, to make consequential amendments to the 'Employment Agents Act 1983' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.
- Motion made and question - That the debate be now adjourned (*Mr Mathews*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 8 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Pope*) - put and agreed to.
- 9 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at twenty-nine minutes past Five o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 171 - Thursday, 19 September 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Bus Service - Brunswick Area** - Seeking that measures be taken to maintain and improve the existing bus service in the Brunswick area, bearing 1,084 signatures (*by Mr Thomson*)

**Family Planning Services** - Seeking that the Government's proposal to reduce Family Planning Services by 20 percent be discontinued, bearing 67 signatures (*by Mr Thomson*).

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 Clerk:

Parliamentary Committees Act 1968 - Report by the Acting Treasurer with respect to the report on the 1989-90 Estimates of Receipts and Payments by the Estimates Sub-committee

Statutory Rules under the following Acts:

Magistrates' Court Act 1989 - S.R. No. 160

Road Safety Act 1986 - S.R. No. 161

Tomato Processing Industry Negotiating Committee - Report for the year ended 31 May 1991.

- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Gaming Machine Control 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.

- 6 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 1 October 1991 (*Mr Pope*) - put and agreed to.

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

- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Adoption (Amendment) Bill (No. 2) without amendment.

- 9 **LOCAL GOVERNMENT (RATING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 3 October 1991.

- 10 **NATIVE VEGETATION PROTECTION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 3 October 1991.

- 11 **ENTERTAINMENT AND MODELLING INDUSTRY AGENTS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).

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

Ordered - That the debate be adjourned until Thursday, 3 October 1991.

- 
- 12 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 3 October 1991.
- 13 **POSTPONEMENT OF ORDERS OF THE DAY AND NOTICES OF MOTION** - Ordered - That the consideration of remaining Orders of the Day, Government Business, and Notices of Motion, General Business Nos. 1 to 23 inclusive and 27 to 30 inclusive be postponed until after the consideration of Notices of Motion, General Business, Nos. 24 to 26 inclusive and Nos. 31 to 33 inclusive.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Pope*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at forty-five minutes past Five o'clock, adjourned until Tuesday, 1 October 1991.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 172, 173 and 174

## No. 172 - Tuesday, 1 October 1991

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **APPOINTMENT OF DEPUTY CLERK** - Mr Speaker informed the House that the Governor in Council had been pleased to appoint Philip John Mithen to be Deputy Clerk.
- 3 **COMPLAINT** - Mr Speaker informed the House that the Leader of the National Party had lodged with him written notification of a complaint against the Minister for Transport alleging that he had committed a contempt of the House by deliberately misleading the House - and, Mr Speaker being of the opinion that the complaint should be given precedence -  
 Motion made and question - That the complaint made by the Leader of the National Party on 19 September 1991 be referred to the Privileges Committee for examination and report (*Mr McNamara*) - put, after debate, and agreed to.
- 4 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 5 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Sunday Trading - Tourist Precinct** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours and/or the declaration of Melbourne's Central Business District as a tourist precinct or area be opposed, bearing 45 and 58 signatures (*by Mr John and Mr Kennedy, respectively*)
  - Retail Traders** - Seeking that there will be no amendment or alteration to the Retail Traders Act 1958 which would allow for an extension of retail trading to include Sunday trading and that retail traders who choose to trade in breach of this Act be prosecuted, bearing 859 signatures (*by Mr John*)
  - Animal Ambulance Service** - Seeking that the Animal Ambulance Service be recognised as an ambulance service under section 23 of the Ambulance Service Act 1986, bearing 1,037 signatures (*by Mr Hayward*).
 Severally ordered to lie on the Table.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
  - Creswick District Hospital - Report and Statement of Accounts for the year 1990-91
  - Crimes Compensation Tribunal - Report for the year 1990-91
  - Land Tax Act 1958 - Report of the Commissioner of State Taxation for the year 1990-91

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- All Planning Schemes (except Flinders, Healesville, Lillydale, Sherbrooke and Upper Yarra) - No. S10
- Alexandra Planning Scheme - No. L18
- Bacchus Marsh Planning Scheme - Nos. L16, L23, L27 Part 1
- Ballaarat (City) Planning Scheme - No. L22
- Benalla Shire Planning Scheme - No. L5
- Berwick Planning Scheme - No. L22
- Broadford Planning Scheme - No. L5
- Cobram Planning Scheme - Nos. L10, L11
- Deakin Planning Scheme - No. L14
- Doncaster and Templestowe Planning Scheme - No. L27 Part 1
- Echuca Planning Scheme - No. L11
- Flinders Planning Scheme - No. L50
- Geelong Regional Planning Scheme - Nos. RL38 Part 3, R49 Part 2, R65 Part 2, R74 Part 1A, R76
- Maldon Planning Scheme - No. L6
- Melbourne Planning Scheme - No. L81
- Mildura Shire Planning Scheme - No. L3
- Mortlake Planning Scheme - No. L1
- Portland City Planning Scheme - No. L21
- Sherbrooke Planning Scheme - No. L44
- Stawell (Town) Planning Scheme - Nos. L19, L20
- Wangaratta City Planning Scheme - No. L13
- Whittlesea Planning Scheme - No. L56
- Wodonga Planning Scheme - Nos. L18, L22, L31, L34
- Woorayl Planning Scheme - No. L39
- Yarrawonga Planning Scheme - Nos. L5, L14

Plumbers, Gasfitters and Drainers Registration Board - Report for the year 1990-91

Statutory Rules under the following Acts:

- Children and Young Persons Act 1989 - S.R. Nos. 165, 166
- Children's Court Act 1973 - S.R. Nos. 163, 164
- Health Services Act 1988 - S.R. No. 168
- Local Government Act 1958 - S.R. No. 167
- Local Government Act 1989 - S.R. No. 167
- Marine Act 1988 - S.R. No. 170
- Public Service Act 1974 - Public Service Determination No. 29
- Road Safety Act 1986 - S.R. Nos. 162, 169.

**7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL -**  
Informing the Assembly that he had, on 24 September 1991, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:

Adoption (Amendment) Bill (No. 2).

**8 PRIVILEGES COMMITTEE - MEMBERSHIP -** Motion made, by leave, and question - That Mr Evans and Mr Lieberman be discharged from attendance on the Privileges Committee and that Mr McGrath (*Warrnambool*) and Mr Cooper be appointed in their stead (*Mr Roper*) - put and agreed to.

**9 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR -** Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

- Entertainment and Modelling Industry Agents Bill
- Local Government (Rating) Bill.

- 10 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the following Bill:  
Gaming Machine Control Bill.
- 11 **APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; 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.
- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 13 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at eighteen minutes past Eleven o'clock, adjourned until tomorrow.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 173 - Wednesday, 2 October 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 655 signatures (*by Mrs Barker*).  
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:  
Building Societies Council - Report of the Treasurer of the reasons for the failure to submit the annual report by 30 September  
Docklands Authority Act 1991 - Report of the Minister for Major Projects of the reasons for the granting of an extension of time for the Docklands Authority to submit their annual report.
- The following Proclamations fixing operative dates for various Acts were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:  
Architects Act 1991 - 18 September 1991 (*Gazette No. S47, 18 September 1991*)  
Corrections (Prison Management and Prisoners) Act 1991 - 1 October 1991 (*Gazette No. G37, 25 September 1991*)  
Wildlife (Amendment) Act 1990 - Section 12; 25 September 1991 (*Gazette No. G37, 25 September 1991*).



- 5 **ABORIGINAL LAND (TRANSFER) BILL** - Mr Roper obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "to revoke the reservation and Crown grant of certain land and to authorise the grant of that land to an aboriginal organisation and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **MELBOURNE UNIVERSITY (HAWTHORN) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "to provide for the merger of the Hawthorn Institute of Education with Hawthorn Institute of Education Limited and for the affiliation of the Institute with the University of Melbourne and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **VICTORIAN CURRICULUM AND ASSESSMENT BOARD (AMENDMENT) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "to amend the 'Victorian Curriculum and Assessment Board Act 1986' to make further provision for the constitution of the Victorian Curriculum and Assessment Board and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **FAIR TRADING (ENVIRONMENTAL LABELLING) BILL** - Mr Sandon obtained leave, with Mr Roper, to bring in a Bill "to prohibit the advertising of goods with misleading claims about their environmental advantages, to amend the 'Fair Trading Act 1985' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.  
 Motion made and question - That the debate be now adjourned (*Mr Walsh*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 10 **APPROPRIATION (1991-92, No. 1) BILL AND WORKS AND SERVICES (ANCILLARY PROVISIONS, 1991-92, No. 2) BILL - DECLARATION OF BILLS AS URGENT - LIMITATION OF DEBATE** - Mr Roper declared that these Bills were urgent Bills and moved - That these Bills be considered urgent Bills.  
 Mr Speaker having ascertained that twenty members approved of the proposed motion being put -  
 Question - That these Bills be considered urgent Bills - put and agreed to.  
 Motion made and question - That the time allotted for the remaining stages of the Bills be until 3.30 p.m. this day (*Mr Roper*) - put and agreed to.  
 Debate resumed on question - That these Bills be now read a second time.  
 Bills read a second time and, by leave, read a third time forthwith.  
 Ordered - That the Bills 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 **AGRICULTURAL AND VETERINARY CHEMICALS 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 Roper*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.

- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at Six o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 174 - Thursday, 3 October 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Rail Crossing - Clayton** - Seeking that the railway line at both Clayton and Centre Roads, Clayton be lowered to reduce delays to traffic caused by the boom barrier closure, bearing 2,058 signatures (*by Dr Vaughan*)
  - Funding for Family Support Program** - Seeking that the funding cut to Care-Force North East, as a result of the 1991 State Budget, be re-instated and that the previous level of funding for the Family Support Program be maintained, bearing 78 signatures (*by Mr Leighton*).
- 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 Clerk:
- Construction Industry Long Service Leave Board - Report for the year 1990-91
  - Land Conservation Council - Report for the year 1990-91.
- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to make further provision for shop trading on Sundays, to amend the 'Shop Trading Act 1987' and the 'Liquor Control Act 1987' and for other purposes*".
- 6 **SHOP TRADING (FURTHER AMENDMENT) BILL** - On the motion of Mr Sandon, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 7 **PRIVILEGES COMMITTEE - SITTING AND EVIDENCE** - Motion made, by leave, and question - That this House grant leave to the Privileges Committee to meet and take evidence during the sittings of the House in relation to the matter referred to the Committee on 1 October 1991 for examination and report and that Standing Order No. 208 be suspended so far as to allow the Committee to publish the evidence and documents received in its Inquiry upon such terms and conditions as it thinks fit (*Mr Roper*) - put and agreed to.
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the following Bill:
- Australia and New Zealand Banking Group Limited (NMRB) Bill.

- 9 **MARKETPLACE - GOVERNMENT CORPORATE MISSION** - Motion made and question proposed - That this House condemns the Government for failing to meet its corporate mission to ensure a balance between the rights and responsibilities of consumers and traders, tenants and landlords, in the marketplace through the development and enforcement of standards (including legislation) and the provision of information and mechanisms for resolving disputes (*Mr Gude*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 10 **SHOP TRADING (FURTHER 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 Gude*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 10 October 1991.
- 11 **ABORIGINAL LAND (TRANSFER) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*).  
*Mr Roper made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
Motion made and question - That the debate be now adjourned (*Mr John*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 17 October 1991.
- 12 **MELBOURNE UNIVERSITY (HAWTHORN) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mr Hayward*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 17 October 1991.
- 13 **VICTORIAN CURRICULUM AND ASSESSMENT BOARD (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mr Hayward*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 17 October 1991.
- 14 **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.
- 15 **HEALTH (INFECTIOUS DISEASES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
*Mr Kennan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
Motion made and question - That the debate be now adjourned (*Dr Napthine*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 17 October 1991.
- 16 **AGRICULTURAL AND VETERINARY CHEMICALS BILL - SECOND READING - RESUMPTION OF DEBATE** - Ordered - That the consideration of this Order of the Day be postponed until later this day.

- 17 **AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED (NMRB) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Mr Acting Speaker ruled the Bill to be a Private Bill.

Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Roper*) - 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 a third time, after debate.

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

- 18 **VICTORIAN DEBT RETIREMENT FUND (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 a third time forthwith.

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

- 19 **AGRICULTURAL AND VETERINARY CHEMICALS 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, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cole	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	Tellers
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Batchelor
Mr Gavin	Mr Norris	(Northcote)	Mr Leighton

NOES, 36

Mr Austin	Mr Jasper	Dr Napthine	Mrs Wade
Mr Brown	Mr Kennett	Mr Perrin	Mr Wallace
Mr Clark	Mr Lea	Mr Pescott	Mr Weideman
Mr Coleman	Mr Leigh	Mr Plowman	Dr Wells
Mr Cooper	Mr McGrath	Mr Reynolds	
Mr Delzoppo	(Lowan)	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Gude	(Warrnambool)	(Glen Waverley)	
Mr Hayward	Mr McNamara	Mr Steggall	Tellers
Mr Heffernan	Mr Maclellan	Mr Stockdale	Mr Elder
Mr Honeywood	Mr Maughan	Mr Tanner	Mr Perton

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 a third time.

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

20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

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

And the House, at forty-six minutes past Five o'clock, adjourned until Tuesday, 8 October 1991.

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 175, 176 and 177**

**No. 175 - Tuesday, 8 October 1991**

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Sunday Trading - Tourist Precinct** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours and/or the declaration of Melbourne's Central Business District as a tourist precinct or area be opposed, bearing 2,652 signatures (*by Mr Kennedy*)

**Cape Schanck - Sewerage Discharge** - Seeking that the Government appoint the Natural Resources and Environment Committee to examine the effects of, and recommend appropriate strategies for the monitoring of the current discharge of sewerage effluent at Boag's Rock, Cape Schanck, bearing 29 signatures (*by Dr Wells*)

**Band 4 Primary Teachers** - Seeking that the classifying of Band 4 Primary Teachers into the Principal Class under the Teaching Service Act 1981 be a 'one-off' situation, bearing 47 signatures (*by Mr Hayward*)

**Elmore District Hospital** - Seeking that funding be continued for the Elmore District Hospital, bearing 16,999 signatures (*by Mr Maughan*).

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 Clerk:

Law Reform Commission - Report No. 43 on Rape: Reform of Law and Procedure

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Alexandra Planning Scheme - No. L16

Ballarat (Shire) Planning Scheme - Nos. L5, L17

Geelong Regional Planning Scheme - No. RL66 Part 1

Healesville Planning Scheme - No. L13 Part 2

Myrtleford Planning Scheme - No. L18

Pakenham Planning Scheme - No. L30

Rodney Planning Scheme - No. L30

Shepparton City Planning Scheme - No. L32

Wangaratta City Planning Scheme - No. L14

State Training Board - Report of the Minister for Education and Training of the reasons for the failure to submit the Annual Report for 1990-91

Statutory Rules under the following Acts:

Abattoir and Meat Inspection Act 1973 - S.R. No. 171  
 Corrections Act 1986 - S.R. No. 173  
 Courts (Case Transfer) Act 1991 - S.R. No. 178  
 Health Services Act 1988 - S.R. No. 175  
 Land Tax Act 1958 - S.R. No. 177

Victorian Relief Committee - Report for the year 1990-91.

The following Proclamation fixing an operative date was laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Juries (Amendment) Act 1990 - Sections 7-10 and 12; 3 October 1991  
*(Gazette No. G38, 2 October 1991).*

- 5 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Aboriginal Land (Transfer) Bill  
 Melbourne University (Hawthorn) Bill  
 Victorian Curriculum and Assessment Board (Amendment) Bill.

- 6 **GAMING MACHINE CONTROL BILL** - Order read for the consideration of the amendments suggested by the Legislative Council and the amendments made by the Legislative Council.

On the motion of Mr Kennan - Suggested amendments made with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

The amendments made by the Legislative Council were read a second time and, after debate, agreed to 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 accordingly.

- 7 **MEDICAL PRACTITIONERS (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

*Mr Kennan, by leave, made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

And the said amendments were read a second time and agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council 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. 3, be postponed until later this day.

- 9 **CATTLE COMPENSATION (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 a third time forthwith.

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

- 10 **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 with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 11 **LITTER (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 Hamilton*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Crabb*) - put and agreed to.
- 13 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at fifty-six minutes past Ten o'clock, adjourned until tomorrow.

J.G. LITTLE  
 Clerk of the Legislative Assembly

KEN. COGHILL  
 Speaker

## No. 176 - Wednesday, 9 October 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Rail Crossing - Clayton** - Seeking that the railway line at both Clayton and Centre Roads, Clayton be lowered to reduce delays to traffic caused by the boom barrier closure, bearing 56 signatures (*by Dr Vaughan*).
- 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:  
 Murray-Darling Basin Commission - Report for the year 1989-90  
 Statutory Rules under the following Acts:  
 Accident Compensation Act 1985 - S.R. No. 176  
 Alpine Resorts Act 1983 - S.R. No. 185  
 Casino Control Act 1991 - S.R. No. 186  
 Dentists Act 1972 - S.R. No. 183  
 Legal Profession Practice Act 1958 - S.R. No. 179  
 Local Government Act 1958 - S.R. No. 174  
 Local Government Act 1989 - S.R. No. 174  
 Public Service Act 1974 - S.R. Nos. 187-189  
 Supreme Court Act 1986 - S.R. Nos. 179-180  
 Victorian Broiler Industry Negotiation Committee - Report for the year 1990-91.



- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Gaming Machine Control Bill, including the amendments made by the Assembly on the suggestion of the Council, without further amendment.
- 6 **CRIMES (YEAR AND A DAY RULE) BILL** - Mr Kennan obtained leave, with Mr Crabb, to bring in a Bill "*to amend the 'Crimes 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 **CRIMES (CONFISCATION OF PROFITS) (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Crabb, to bring in a Bill "*to amend the 'Crimes (Confiscation of Profits) Act 1986', the 'Legal Aid Commission Act 1978', the 'Sentencing Act 1991', the 'Magistrates' Court Act 1989' and the 'Drugs, Poisons and Controlled Substances Act 1981' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **CO-OPERATION (CREDIT CO-OPERATIVES) BILL** - Mr Kennan obtained leave, with Mr Crabb, to bring in a Bill "*to amend the 'Co-operation Act 1991' to re-constitute the Credit Co-operatives Reserve 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 **LAND (PRINCE HENRY'S HOSPITAL) BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to revoke the permanent reservations and Crown grant of certain land and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **ENVIRONMENT PROTECTION (RESOURCE RECOVERY) BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Environment Protection 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.
- 11 **LAND (REVOCATION AND OTHER MATTERS) BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to revoke the permanent reservations of certain Crown land, to revoke the reservations and Crown grants of certain other land, to repeal the 'Belmont Common Recreation Ground Lands 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.
- 12 **LITTER (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 a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **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.
- 14 **CORPORATIONS (VICTORIA) (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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **ADULT, COMMUNITY AND FURTHER EDUCATION 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 a third time forthwith.

- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 to 9 inclusive, be postponed until later this day.
- 17 **CONSTITUTION (INDEPENDENCE OF JUDGES AND PUBLIC OFFICERS) 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 (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow and that Mrs Wade have leave to continue her speech when the debate is resumed.
- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at Six o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 177 - Thursday, 10 October 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Police Services at Boronia** - Seeking that the police station at Boronia be kept open and upgraded to a 24 hour station status, bearing 13,117 signatures (*by Mr Kennett*)
- Sunday Trading - Tourist Precinct** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours and/or the declaration of Melbourne's Central Business District as a tourist precinct or area be opposed, bearing 1,709 signatures (*by Mr John*)
- Sexist Advertising** - Seeking that legislation be enacted which will prevent the inappropriate and degrading use of women's bodies to sell products, bearing 498 signatures (*by Mrs Hill*)
- Fairfield Hospital** - Seeking that Fairfield Hospital is maintained in its expertise on its present site and further developed in the future, bearing 65,728 signatures (*by Mr Leighton*).

Severally ordered to lie on the Table.

- 4 **VICTORIAN HEALTH SYSTEM REVIEW** - Motion made, by leave, and question - That there be presented to this House a copy of the Victorian Health System Review Interim Report (*Mr Kennan*) - put and agreed to.
- 5 **PAPER** - Mr Kennan presented:  
 Victorian Health System Review Interim Report - Return to the foregoing Order.  
 Ordered to lie on the Table.
- 6 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up the Twenty-Second Report from the Legal and Constitutional Committee upon Subordinate Legislation; together with Appendices.  
 Ordered to lie on the Table and to be printed.
- 7 **PAPERS** - The following Papers, pursuant to the direction of the *Subordinate Legislation Act* 1962, were laid upon the Table by the Clerk:  
 Statutory Rules under the following Acts:  
 Residential Tenancies Act 1980 - S.R. No. 172  
 Teaching Service Act 1981 - S.R. No. 190.
- 8 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Chiropractors and Osteopaths Act 1978' to reconstitute the Chiropractors and Osteopaths Registration Board 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 **PORTARLINGTON LAND BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*to revoke the reservation of land at Portarlington and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **RACING (BETTING COMPETITIONS AND MIXED SPORTS) BILL** - Mr Tresize obtained leave, with Mr Baker, to bring in a Bill "*to amend the 'Racing Act 1958' to provide for the conduct of approved betting competitions at Ballarat and to provide for payments into and from a Mixed Sports Gatherings Fund and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **NATIONAL RAIL CORPORATION (VICTORIA) BILL** - Mr Spyker obtained leave, with Mr Roper, to bring in a Bill "*to approve and give effect to an agreement between the Commonwealth, New South Wales, Victoria, Queensland and Western Australia relating to the National Rail Corporation Limited, to amend the 'Transport Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **ROAD SAFETY (FURTHER AMENDMENT) BILL** - Mr Spyker obtained leave, after debate, with Mr Roper, to bring in a Bill "*to amend the 'Road Safety Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **LAND TAX (REVISION) BILL** - Mr Roper obtained leave, with Mr Spyker, to bring in a Bill "*to amend the 'Land Tax 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.

14 **BORROWING AND INVESTMENT POWERS (PORT AUTHORITIES) BILL** - Mr Roper obtained leave, with Mr Spyker, to bring in a Bill "*to amend the 'Borrowing and Investment Powers Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

15 **ABATTOIR OPERATORS - LICENCE FEES** - Motion made and question proposed - That this House condemns the Government for its imposition of an exorbitant increase in licence fees payable by Victorian abattoir operators, and more particularly, its contrived use of a Premier's Certificate to avoid the need to issue a regulatory impact statement on the new fee structure (*Mr McGrath, Lowan*) - and, after debate

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

16 **CRIMES (YEAR AND A DAY RULE) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 24 October 1991.

17 **CRIMES (CONFISCATION OF PROFITS) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

*Mr Kennan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

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

Ordered, after debate - That the debate be adjourned until Thursday, 24 October 1991.

18 **CO-OPERATION (CREDIT CO-OPERATIVES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 24 October 1991.

19 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 4 to 6 inclusive, be postponed until later this day.

20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Cattle Compensation (Amendment) Bill without amendment.

21 **SHOP TRADING (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 with an amendment; as amended, considered, and amendment agreed to; read a 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.

- 22 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 22 October 1991 (*Mr Roper*) - put and agreed to.
- 23 **LAND (PRINCE HENRY'S HOSPITAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 24 October 1991.
- 24 **LAND (REVOCAION AND OTHER MATTERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
*Mr Crabb made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
 Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 24 October 1991.
- 25 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 26 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at fifty-four minutes past Six o'clock, adjourned until Tuesday, 22 October 1991.

J.G. LITTLE  
 Clerk of the Legislative Assembly

KEN. COGHILL  
 Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 178, 179 and 180

## No. 178 - Tuesday, 22 October 1991

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Corio Bay** - Seeking that recreational fishing in Corio Bay be protected from over-exploitation by the banning of netting and longlining in an area west of a line from the Little River mouth to Point Richards, bearing 4,514 signatures (*by Mr Tanner*)

**Koroit and District Memorial Hospital** - Seeking that changes will not be made to the present role of the Koroit and District Memorial Hospital, bearing 1,258 signatures (*by Mr McGrath, Warrnambool*).

Severally ordered to lie on the Table.

4 **ADMINISTRATIVE ARRANGEMENTS ORDER** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Order No. 97 of 1991 (*Ms Kirner*) - put and agreed to.

5 **PAPER** - Ms Kirner presented:

Administrative Arrangements Order - No. 97 of 1991 - Return to the foregoing Order.

Ordered to lie on the Table.

6 **STANDING ORDERS COMMITTEE** - Mr Norris brought up a Report from the Standing Orders Committee upon Motions for Disallowance of Statutory Rules and Motions for Dissent from the Rulings of Mr Speaker.

Ordered to lie on the Table and to be printed.

7 **PAPERS** -

Mr Speaker presented:

Finance 1990-91 - Statement of Receipts and Payments of the Consolidated Fund and Trust Fund for the year ended 30 June 1991 accompanied by the Report of the Auditor-General and by documents specified in the Forty-Seventh Section of the Audit Act 1958.

Ordered to lie on the Table and to be printed.

Mr Speaker presented:

Accident Compensation Act 1985 -

Accident Compensation Commission - Report for the year 1990-91

WorkCare Appeals Board - Report for the year 1990-91

Medical Panels - Report for the year 1990-91

Victorian Accident Rehabilitation Council - Report for the year 1990-91

Self Insurers - Report for the year 1990-91

Accident Compensation Commission - Financial statement for quarter ended 31 December 1989.

Severally ordered to lie on the Table.

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

Accident Compensation Act 1985 - Communication from the Minister for Labour of the reasons for the delay in tabling the following audited reports:

Accident Compensation Commission -

Report for the year 1990-91

Financial Statements for December 1989

Victorian Accident Rehabilitation Council - Report for the year 1990-91

Coal Corporation of Victoria - Report for the year 1990-91

Council of Adult Education - Report for the period 1 July 1990 to 31 December 1990

Egg Industry Licensing Committee - Report and statement of accounts for the year 1990-91

Egg Marketing Board - Report for the year 1990-91

Environment Protection Authority - Report for the year 1990-91

Equal Opportunity Board - Report for the year 1990-91

Estate Agents Board - Report for the year 1990-91

Gas and Fuel Corporation of Victoria - Report for the year 1990-91

Government Employee Housing Authority - Report for the year 1990-91

Guardianship and Administration Board - Report for the year 1990-91

Legal Aid Commission - Report for the year 1990-91

Melbourne and Metropolitan Board of Works - Report for the year 1990-91

Members of Parliament (Register of Interests) Act 1978 - Summary of Returns, June 1991 - Ordered to be printed

Metropolitan Fire Brigades Board - Report for the year 1990-91

National Parks Act 1975 - Report of the Director of National Parks for the year 1990-91

National Parks Advisory Council - Report for the year 1990-91

Occupational Health and Safety Commission - Report for the year 1990-91

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Ararat (City) Planning Scheme - Nos. L10, L15

Bass Planning Scheme - No. L14 Part 2

Berwick Planning Scheme - Nos. L29 Part 3, L40

Box Hill Planning Scheme - No. L11

Brighton Planning Scheme - No. L19

Broadmeadows Planning Scheme - Nos. L18, L22

Brunswick Planning Scheme - No. L13

Bulla Planning Scheme - Nos. L40, L44

Bungaree Planning Scheme - No. L13

Coburg Planning Scheme - Nos. L10, L11, L22, L23

Croydon Planning Scheme - No. L21

Diamond Valley Planning Scheme - Nos. L15, L18

- Eltham Planning Scheme - Nos. L12 Part 2, L22
- Essendon Planning Scheme - No. L24
- Footscray Planning Scheme - No. L22
- Frankston Planning Scheme - No. L19
- Geelong Regional Planning Scheme - Nos. R34 Part 2A, RL62 Part 2B, RL79
- Gisborne Planning Scheme - No. L16
- Heidelberg Planning Scheme - Nos. L14, L21
- Horsham Planning Scheme - No. L34
- Huntly Planning Scheme - No. L13
- Knox Planning Scheme - No. R108
- Marong (City) Planning Scheme - No. L29
- Maryborough Planning Scheme - Nos. L10 Part 2, L13
- Metropolitan Region Planning Scheme - Nos. R106, R107
- Mildura Shire Planning Scheme - No. L26
- Northcote Planning Scheme - No. L18
- Nunawading Planning Scheme - No. L28
- Orbost Planning Scheme - No. L23
- Preston Planning Scheme - Nos. L17 Part 1, L27
- Richmond Planning Scheme - No. L3
- Ringwood Planning Scheme - No. L11
- Rosedale Planning Scheme - No. L31
- Springvale Planning Scheme - No. L25
- Stawell (Town) Planning Scheme - No. L18
- Sunshine Planning Scheme - No. L30
- Swan Hill City Planning Scheme - No. L7
- Tambo Planning Scheme - No. L44
- Waverley Planning Scheme - No. L17
- Werribee Planning Scheme - No. L32
- Whittlesea Planning Scheme - No. L44
- Port of Melbourne Authority - Report for the year 1990-91
- Port of Portland Authority - Report for the year 1990-91
- Prevention of Cruelty to Animals Act 1986 -
  - Revocation of the Code of Practice Relating to Animal Experimentation
  - Code of Practice for Care and Use of Animals for Scientific Procedures; together with the Australian Code of Practice for the care and use of animals for scientific purposes
- Prince Henry's Institute of Medical Research - Report for the year 1990
- Renewable Energy Authority Victoria - Report for the year 1990-91
- Rural Finance Corporation - Report and statement of accounts for the year 1990-91
- Statutory Rules under the following Acts:
  - Boilers and Pressure Vessels Act 1970 - S.R. Nos. 196, 197
  - Construction Industry Long Service Leave Act 1983 - S.R. No. 198
  - County Court Act 1958 - S.R. No. 208
  - Discharged Servicemen's Preference Act 1943 - S.R. No. 199
  - Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 195
  - Health Act 1958 - S.R. No. 200



Health Services Act 1988 -

S.R. No. 182 together with the following documents as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Ministerial Determination under section 3C of the Commonwealth Health Act 1973 as published on pages 245 to 250 of the Medicare Benefits Schedule Book, May 1990

S.R. Nos. 184, 193

Industrial Relations Act 1979 - S.R. No. 201

Juries Act 1967 - S.R. No. 181

Lifts and Cranes Act 1967 - S.R. No. 202

Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 191, 192

Public Service Act 1974 - Public Service Determinations Nos. 28, 30, 32, 33

Scaffolding Act 1971 - S.R. No. 203

Victorian Relief Committee Act 1958 - S.R. No. 204

Tobacco Leaf Marketing Board - Report for the year ended 31 March 1991

Transport Accident Commission - Report for the year 1990-91

Victorian Curriculum and Assessment Board - Report for the year 1990-91

Victorian Dairy Industry Authority - Report for the year 1990-91

Victorian Debt Retirement Authority - Report for the year 1990-91

Victorian Economic Development Corporation - Report for the year 1990-91

Wine Grape Industry Negotiating Committee - Report for the period ending 30 June 1991

Young Farmer's Finance Council - Report for the year 1990-91.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Casino Control Act 1991 - Whole Act except section 94; 9 October 1991 (*Gazette No. G39, 9 October 1991*)

Health Registration Acts (Amendment) Act 1991 - Sections 1, 2, 26 except paragraph (c) and 28; 8 October 1991 (*Gazette No. S49, 8 October 1991*).

- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 15 October 1991, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Medical Practitioners (Amendment) Bill

Gaming Machine Control Bill

Cattle Compensation (Amendment) Bill.

- 9 **TELEVISION OF PROCEEDINGS** - Motion made, by leave, and question - That this House authorises the television recording of Legislative Assembly proceedings, excluding debate on a motion that grievances be noted and debate on a motion moved by a Minister for the adjournment of the House at the end of a days proceedings, subject to the following conditions:

1. Television recording shall not commence until the conclusion of the prayer.
2. Sound records for televising may only be made from the audio signal transmitted by the House monitoring system. The use of separate recording equipment by television stations is not permitted.
3. Televising shall be used only for the purposes of fair and accurate reports of proceedings, and shall not be used for:

- (a) political party advertising or election campaigns;
  - (b) satire or ridicule;
  - (c) commercial sponsorship or commercial advertising; or
  - (d) television station advertisements or promotion.
4. Television recording of any particular proceeding must provide equality between Government and Non-government Members.
  5. Reports of proceedings shall be such as to provide a balanced presentation of differing views and may not include the rebroadcast of events in the Chamber unrelated to the proceedings of the House.
  6. Excerpts must be placed in context. Commentators should identify Members at least by name.
  7. Excerpts shall not misrepresent any proceeding before the House, or the seating position, or office held by any Member of the House.
  8. All filming shall be conducted in accordance with guidelines issued by the Speaker.
  9. Points of order or remarks withdrawn are not to be rebroadcast.
  10. Media personnel are required to obey any instruction given by the Speaker or the Speaker's delegates.
  11. Any breach of these conditions may result in the immediate suspension of privileges by the Speaker.

(*Mr Roper*) - put, after debate, and agreed to.

- 10 **LAND (PRINCE HENRY'S HOSPITAL) BILL** - Pursuant to section 85(5)(c) of the *Constitution Act 1975*, Mr Crabb, by leave, made a statement of the reason why section 85 should be altered or varied by the Land (Prince Henry's Hospital) Bill.

- 11 **PORTARLINGTON LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

*Mr Crabb made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

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

Ordered - That the debate be adjourned until Tuesday, 5 November 1991.

- 12 **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.

- 13 **RACING (BETTING COMPETITIONS AND MIXED SPORTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Trezise*).

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

Ordered - That the debate be adjourned until Tuesday, 5 November 1991.

- 14 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL (No. 2)** - 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 (*Dr Naphthine*) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 5 November 1991.

- 15 **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.
- 16 **EMERGENCY SERVICES SUPERANNUATION (MFBSF TRANSFER) 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 a third time forthwith.  
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. 10, be postponed until later this day.
- 18 **ENTERTAINMENT AND MODELLING INDUSTRY AGENTS 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 12, be postponed until later this day.
- 20 **CONSTITUTION (INDEPENDENCE OF JUDGES AND PUBLIC OFFICERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 21 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) 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 committed; considered in Committee. Committee reported progress; to sit again later this day.
- 22 **NATIVE VEGETATION PROTECTION 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Australia and New Zealand Banking Group Limited (NMRB) Bill without amendment.
- 24 **ADMINISTRATIVE APPEALS TRIBUNAL (PLANNING) BILL (No. 2)** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 15 to 33 inclusive, be postponed until later this day.

- 26 **MELBOURNE UNIVERSITY (HAWTHORN) 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 a third time forthwith, after debate.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 27 **VICTORIAN CURRICULUM AND ASSESSMENT BOARD (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 (*Mrs Barker*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 28 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Sheehan, Northcote*) - put and agreed to.
- 29 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at fourteen minutes past Eleven o'clock, adjourned until tomorrow.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 179 - Wednesday, 23 October 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **ISSUE OF AND RETURN TO WRIT** - Mr Speaker announced that on 3 September 1991, he had issued a Writ for the election of a Member to serve for the Electoral District of Shepparton in the place of Peter Ross-Edwards, Esquire, resigned; and that he had received a return to the said Writ by which it appeared that Donald Kilgour, Esquire, had been duly elected for the Electoral District of Shepparton, in pursuance of the said Writ.
- 3 **MEMBER SWORN** - Donald Kilgour, Esquire, was then introduced and took and subscribed the Oath required by law.
- 4 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 621 signatures (*by Mrs Barker*).  
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:  
Latrobe Regional Commission - Report and Statements of Accounts for the year 1990-91  
Museums Advisory Board - Report for the year 1990-91  
Small Business Development Corporation - Report for the year 1990-91  
State Electoral Office - Report for the year 1990-91  
State Electricity Commission - Report for the year 1990-91.

- 6 **WATER (ELECTIONS) BILL** - Mr Crabb, after debate, obtained leave, with Mr Pope, to bring in a Bill "*to amend the 'Water Act 1989' with respect to elections of members of Authorities and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **HERITAGE RIVERS BILL** - Mr Crabb obtained leave, with Mr Pope, to bring in a Bill "*to make provision for the protection of particular parts of rivers and river catchment areas which have significant nature conservation, recreation, scenic or cultural heritage attributes, to amend the 'Conservation, Forests and Lands Act 1987', the 'Land Conservation Act 1970' and the 'Water Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **VERMIN AND NOXIOUS WEEDS (POISON BAITS) BILL** - Mr Crabb obtained leave, with Mr Pope, to bring in a Bill "*to amend the 'Vermin and Noxious Weeds Act 1958' and the 'Drugs, Poisons and Controlled Substances Act 1981' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **POLICE (INDUSTRIAL FUNCTIONS) BILL** - Mr Pope obtained leave, with Mr Kennan to bring in a Bill "*to amend the 'Police Regulation Act 1958' and the 'Industrial Relations Act 1979' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **VICTORIA UNIVERSITY OF TECHNOLOGY (AMENDMENT) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Victoria University of Technology Act 1990' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **CRIMES (FRAUD) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to make provision for the trial of offences of serious and complex fraud, to simplify the rules relating to documentary evidence, to amend the 'Evidence Act 1958' and the 'Judicial Proceedings Reports Act 1958', to make consequential amendments to certain 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.
- 12 **PARLIAMENTARY SALARIES AND SUPERANNUATION (AMENDMENT) BILL** - Mr Roper obtained leave, with Mr Trezise to bring in a Bill "*to amend the 'Parliamentary Salaries and Superannuation Act 1968'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **STATE INSURANCE OFFICE (SALE) 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 Stockdale*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday, 30 October 1991.
- 14 **LAND TAX (REVISION) 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 Clark*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday, 6 November 1991.

- 15 **VICTORIAN CURRICULUM AND ASSESSMENT BOARD (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 Roper*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 16 **ABORIGINAL LAND (TRANSFER) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
 Mr Speaker ruled the Bill to be a Private Bill.  
 Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Roper*) - put and agreed to.  
 Debate resumed on question - That this Bill be now read a second time; 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 a 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.
- 17 **VICTORIAN CURRICULUM AND ASSESSMENT BOARD (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 a third time forthwith, after debate.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **ENVIRONMENT PROTECTION (RESOURCE RECOVERY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
 Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Wednesday, 6 November 1991.
- 19 **LOCAL GOVERNMENT (RATING) 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.
- 20 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL (No. 2)** - Further considered in Committee.  
 Committee reported progress; to sit again tomorrow.
- 21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.
- 22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at fifty-four minutes past Five o'clock, adjourned until tomorrow.

## No. 180 - Thursday, 24 October 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
 

**Sunday Trading - Tourist Precinct** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours and/or the declaration of Melbourne's Central Business District as a tourist precinct or area be opposed, bearing 33 signatures (by *Mr Perton*).

Ordered to lie on the Table.
- 4 **PUBLIC BODIES REVIEW COMMITTEE - CORPORATISATION** - Motion made, by leave, and question - That there be presented to this House a copy of a Discussion Paper from the Public Bodies Review Committee on Corporatisation, an Issues Paper on Corporatisation, and a Comparison of Selected Models of Corporatisation (*Mr Delzoppo*) - put and agreed to.
- 5 **PAPERS** - Mr Delzoppo presented:
 

A Discussion Paper from the Public Bodies Review Committee on Corporatisation, an Issues Paper on Corporatisation, and a Comparison of Selected Models of Corporatisation - Return to the foregoing Order.

Severally ordered to lie on the Table.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 

Land Protection Council - Report for the year 1990-91

Liquor Licensing Commission - Report for the year 1990-91

State Insurance Office - Report for the year 1990-91

Victorian Post-Secondary Education Commission - Communication from the Minister for Education and Training explaining the reason for the delay in tabling the 1990-91 Report

Water Act 1989 - Communication from the Minister for Conservation and Environment granting an extension of time to report until 31 December 1991 for the following Bodies:

Latrobe Regional Water Authority

Mid-Goulburn Regional Water Board.
- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the amendment made by the Assembly in the Shop Trading (Further Amendment) Bill.
- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Legislative Assembly that they have agreed to the following resolution -
 

That the Alpine Resorts (Cross Country Trail Fees) Regulations 1991 (S.R. No. 79/1991) be disallowed

with which they desire the concurrence of the Legislative Assembly.

Ordered - That the Message be taken into consideration tomorrow.

- 9 **VACANCIES IN THE MEMBERSHIP OF THE COUNCILS OF THE VICTORIA UNIVERSITY OF TECHNOLOGY, MONASH UNIVERSITY, AND THE VICTORIAN INSTITUTE OF MARINE SCIENCES** - Mr Speaker announced that he had received the following communications:

17 September 1991

The Hon K. Coghill, MP  
Speaker of the Legislative Assembly  
Parliament of Victoria  
Parliament House  
MELBOURNE VIC 3002

Dear Mr Speaker

Section 7 of the Victoria University of Technology Act 1990 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 the Parliament.

One of the currently appointed members, Mr P Ross-Edwards, MP, announced his resignation from Parliament on 19 August 1991 and is therefore ineligible to continue this appointment.

I would be grateful if you could arrange a joint sitting of the Parliament to recommend a member for appointment to the Council of the Victoria University of Technology for a two year term of office.

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

Yours sincerely,

BARRY PULLEN  
MINISTER FOR EDUCATION AND TRAINING

3 October 1991

The Hon. K. Coghill, MP  
Speaker of the Legislative Assembly  
Parliament of Victoria  
Parliament House  
Melbourne Vic 3002

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 the Parliament.

The terms of appointment of the current members, Dr G M Vaughan, MP, Mr T W Wallace, MP, and the Hon J V Guest, MLC, expired on 30 June, 1991. The transitional Council was replaced by a reconstituted Council on 1 July 1991.



I would be grateful if you could arrange a joint sitting of the Parliament to recommend members for appointment to the Council of Monash University for a four year term of office.

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

Yours sincerely

BARRY PULLEN  
MINISTER FOR EDUCATION AND TRAINING

23.10.1991

Dr. K. Coghill, MP  
Speaker of the Legislative Assembly  
Parliament House  
Melbourne Vic 3002

Dear Mr Speaker,

The *Victorian Institute of Marine Sciences Act 1974* provides for Governor in Council appointment of three Members of Parliament to the governing Council of the Institute. Members are recommended for appointment as an outcome of a joint sitting 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 three Members of Parliament currently appointed are -

The Honourable David Ernest Henshaw, MLC,  
Peter Ross-Edwards, MP, and  
Dr Ronald James Herbert Wells, MP.

Their terms of appointment expire on 1 March 1992.

Peter Ross-Edwards, MP, retired and a replacement member is proposed to be appointed.

Would you please arrange for a joint sitting to recommend a member for appointment to fill the vacancy for the period to 1 March, 1992.

Yours sincerely,

STEVE CRABB  
MINISTER FOR CONSERVATION AND ENVIRONMENT

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 to the Council of the Victoria University of Technology, the Council of Monash University and the Council of the Victorian Institute of Marine Sciences and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Tuesday, 29 October 1991 at fifteen minutes past Six o'clock (*Mr Roper*) - 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.

- 10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Co-operation (Credit Co-operatives) Bill  
Crimes (Confiscation of Profits) (Amendment) Bill  
Land (Prince Henry's Hospital) Bill  
Land (Revocations and Other Matters) Bill.

- 11 **POSTPONEMENT OF NOTICES OF MOTION, GENERAL BUSINESS** - Motion made, by leave, and question - That Notices of Motion, General Business Nos. 1 to 45, inclusive, be postponed until after Notice of Motion, General Business No. 46, (*Mr Kennett*) - put and agreed to.

- 12 **AUDITOR-GENERAL'S OFFICE - INTEGRITY** - Motion made and question proposed - That this House condemns the attacks on the Auditor-General by the Premier, Treasurer and other Ministers forming part of a concerted Government campaign to nobble his reports and undermine his independence and calls on the Premier to discipline Government Members to protect the integrity of the Auditor-General's Office (*Mr Stockdale*).

Amendment proposed - That all the words after "House" be omitted with the view of inserting in place thereof the words "supports the efforts of the Government to provide both additional financial information to the Parliament and additional resources to the Audit Office" (*Mr Roper*).

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 13 **WATER (ELECTIONS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered - That the debate be adjourned until Thursday, 7 November 1991.

- 14 **HERITAGE RIVERS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 7 November 1991.

- 15 **VERMIN AND NOXIOUS WEEDS (POISON BAITS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).

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

Ordered - That the debate be adjourned until Thursday, 7 November 1991.

- 16 **POLICE (INDUSTRIAL FUNCTIONS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).

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

Ordered - That the debate be adjourned until Thursday, 7 November 1991.

- 17 **VICTORIA UNIVERSITY OF TECHNOLOGY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).  
 Motion made and question - That the debate be now adjourned (*Mr Kennett*) - put and agreed to.  
 Ordered - That the debate be adjourned until Thursday, 7 November 1991.
- 18 **CRIMES (FRAUD) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
 Motion made and question - That the debate be now adjourned (*Mr Kennett*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Thursday, 7 November 1991.
- 19 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered, after debate - That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.
- 20 **LAND (PRINCE HENRY'S HOSPITAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
 Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put.  
 The House divided.

## AYES, 39

Mr Austin	Mr Heffernan	Mr McNamara	Mr Tanner
Mr Bildstien	Mr Honeywood	Mr Maclellan	Mrs Wade
Mr Brown	Mr Jasper	Mr Maughan	Mr Wallace
Mr Clark	Mr John	Mr Perrin	Mr Weideman
Mr Coleman	Mr Kennett	Mr Pescott	Dr Wells
Mr Cooper	Mr Kilgour	Mr Reynolds	
Mr Delzoppo	Mr Lea	Mr Richardson	
Mr Dickinson	Mr Leigh	Mr Smith	
Mr Elder	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Evans	( <i>Lowan</i> )	Mr Smith	<i>Tellers</i>
Mr Gude	Mr McGrath	( <i>Polwarth</i> )	Dr Napthine
Mr Hayward	( <i>Warrnambool</i> )	Mr Steggall	Mr Perton

## NOES, 45

Mr Andrianopoulos	Mr Hamilton	Mr Norris	Mr Simmonds
Mr Baker	Mr Harrowfield	Mr Pope	Mr Spyker
Mrs Barker	Mrs Hill	Mrs Ray	Mr Trezise
Mr Batchelor	Mrs Hirsh	Mr Roper	Dr Vaughan
Mr Cain	Mr Jolly	Mr Rowe	Mr Walsh
Mr Cole	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Seitz	
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	( <i>Ballarat South</i> )	
Mr Fordham	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	( <i>Northcote</i> )	Mr Sercombe
Mr Gavin	Mr Micallef	Mr Shell	Mr Thomson

And so it passed in the negative.

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

Question - put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Shell
Mr Baker	Mrs Hill	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mrs Ray	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Roper	Mr Thomson
Mr Cain	Mr Kennan	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Seitz	Mr Walsh
Mr Dollis	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mrs Garbutt
Mr Hamilton	Mr Micallef	(Northcote)	Mr Sercombe

NOES, 40

Mr Austin	Mr Jasper	Mr Maughan	Mr Stockdale
Mr Bildstien	Mr John	Dr Napthine	Mr Tanner
Mr Brown	Mr Kennett	Mr Perrin	Mrs Wade
Mr Clark	Mr Kilgour	Mr Pescott	Mr Wallace
Mr Coleman	Mr Lea	Mr Plowman	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Evans	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	
Mr Hayward	(Warrnambool)	Mr Smith	Tellers
Mr Heffernan	Mr McNamara	(Polwarth)	Mr Elder
Mr Honeywood	Mr Maclellan	Mr Steggall	Mr Perton

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported without amendment; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

21 **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 recommend Members for appointment to the Monash University Council, the Victoria University of Technology Council and the Victorian Institute of Marine Sciences Council as proposed by the Assembly.

22 **PRIVILEGES COMMITTEE** - Dr Vaughan, Chairman, by leave, brought up a Special Report from the Privileges Committee.

Ordered to lie on the Table and to be printed.

Motion made, by leave, and question - That the matter referred to in the Special Report of the Privileges Committee be referred to the Committee for examination and report (*Mr Roper*) - put, after debate, and agreed to.

23 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at six minutes past Seven o'clock, adjourned until Tuesday, 29 October 1991.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 181, 182 and 183

## No. 181 - Tuesday, 29 October 1991

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Montague Continuing Education Centre** - Seeking that the Minister for Education and Training immediately direct that enrolment procedures for Montague Continuing Education Centre be resumed, bearing 3988 signatures (*by Mr Walsh*)

**Sexual Abuse of Children** - Seeking that the House ensures that legislation relating to the sexual abuse and other crimes against children be reviewed as a matter of urgency, bearing 143 signatures (*by Mr Smith, Glen Waverley*)

**Board of Works - Rate Increase** - Seeking that there be a moratorium on rate increases until a review is held into the efficiency and effectiveness of the Board of Works, bearing 213 signatures (*by Mr Smith, Glen Waverley*).

Severally ordered to lie on the Table.

4 **PAPERS** - Mr Speaker presented:

Accident Compensation Act 1985 -

Accident Compensation Tribunal - Report for the year 1990-91.

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:

Equal Opportunity Commissioner - Report for the year 1990-91 - Ordered to be printed

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Chiltern Planning Scheme - No. L9

Collingwood Planning Scheme - No. L11

Geelong Regional Planning Scheme - No. R67

Korumburra Planning Scheme - No. L31

Lillydale Planning Scheme - No. L91

Mildura Shire Planning Scheme - No. L8

Moorabbin Planning Scheme - No. L14

Shepparton Shire Planning Scheme - Nos. L8, L9, L15, L31

Waranga Planning Scheme - No. L5

Warrambool Shire Planning Scheme - No. L5

Werribee Planning Scheme - Nos. L21, L22, L25

Whittlesea Planning Scheme - No. L27

Port of Geelong Authority - Report for the year 1990-91

Statutory Rules under the following Acts:

Forests Act 1958 - S.R. No. 210

Nurses Act 1958 - S.R. Nos. 214, 215

Post-Secondary Education Act 1978 - S.R. Nos. 205, 206

Public Service Act 1974 - Declaration No. 5; Public Service Determination Nos. 34, 35

Reference Areas Act 1978 - S.R. No. 209

Tobacco Act 1987 - S.R. No. 212

Victoria State Emergency Service Act 1987 - S.R. No. 213

Water Act 1989 - S.R. No. 211.

The following Proclamation fixing an operative date was laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Local Government (Consequential Provisions) Act 1989 - Items 17 and 20 of Schedule 3; 23 October 1991 (*Gazette No. G41, 23 October 1991*).

- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:
- Australia and New Zealand Banking Group Limited (NMRB) Bill  
Shop Trading (Further Amendment) Bill.
- 6 **STANDING ORDER SUSPENDED - GRIEVANCE DAY** - Motion made, by leave, and question - That the operation of Standing Order No. 59 requiring the question that Grievances be noted to be proposed on every third Thursday after the opening of the Session be suspended so far as to allow the Standing Order to have application on Thursday, 31 October 1991 (*Mr Roper*) - put and agreed to.
- 7 **CRIMES (FRAUD) BILL** - Mr Kennan, by leave, made a statement, pursuant to section 85 of the Constitution Act 1975, of the reason why section 85 should be altered or varied by the Bill.
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the State Insurance Office (Sale) Bill.
- 9 **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.
- 10 **LOCAL GOVERNMENT (RATING) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time, after debate.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **LAND (REVOCATION AND OTHER MATTERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.

- 12 **VACANCIES IN THE MEMBERSHIP OF THE COUNCILS OF MONASH UNIVERSITY, THE VICTORIA UNIVERSITY OF TECHNOLOGY AND THE VICTORIAN INSTITUTE OF MARINE SCIENCES** - Mr Speaker reported that, that day, this House met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to choose Members of the Parliament of Victoria to be recommended for appointment to the Monash University Council, the Council of Victoria University of Technology and the Victorian Institute of Marine Sciences and that -

the Honourable James Vincent Chester Guest, M.L.C.,  
the Honourable Peter Ronald Hall, M.L.C., and  
Dr Gerard Marshall Vaughan, M.P.

had been duly chosen to be recommended for appointment to the Council of Monash University and that -

the Honourable David Mylor Evans, M.L.C.

had been duly chosen to be recommended for appointment to the Council of the Victoria University of Technology and that -

John Francis McGrath, M.P.

had been duly chosen to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences until 1 March 1992 and that -

the Honourable David Ernest Henshaw, M.B.E., M.L.C.,  
John Francis McGrath, M.P., and  
Dr Ronald James Herbert Wells, M.P.

had been duly chosen to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences for a three year term commencing 1 March 1992.

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to correct a cross-reference in section 2 of the 'Gaming Machine Control Act 1991'*".
- 14 **GAMING MACHINE CONTROL (CROSS-REFERENCE) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 15 **HEALTH (INFECTIOUS DISEASES) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at fourteen minutes past Eleven o'clock, adjourned until tomorrow.



## No. 182 - Wednesday, 30 October 1991

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Department of Conservation and Environment** - Seeking that the proposed phase 3 restructure of the Department of Conservation and Environment be abandoned and that there be an immediate review of DCE management involving effective consultation with staff and clients, bearing 970 signatures (*by Mr Maclellan*)

**Funding for Education** - Seeking that the Government honour its industrial agreements and restore education funding to its pre-budget level, bearing 380 signatures (*by Mr Kilgour*).

Severally ordered to lie on the Table.

4 **ESTIMATES SUB-COMMITTEE** - Mr Gavin, Chairman, brought up a Report from the Estimates Sub-committee upon the 1990-91 Budget Estimates and Outcomes; together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

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

Emerald Tourist Railway Board - Report for the year 1990-91

Victorian Tourism Commission - Report for the year 1990-91.

6 **ROYAL BOTANIC GARDENS BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to establish the Royal Botanic Gardens Board and define its functions, to provide for the management of the Royal Botanic Gardens, Melbourne, and the National Herbarium of Victoria, to make consequential amendments to the 'Drugs, Poisons and Controlled Substances Act 1981' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

7 **MELBOURNE LANDS AND MARKET SITES BILL** - Mr Crabb obtained leave, with Mr Kennan, to bring in a Bill "*to revoke the reservations of Crown grants of certain lands, to revoke the reservations of certain Crown lands, to authorise the sale of those lands, to amend the 'Melbourne Market and Park Lands Act 1933' and the 'Melbourne Market and Park Lands Act 1955' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

8 **TEACHING SERVICE (FURTHER AMENDMENT) BILL** - Mr Sheehan (*Northcote*) obtained leave, after debate, with Mr Roper, to bring in a Bill "*to amend the 'Teaching Service Act 1981' to make further provision for the appointment of principals and deputy and vice principals and the remuneration of Teaching Service Appeals Boards and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

9 **RESIDENTIAL TENANCIES (FUND) BILL** - Mr McCutcheon obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Residential Tenancies Act 1980' to enable payments to be made out of the Residential Tenancies Fund for purposes related to housing, and to amend the 'Caravan Parks and Movable Dwellings Act*

1988' and the 'Rooming Houses Act 1990' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **GAMING MACHINE CONTROL (CROSS-REFERENCE) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 11 **STATE INSURANCE OFFICE (SALE) 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 a third time.

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

- 12 **MINISTERIAL STATEMENT - PROTECTIVE SERVICES FOR CHILDREN AND YOUNG PEOPLE** - Mrs Setches made a Ministerial Statement relating to Protective Services for Children and Young People.

Motion made, by leave, and question - That this House takes note of the Ministerial Statement (*Mrs Setches*) - put, after debate, and agreed to.

- 13 **ROAD SAFETY (FURTHER 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 Cooper*) - put and agreed to.

Ordered - That the debate be adjourned until Wednesday, 13 November 1991.

- 14 **NATIONAL RAIL CORPORATION (VICTORIA) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Spyker*).

*Mr Spyker made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

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

Ordered - That the debate be adjourned until Wednesday, 13 November 1991.

- 15 **BORROWING AND INVESTMENT POWERS (PORT AUTHORITIES) 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 (*Mrs Wade*) - put and agreed to.

Ordered - That the debate be adjourned until Wednesday, 13 November 1991.

- 16 **CRIMES (YEAR AND A DAY RULE) 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 a third time.

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

- 17 **CO-OPERATION (CREDIT CO-OPERATIVES) 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 Cole*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at twenty minutes past Six o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 183 - Thursday, 31 October 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Montague Continuing Education Centre** - Seeking that the Minister for Education and Training immediately direct that enrolment procedures for Montague Continuing Education Centre be resumed, bearing 1028 signatures (*by Mr Walsh*)
- Sunday Trading** - Seeking that Victoria's shop trading laws be upheld and that any extension of present Sunday trading hours be opposed, bearing 65 signatures (*by Mrs Ray*).
- 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 Clerk:
- Anti-Cancer Council - Report for the year 1990-91
- Chiropractors and Osteopaths Registration Board - Report for the year 1990
- Film Victoria - Report for the year 1990-91
- Law Reform Commission -
- Report No. 40 on Homicide together with Appendix 6: Homicide Prosecutions Study
- Marine Board of Victoria - Report for the year 1990-91
- Mental Health Act 1986 - Report on Activities of Community Visitors for the year 1990-91
- National Tennis Centre Trust - Report for the year 1990-91
- Sport and Recreation Department - Report for the year 1990-91
- Statutory Rules under the following Acts:
- Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 194
- Teaching Services Act 1981 - S.R. No. 207.
- 5 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Appropriation (1991-92, No. 1) Bill
- Works and Services (Ancillary Provisions, 1991-92, No. 2) Bill.

- 6 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 7 **APPROPRIATION (1991-92, No. 1) BILL** - Mr Speaker announced that he had, that day, presented to His Excellency the Governor the Appropriation (1991-92, No. 1) Bill to which His Excellency had been pleased to give the Royal Assent.
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:  
Works and Services (Ancillary Provisions, 1991-92, No. 2) Bill.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Corporations (Victoria) (Amendment) Bill without amendment.
- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the State Trust Corporation of Victoria (Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 11 **MELBOURNE WATER CORPORATION BILL** - Mr Crabb obtained leave, with Mr Roper, to bring in a Bill "*relating to the Melbourne Water Corporation, 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.
- 12 **ROYAL BOTANIC GARDENS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 14 November 1991.
- 13 **MELBOURNE LANDS AND MARKET SITES BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
*Mr Crabb made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 14 November 1991.
- 14 **TEACHING SERVICE (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question - That the debate be now adjourned (*Mr Hayward*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 14 November 1991.
- 15 **RESIDENTIAL TENANCIES (FUND) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).  
Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Thursday, 7 November 1991.

16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 to 37 inclusive, be postponed until later this day.

17 **ALPINE RESORTS REGULATIONS - DISALLOWANCE** - Order read for consideration of the Message of the Legislative Council.

Motion made and question - That the Alpine Resorts (Cross Country Trail Fees) Regulations 1991 (S.R. No. 79/1991) be disallowed (*Mr Jasper*) - after debate, put.

The House divided.

\*AYES, 39

Mr Austin	Mr Jasper	Mr Perrin	Mrs Wade
Mr Brown	Mr John	Mr Perton	Mr Wallace
Mr Clark	Mr Kennett	Mr Pescott	Mr Weideman
Mr Coleman	Mr Kilgour	Mr Plowman	Dr Wells
Mr Cooper	Mr Lea	Mr Reynolds	
Mr Delzoppo	Mr Leigh	Mr Richardson	
Mr Dickinson	Mr Lieberman	Mr Smith	
Mr Elder	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	
Mr Hayward	Mr McNamara	( <i>Polwarth</i> )	<i>Tellers</i>
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Bildstien
Mr Honeywood	Mr Maughan	Mr Tanner	Dr Napthine

NOES, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	
Mr Fordham	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	Mrs Garbutt
Mr Hamilton	Mr Norris	Mr Shell	Mr Thomson

And so it passed in the negative.

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

18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Adult, Community and Further Education Bill (No. 2) with amendments.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

\* Division corrected by direction of Mr Speaker. See Votes and Proceedings entry No. 3 on Tuesday, 12 November 1991.

- 19 **CO-OPERATION (CREDIT CO-OPERATIVES) BILL** - Order read for resuming debate 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 and with an amended long title, which title is as follows:

*"A Bill to amend the Co-operation Act 1981 to re-constitute the Credit Co-operatives Reserve Board and for other purposes".*

Bill as amended, considered, and amendments agreed to; read a third time.

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

- 20 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 12 November 1991 (*Mr Kennan*) - put and agreed to.
- 21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.

- 22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at five minutes past Six o'clock, adjourned until Tuesday, 12 November 1991.

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 184, 185, 186 and 187**

**No. 184 - Tuesday, 12 November 1991**

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **ERROR IN DIVISION LIST** - Mr. Speaker informed the House that, in the division which took place in the House on Thursday, 31 October 1991, on the motion to disallow the Alpine Resorts (Cross Country Trail Fees) Regulations 1991 the tellers for the "Ayes" inadvertently recorded the name of the Honourable Minister for Small Business, Mr Harrowfield, instead of that of the Honourable Member for Warrandyte, Mr. Honeywood. The Honourable Minister for Small Business was recorded as voting "No".  
 Mr. Speaker then directed the Clerk to correct the Division List accordingly.
- 4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Fairfield Hospital** - Seeking that the Fairfield Hospital is maintained in its expertise on its present site and further developed in the future, bearing 150 signatures (*by Mr Pope*)
  - Ambulance Stations at Mornington and Hastings** - Seeking that the Government provide fully manned 24 hour ambulance stations in the Shires of Mornington and Hastings to cater for the needs of the rapidly growing population, bearing 286 signatures (*by Mr Cooper*).
 Severally ordered to lie on the Table.
- 5 **MINISTERIAL PANEL OF INQUIRY INTO THE DEATH OF D.V.** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Ministerial Panel of Inquiry into the death of D.V. (*Mrs Setches*) - put and agreed to.
- 6 **PAPER** - Mrs Setches presented:
  - Report of the Ministerial Panel of Inquiry into the death of D.V. - Return to the foregoing Order.
 Ordered to lie on the Table and be printed.
- 7 **BUILDING CODE OF AUSTRALIA - AMENDMENT No. 2** - Motion made, by leave, and question - That there be presented to this House a copy of Amendment No. 2 of the Building Code of Australia (*Mr McCutcheon*) - put and agreed to.
- 8 **PAPER** - Mr McCutcheon presented:
  - Building Code of Australia - Amendment No. 2 - Return to the foregoing Order.
 Ordered to lie on the Table.

- 9 **PRIVILEGES COMMITTEE** - Dr Vaughan, Chairman, brought up a report from the Privileges Committee upon a complaint made by the Leader of the National Party; together with Appendices, Extracts from the Proceedings of the Committee and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices and Extracts from the Proceedings to be printed.

Motion made, by leave, and question - That the Report be taken into consideration forthwith (*Mr Roper*) - put and agreed to.

- 10 **PRIVILEGES COMMITTEE REPORT** - Motion made and question - That this House takes note of the Privileges Committee Report on a Complaint made by the Leader of the National Party (*Mr Roper*) - after debate, put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	<i>Tellers</i>
Mr Hamilton	Mr Norris	Mr Shell	Mrs Barker
Mr Harrowfield	Mr Pope	Mr Simmonds	Mr Cole

NOES, 34

Mr Austin	Mr Jasper	Mr Maughan	Mr Stockdale
Mr Brown	Mr John	Dr Naphine	Mr Tanner
Mr Clark	Mr Lea	Mr Perrin	Mrs Wade
Mr Coleman	Mr Leigh	Mr Pescott	Mr Wallace
Mr Cooper	Mr McGrath	Mr Plowman	Dr Wells
Mr Delzoppo	( <i>Lowan</i> )	Mr Reynolds	
Mr Dickinson	Mr McGrath	Mr Richardson	
Mr Elder	( <i>Warrnambool</i> )	Mr Smith	<i>Tellers</i>
Mr Gude	Mr McNamara	( <i>Glen Waverley</i> )	Mr Bildstien
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Kilgour

And so it was resolved in the affirmative.

- 11 **PAPERS** - The following Papers, pursuant to the direction of several Acts of Parliament, were laid upon the Table by the Clerk:

Bendigo College of Advanced Education - Report for the year 1990

Country Fire Authority - Report for the year 1990-91

Intellectually Disabled Persons' Services Act 1986 - Report of Community Visitors for the year 1990-91

Libraries Board of Victoria - Report for the year 1990-91

Melbourne Wholesale Fruit and Vegetable Market Trust - Report for the year 1990-91

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes: ○



Doncaster and Templestowe Planning Scheme - No. L27 Part 2  
 Footscray Planning Scheme - No. L28  
 Keilor Planning Scheme - No. L36  
 Lillydale Planning Scheme - Nos. L80, L92  
 Mansfield Planning Scheme - No. L10  
 Marong Planning Scheme - No. L27  
 Melbourne Planning Scheme - No. L32  
 Northcote Planning Scheme - No. L14  
 Prahran Planning Scheme - No. L16  
 Shepparton City Planning Scheme - No. L24  
 South Melbourne Planning Scheme - No. L35  
 St Kilda Planning Scheme - No. L8  
 Werribee Planning Scheme - No. L23

Roads Corporation - Report for the year 1990-91

Stamps Act 1958 - Report of exemptions and partial exemptions approved and refunds made pursuant to section 137R for the year 1990-91

State Film Centre of Victoria Council - Report for the year 1990-91

State Library of Victoria Council - Report for the year 1990-91

Statutory Rules under the following Acts:

Health Act 1958 - S.R. No. 218

Health Services Act 1988 - S.R. No. 217

Mineral Resources Development Act 1990 -

S.R. No. 222

S.R. No. 223 together with a copy of the Code of Practice for First Aid in the Workplace, 1988 under the Occupational Health and Safety Act 1985, as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule

S.R. Nos. 224, 225, 226

S.R. No. 227 together with the following documents as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Standards

AS 1768-1983	Lightning protection (incorporating amendment No. 1)
AS 2187	Explosives - storage, transport and use (SAA Explosives Code)
1984	Part 1 - Storage and land transport
1983	Part 2 - Use of explosives
AS 2188-1988	Magazines for the storage of explosives
AS 1755-1986	Conveyors - design, construction, installation and operation - safety requirements
AS 1735	Lifts, escalators, and moving walks (SAA Lift Code).
1986	Part 1 - General requirements (incorporating amendment No. 1)
AS 1019-1985	Internal combustion engines - spark emission control devices
AS 2211-1981	Laser safety
AS 1418	Cranes (including hoists and winches) (SAA Crane Code)
1986	Part 1 - General requirements (incorporating amendment No. 1/1987)
1986	Part 2 - Serial hoists and winches
1986	Part 3 - Bridge and gantry cranes
1985	Part 5 - Mobile and vehicle-loading cranes

AS 1873-1978	Explosive-powered hand-held fastening tools, fasteners and explosive charges
AS 1337-1984	Eye protectors for industrial applications
AS 1270-1988	Acoustics - hearing protectors
AS 1716-1984	Respiratory protective devices
AS 1442-1983	Carbon steels and carbon-manganese steels - hot rolled bars and semi-finished products
AS 1446-1981	Carbon steels and carbon-manganese steels - hot rolled slab, plate and strip based on chemical composition
AS 1448-1981	Carbon steels and carbon-manganese steels - forgings (ruling section 300mm maximum)
BS 2772	Iron and steel for colliery haulage and winding equipment
1989	Part 2 - Specification for wrought steel
1987	Part 3 - Specification for 1.5% manganese steel castings
AS 1338-1981	Filters for eye protectors
1981	Part 1 - Filters for protection against radiation generated in welding and allied operations
1981	Part 2 - Filters for protection against ultraviolet radiation
1981	Part 3 - Filters for protection against infrared radiation
AS 1336-1982	Recommended practice for eye protection in the industrial environment
AS 2161-1978	Industrial safety gloves and mittens (excluding electrical and medical gloves)
AS 2210-1980	Safety footwear (incorporating amendments Nos. 1 and 2)
AS 1891-1983	Industrial safety belts and harnesses
AS 2626-1983	Industrial safety belts and harness - selection, use and maintenance
AS 2294-1990	Earth-moving machinery - protective structures (incorporating amendment No. 1/1991)
AS 2294-1979	Protective structures for operators of earthmoving machines
AS 1801-1981	Industrial safety helmets (incorporating amendment No. 1)
AS 3637	Underground mining - winding suspension equipment
1989	Part 1 - General requirements
AS 2958	Earthmoving machinery - safety
1988	Part 1 - Wheeled machines - performance requirements and test procedures for braking systems
AS 2802-1985	Reeling and trailing electric cables for mining and general use (other than underground coal mining) - elastomeric flexible cables for working voltages 1.1/1.1 kV up to and including 33/33 kV
AS 3116-1981	Approval and test specification for elastomer insulated electric cables and flexible cables for working voltages up to and including 0.6/1 kV
AS 3118-1986	Approval and test specification - electric inspection handlamps (incorporating amendment No. 1/1989)

- AS 3178-1975 Approval and test specification - silicone rubber insulated electric cables and flexible cables for working voltages of 0.6/1 kV (incorporating amendment Nos. 1 and 2)
- AS 1657-1985 Fixed platforms, walkways, stairways and ladders - design construction and installation
- AS 1802-1985 Reeling and trailing electric cables for underground coal mining purposes
- AS 3007 Electrical installations - surface mines and associated processing plant
- 1987 Part 1 - Scope and definitions
- 1987 Part 2 - General protection requirements
- 1987 Part 3 - General requirements for equipment and ancillaries

Worksafe Australia Standard - exposure standards for atmospheric contaminants in the occupational environment, guidance note on the interpretation and national exposure standards, May 1990

Victorian Occupational Health and Safety Act 1985, Code of Practice for first Aid in the Workplace, 1988

Dangerous Goods Act 1985 - Classification of Explosives Order 1988 - Victorian Government Gazette, Special Gazette No. S66, Thursday, 7 July 1988

Public Service Act 1974 - Public Service Determination No. 31

Racing Act 1958 - S.R. Nos. 219, 220, 221

Registration of Births Deaths and Marriages Act 1959 - S.R. No. 216.

The following Proclamations fixing operative dates were laid upon the Table by the Clerk, pursuant to an Order of the House dated 25 October 1988:

Mineral Resources Development Act 1990 - Sections 1 to 125, 126(1), 126(3), 127, 128 (Schedule 1 items 1 to 16, items 19 to 23, and items 25 to 33) and 129 (Schedule 2, items 1 to 12); 6 November 1991 (*Gazette No. G42, 30 October 1991*)

Shop Trading (Further Amendment) Act 1991 - Whole Act; 1 November 1991 (*Gazette No. G42, 30 October 1991*).

12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Administrative Appeals Tribunal (Planning) Bill (No. 2) without amendment.

13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Disability Services Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

14 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 6 November 1991

Health (Infectious Diseases) Bill

Gaming Machine Control (Cross-reference) Bill

Corporations (Victoria) (Amendment) Bill

On 12 November 1991

Administrative Appeals Tribunal (Planning) Bill (No. 2).

- 15 **PRIVILEGES COMMITTEE** - Motion made, by leave, and question - That this House grant leave to the Privileges Committee to meet and take evidence during the sittings of the House in relation to the matter referred to the Committee on 24 October 1991 for examination and report and that Standing Order No. 208 be suspended so far as to allow the Committee to publish the evidence and documents received in its Inquiry upon such terms and conditions as it thinks fit (*Mr Roper*) - put and agreed to.
- 16 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Borrowing and Investment Powers (Port Authorities) Bill
  - Land Tax (Revision) Bill
  - Melbourne Lands and Market Sites Bill
  - National Rail Corporation (Victoria) Bill
  - Police (Industrial Functions) Bill
  - Portarlington Land Bill
  - Racing (Betting Competitions and Mixed Sports) Bill
  - Royal Botanic Gardens Bill
  - Teaching Service (Further Amendment) Bill.
- 17 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 18 **CRIMES (CONFISCATION OF PROFITS) (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 Kennan*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 19 **ENVIRONMENT PROTECTION (RESOURCE RECOVERY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr Crabb*) - 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 21 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

WEDNESDAY, 13 NOVEMBER 1991

Question - put and agreed to.

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

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 185 - Wednesday, 13 November 1991

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **DEATH OF MAJOR GENERAL SIR ROHAN DELACOMBE, KCMG, KCVO, KBE, CB, DSO** - Motion made and question - That this House expresses its sincere sorrow at the death of Major General Sir Rohan Delacombe, KCMG, KCVO, KBE, CB, DSO and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Governor of Victoria from 1963-74 (*Ms Kirner*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 Major General Sir Rohan Delacombe, KCMG, KCVO, KBE, CB, DSO, the House do now adjourn until fifteen minutes past Twelve o'clock this day (*Ms Kirner*) - put and agreed to.

And the House, at seventeen minutes past Eleven o'clock adjourned until fifteen minutes past Twelve o'clock this day.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 186 - Wednesday, 13 November 1991

(FIFTEEN MINUTES PAST TWELVE O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  

**Fairfield Hospital** - Seeking that Fairfield Hospital is maintained in its expertise on its present site and further developed in the future, bearing 194 signatures (*by Mr Reynolds*).

Ordered to lie on the Table.
- 4 **SOCIAL DEVELOPMENT COMMITTEE** - Mr Maughan brought up a report from the Social Development Committee upon the Inquiry into Speed Limits in Victoria, together with Appendices, Extracts from the Proceedings and Minutes of Evidence.  

Ordered to lie on the Table and the Report, Appendices and Extracts from the Proceedings be printed.

- 5 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Health Services Act 1988 - Report of Community Visitors for the year 1990-91 - Ordered to be printed
  - Mineral Resources Development Act 1990 - Code of Practice for Exploration and Rehabilitation of Exploration Sites
  - Public Service Board - Report for the year 1990-91
  - Rural Water Commission - Report for the year 1990-91
  - Victorian Development Fund - Report for the year 1990-91.
- 6 **DEFAMATION BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill *"to make provisions about the law of defamation, to repeal Part I of the 'Wrongs Act 1958' and section 420A of the 'Crimes Act 1958', to amend the 'Limitation of Actions 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 **EDUCATION (TEACHERS) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill *"to amend the 'Teaching Service Act 1981' and the 'Education 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 **MELBOURNE UNIVERSITY (VCAH) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill *"to provide for the merger of the Victorian College of Agriculture and Horticulture with Victorian College of Agriculture and Horticulture Limited and for the affiliation of the Company with the University of Melbourne and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **NATIONAL TENNIS CENTRE (AMENDMENT) BILL** - Mr Trezise obtained leave, with Mr Roper, to bring in a Bill *"to amend 'National Tennis Centre Act 1985' to make provision for offences against the regulations and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **PORTARLINGTON LAND BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Mr Speaker ruled the Bill to be a Private Bill.  
Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Crabb*) - put and agreed to.  
Debate resumed on question - That this Bill be now read a second time; 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 a 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.
- 11 **RACING (BETTING COMPETITIONS AND MIXED SPORTS) 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Victorian Debt Retirement Fund (Amendment) Bill
  - Emergency Services Superannuation (MFBSF Transfer) Bill
  - Crimes (Year and a Day Rule) Bill.

- 13 **CRIMES (CONFISCATION OF PROFITS) (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 Kennan*) - put and agreed to.  
 Ordered - That the debate be adjourned until later this day.
- 14 **LAND TAX (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.  
 Ordered - To be committed later this day.
- 15 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Land Tax (Revision) Bill.
- 16 **LAND TAX (REVISION) BILL** - Bill committed and considered in Committee.  
 Committee reported progress.  
*Business having been interrupted at 11.00 p.m.  
 pursuant to Sessional Orders - Mr Speaker took the Chair.*  
 Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
 Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the State Insurance Office (Sale) Bill and on consideration of the Bill in Committee suggesting an amendment and acquainting the Assembly that they have made amendments in the Bill.  
 Ordered - That the said amendments be printed and taken into consideration forthwith.  
 On the motion of Mr Roper - Suggested amendment made.  
 The amendments made by the Legislative Council were read a second time and agreed to.  
 Ordered that the Bill be returned to the Legislative Council with a Message acquainting them accordingly.
- 18 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 and 6, be postponed until later this day.
- 19 **POLICE (INDUSTRIAL FUNCTIONS) 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 a third time forthwith.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 21 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

THURSDAY, 14 NOVEMBER 1991

Question - put and agreed to.

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

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 187 - Thursday, 14 November 1991

1. Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Montague Continuing Education Centre** - Seeking that the Minister for Education and Training immediately direct that enrolment procedures for Montague Continuing Education Centre be resumed, bearing 1991 signatures (*by Mr Walsh*)

**Pre-School Funding** - Seeking that pre-school funding be maintained at its present level, bearing 159 signatures (*by Mr Evans*)

**Classification of Films and Publications Act** - Seeking that the Parliament amend the *Classification of Films and Publications Act* 1990 in order to give effect to the State Censorship Ministers' decision of 1988 to tighten-up on censorship, bearing 56 signatures (*by Mr Micallef*)

**Altona Planning Scheme** - Seeking that the Altona Planning Scheme be further amended to reintroduce the requirement for companies within the Altona petrochemical complex to obtain a planning permit for works within the complex, bearing 179 signatures (*by Ms Kirner*).

Severally ordered to lie on the Table.

- 4 **OFFICE OF PRE-SCHOOL AND CHILD CARE** - Motion made, by leave, and question - That there be presented to this House a copy of the Annual Report of the Office of Pre-school and Child Care for 1990-91 (*Mrs Setches*) - put and agreed to.

- 5 **PAPER** - Mrs Setches presented:

Annual Report of the Office of Pre-school and Child Care for 1990-91 - Return to the foregoing Order.

Ordered to lie on the Table.

- 6 **PARLIAMENTARY DEPARTMENTS' REPORTS** - Motion made, by leave, and question - That there be presented to this House a copy of the Reports of the Department of the Legislative Assembly, Department of the Parliament Library, Department of the Reporting Staff of the Victorian Parliamentary Debates, and Department of the House Committee, for the year 1990-91 (*Mr Norris*) - put and agreed to.



7 **PAPERS** - Mr Norris presented:

Reports of the Department of the Legislative Assembly, Department of the Parliament Library, Department of the Reporting Staff of the Victorian Parliamentary Debates, and Department of the House Committee, for the year 1990-91 - Return to the foregoing Order.

Severally ordered to lie on the Table.

8 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Mathews brought up a Report from the Economic and Budget Review Committee upon Matters Arising from the Auditor-General's 1989-90 Report on Ministerial Portfolios, together with Minutes of Evidence.

Ordered to lie on the Table and the Report be printed.

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

Consumer Affairs Ministry - Report for the year 1990-91 - Ordered to be printed

Emerald Tourist Railway Act 1977 - By-Law No. 2

Martial Arts Board - Report for the year 1990-91

Totalizator Agency Board - Report for the year ended 31 July 1991.

10 **COMPANION ANIMALS BILL** - Mr Baker obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "*to provide for companion animals, and companion animal businesses, to repeal the 'Dog Act 1970' and to amend the 'Livery and Agistment 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.

11 **LIBRARIES (AMENDMENT) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Libraries Act 1988' and the 'Museums Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

12 **AUDIT (AMENDMENT) BILL (No. 2)** - Mr Roper obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "*to amend the 'Audit 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.

13 **PUBLIC ACCOUNT (FURTHER AMENDMENT) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Public Account Act 1958' and the 'Audit 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.

14 **VICTORIAN SUPPLY SERVICE BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "*to establish the Victorian Supply Service and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

15 **CODE OF PRACTICE FOR EXPLORATION AND REHABILITATION OF EXPLORATION SITES** - Motion made and question proposed - That the Code of Practice for Exploration and Rehabilitation of Exploration Sites dated 6 November 1991 and tabled in the House on 13 November 1991 be approved without amendment (*Mr Sheehan, Northcote*).

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

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

- 16 **EUROPEAN ECONOMIC COMMUNITY - AGRICULTURAL AGREEMENT** - Motion made and question proposed - That this House, in the interests of the Victorian Community, calls for the Federal Government to secure at the next Commonwealth Prime Ministers Conference, an agreement to urgently combat corrupt agricultural protection which is prevalent in the European Economic Community and so costly and damaging to efficient unsubsidised farmers in both developed and developing Commonwealth countries (*Mr McGrath, Lowan*) - and, after debate -

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 17 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 1 to 18 inclusive, be postponed until later this day.
- 18 **DEFAMATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
*Mr Kennan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 28 November, 1991.
- 19 **CRIMES (CONFISCATION OF PROFITS) (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a 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.
- 20 **NATIONAL TENNIS CENTRE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Trezise*).  
Motion made and question - That the debate be now adjourned (*Mr Reynolds*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 28 November 1991.
- 21 **CODE OF PRACTICE FOR EXPLORATION AND REHABILITATION OF EXPLORATION SITES** - Order read for resuming debate on question - That the Code of Practice for Exploration and Rehabilitation of Exploration Sites dated 6 November 1991 and tabled in the House on 13 November 1991 be approved without amendment; debate resumed.  
Question - put and agreed to.
- 22 **VICTORIA UNIVERSITY OF TECHNOLOGY (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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 **TEACHING SERVICE (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, by leave, read a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Victorian Curriculum and Assessment Board (Amendment) Bill without amendment.

25 **WATER (ELECTIONS) 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 a third time forthwith.

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

26 **ROAD SAFETY (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 with amendments; as amended, considered, and amendments agreed to; read a third time.

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

27 **NATIONAL RAIL CORPORATION (VICTORIA) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Spyker*) - put and agreed to.

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

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

FRIDAY, 15 NOVEMBER 1991

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

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

28 **NATIONAL RAIL CORPORATION (VICTORIA) BILL** - Mr Roper declared that this Bill was an urgent Bill and moved - That this 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, 45

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mr Cole
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

## NOES, 33

Mr Bildstien	Mr Jasper	Mr Maughan	Mr Tanner
Mr Brown	Mr John	Dr Napthine	Mr Wallace
Mr Clark	Mr Kennett	Mr Perrin	Mr Weideman
Mr Cooper	Mr Kilgour	Mr Pescott	Dr Wells
Mr Delzoppo	Mr Leigh	Mr Plowman	
Mr Dickinson	Mr McGrath	Mr Reynolds	
Mr Elder	( <i>Lowan</i> )	Mr Richardson	
Mr Evans	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	Mr Honeywood
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Perton

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 1.30 a.m. this day (*Mr Roper*) - after debate, put.

The House divided.

## AYES, 46

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Dr Wells
Mr Cunningham	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	<i>Tellers</i>
Mr Hamilton	Mr Norris	Mr Shell	Mr Barker
Mr Harrowfield	Mr Pope	Mr Simmonds	Mr Dollis

## NOES, 34

Mr Bildstien	Mr Jasper	Dr Napthine	Mr Wallace
Mr Brown	Mr John	Mr Perrin	Mr Weideman
Mr Cooper	Mr Kennett	Mr Perton	
Mr Delzoppo	Mr Kilgour	Mr Pescott	
Mr Dickinson	Mr Leigh	Mr Plowman	
Mr Elder	Mr McGrath	Mr Reynolds	
Mr Evans	( <i>Lowan</i> )	Mr Richardson	
Mr Gude	Mr McGrath	Mr Smith	
Mr Hayward	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Heffernan	Mr McNamara	Mr Steggall	Mr Clark
Mr Honeywood	Mr Maclellan	Mr Tanner	Mr Maughan

And so it was resolved in the affirmative.

Debate resumed on question - That the Bill be now read a second time.

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 a 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 herein.

- 29 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Melbourne University (Hawthorn) Bill with an amendment.  
And the said amendment was read a second time and, after debate, agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 30 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the State Insurance Office (Sale) Bill, including the amendment made by the Assembly on the suggestion of the Council, without further amendment.
- 31 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Racing (Betting Competitions and Mixed Sports) Bill without amendment.
- 32 **MELBOURNE LANDS AND MARKET SITES BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.
- 33 **MELBOURNE WATER CORPORATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
Motion made and question - That the debate be adjourned until 28 November 1991 (*Mr Crabb*) - after debate, put.  
The House divided.

## AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Batchelor
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

## NOES, 35

Mr Brown	Mr Honeywood	Mr Maclellan	Mr Wallace
Mr Clark	Mr Jasper	Mr Maughan	Mr Weideman
Mr Coleman	Mr John	Mr Perrin	Dr Wells
Mr Cooper	Mr Kennett	Mr Pescott	
Mr Delzoppo	Mr Kilgour	Mr Plowman	
Mr Dickinson	Mr Leigh	Mr Reynolds	
Mr Elder	Mr McGrath	Mr Richardson	
Mr Evans	(Lwan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	Tellers
Mr Hayward	(Warrnambool)	Mr Steggall	Mr Bildstien
Mr Heffernan	Mr McNamara	Mr Tanner	Dr Napthine

And so it was resolved in the affirmative.

- 34 **ROYAL BOTANIC GARDENS 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 a third time forthwith.  
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 35 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL (No. 2)** - 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 McGrath, Warrnambool*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 36 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 26 November 1991 (*Mr Roper*) - put and agreed to.
- 37 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 38 **ADJOURNMENT** - Resolved - That the House do now adjourn.  
 And the House, at nine minutes past Four o'clock in the morning, adjourned until Tuesday, 26 November 1991.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### No. 188

## No. 188 - Tuesday, 26 November 1991

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Solicitors Guarantee Fund and Trust Accounts** - Seeking that legislation be enacted to - (a) investigate and rectify the misappropriation of monies from the Solicitors' Guarantee Fund; (b) ensure that future legal complaints be handled by an independent body; and (c) provide that clients' monies, presently held in Solicitors' Trust Accounts, be held in a Government Trust Account, bearing 687 signatures (*by Mrs Barker*)
  - Fairfield Hospital** - Seeking that Fairfield Hospital is maintained in its expertise on its present site and further developed in the future, bearing 85 signatures (*by Mrs Ray*)
  - Maffra and District Hospital** - Seeking that the choice is available to the citizens of the Shire of Maffra and District to utilize the existing acute services provided by the Maffra and District Hospital and objecting to the proposed closure of the hospital's 30 acute beds, bearing 6,080 signatures (*by Mr Wallace*)
  - Teacher Industrial Agreements** - Seeking that the Government upholds the industrial agreements between the Victorian Secondary Teachers Association pertaining to staffing and conditions for teachers and increases the budget allocation for State schools, bearing 192 signatures (*by Mr Hayward*)
  - Elmore District Hospital** - Seeking that funding be continued for the Elmore District Hospital, bearing 1,562 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.
- 4 **PASSIVE SMOKING REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report to Parliament by the House Committee on Passive Smoking (*Mr Roper*) - put and agreed to.
- 5 **PAPER** - Mr Roper presented:
  - Passive Smoking - Report to Parliament by the House Committee - Return to the foregoing Order.

Ordered to lie on the Table.
- 6 **AMRAD** - Motion made, by leave, and question - That there be presented to this House a copy of the Amrad annual report for the year 1990-91 (*Mr Sheehan, Northcote*) - put and agreed to.

- 7 **PAPER** - Mr Sheehan (*Northcote*) presented:  
Amrad annual report for the year 1990-91 - Return to the foregoing Order.  
Ordered to lie on the Table.
- 8 **RESPONSE TO AUDITOR-GENERAL'S REPORT ON MINISTERIAL PORTFOLIOS**  
- Motion made, by leave, and question - That there be presented to this House a copy of the Finance Minister's Response to the Auditor-General's Report on Ministerial Portfolios (*Mr Sheehan, Northcote*) - put and agreed to.
- 9 **PAPER** - Mr Sheehan (*Northcote*) presented:  
Finance Minister's Response to the Auditor-General's Report on Ministerial Portfolios - Return to the foregoing Order.  
Ordered to lie on the Table.
- 10 **DRIVER EDUCATION CENTRE OF AUSTRALIA** - Motion made, by leave, and question - That there be presented to this House a copy of the reports for the years 1989 and 1990 of the Driver Education Centre of Australia (*Mr Sheehan, Northcote*) - put and agreed to.
- 11 **PAPERS** - Mr Sheehan (*Northcote*) presented:  
Driver Education Centre of Australia reports for the years 1989 and 1990 of the  
- Return to the foregoing Order.  
Severally ordered to lie on the Table.
- 12 **OVERSEAS PROJECTS CORPORATION** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Overseas Projects Corporation of Victoria Limited for the year 1990-91 (*Mr Sheehan, Northcote*) - put and agreed to.
- 13 **PAPER** - Mr Sheehan (*Northcote*) presented:  
Overseas Projects Corporation of Victoria Limited Report for the year 1990-91 - Return to the foregoing Order.  
Ordered to lie on the Table.
- 14 **PORTLAND SMELTER UNIT TRUST AND ALUMINIUM SMELTERS OF VICTORIA PTY LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Portland Smelter Unit Trust and Aluminium Smelters of Victoria Pty Ltd Report and Financial Statements for the year 1990-91 (*Mr Sheehan, Northcote*) - put and agreed to.
- 15 **PAPER** - Mr Sheehan (*Northcote*) presented:  
Portland Smelter Unit Trust and Aluminium Smelters of Victoria Pty Ltd Report and Financial Statements for the year 1990-91 - Return to the foregoing Order.  
Ordered to lie on the Table.
- 16 **VISTEL LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of Vistel Ltd for the year 1990-91 (*Mr Sheehan, Northcote*) - put and agreed to.
- 17 **PAPER** - Mr Sheehan (*Northcote*) presented:  
Vistel Ltd Report for the year 1990-91 - Return to the foregoing Order.  
Ordered to lie on the Table.



- 18 **HEALTH COMPUTING SERVICES VICTORIA LIMITED** - Motion made, by leave, and question - That there be presented to this House a copy of Report of the Health Computing Services Victoria Limited for the year 1990-91 (*Mr Kennan*) - put and agreed to.
- 19 **PAPER** - Mr Kennan presented:  
Health Computing Services Victoria Limited Report for the year 1990-91 - Return to the foregoing Order.  
Ordered to lie on the Table.
- 20 **ARADALE PSYCHIATRIC HOSPITAL** - Motion made, by leave, and question - That there be presented to this House a copy of the Report by the Investigative Task Force on Aradale Psychiatric Hospital and Residential Institution, November 1991 (*Mr Kennan*) - put and agreed to.
- 21 **PAPER** - Mr Kennan presented:  
Investigative Task Force on Aradale Psychiatric Hospital and Residential Institution Report, November 1991 - Return to the foregoing Order.  
Ordered to lie on the Table.
- 22 **JOINT SELECT COMMITTEE ON THE PARLIAMENT OF VICTORIA** - Mr Delzoppo, Joint Chairman, brought up a Progress Report from the Joint Select Committee on the Parliament of Victoria upon the Budget Process for Parliament, together with an Appendix and Minutes of Evidence.  
Ordered to lie on the Table and the Report and Appendix to be printed.
- 23 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Mathews brought up a Report from the Economic and Budget Review Committee upon the Cost of Community Service Obligations, together with Appendices, a Minority Report and Minutes of Evidence.  
Ordered to lie on the Table and the Report, Appendices and Minority Report to be printed.
- 24 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up the following Reports from the Legal and Constitutional Committee:  
Twenty-Third Report on Subordinate Legislation on Police (Charges, Expenses and Allowances) (Sporting and Entertainment Events) Regulations 1991 (SR 127/1991), together with an Appendix; and  
Twenty-Fourth Report on Subordinate Legislation - Annual Report concerning Statutory Rules Series 1990, together with Appendices.  
Severally ordered to lie on the Table and the Reports and Appendices to be printed.
- 25 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE** - Mr Tanner, Chairman, brought up a Report from the Natural Resources and Environment Committee upon Allocation of Fish Resources in Victorian Bays and Inlets, together with Appendices and Minutes of Evidence.  
Ordered to lie on the Table and the Report and Appendices to be printed.
- 26 **ESTIMATES SUB-COMMITTEE** - Mr Gavin, Chairman, brought up an Interim Report from the Estimates Sub-Committee of the Economic and Budget Review Committee upon 1991-92 Budget Estimates, together with Minutes of Evidence.  
Ordered to lie on the Table and the Report to be printed.

- 27 **STANDING ORDERS COMMITTEE** - Mr Norris brought up a Progress Report from the Standing Orders Committee upon a General Revision of the Standing Orders, together with an Appendix.

Ordered to lie on the Table and the Report and Appendix to be printed.

28 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Reports for the quarter ended 30th September 1991 of the -  
 Accident Compensation Commission  
 Workcare Appeals Board  
 Medical Panels.

Severally 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:

Accident Compensation Act 1985 -

Communication from the Minister for Labour of the reasons for the delay in tabling the following audited reports for the quarter ended 30th September 1991:

Accident Compensation Commission  
 Workcare Appeals Board  
 Medical Panels

Albury-Wodonga (Victoria) Corporation - Report for the year 1990-91

Altona District Hospital - Report and Statement of Accounts for the year 1990-91

Ambulance Officers Training Centre - Report for the year 1990-91

Ambulance Service Victoria - Metropolitan Region - Report for the year 1989-90 and financial statements for the year 1990-91 (two papers)

Ambulance Service Victoria - North Eastern Region - Report for the year 1990-91

Ambulance Service Victoria - North Western Region - Report for the year 1990-91

Ambulance Service Victoria - South Eastern Region - Report for the year 1990-91

Ambulance Service Victoria - South Western Region - Report for the year 1990-91

Ambulance Service Victoria - Western Region - Report for the year 1990-91

Apollo Bay and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91

Ararat and District Hospital - Report and Statement of Accounts for the year 1990-91

Auditor-General's Office - Report for the year 1990-91

Austin Hospital - Report and Statement of Accounts for the year 1990-91

Bacchus Marsh and Melton Memorial Hospital - Report for the year 1990-91

Batman Automotive College of TAFE - Reports for the years 1989 and 1990 (two papers)

Ballarat School of Mines - Reports for the years 1989 and 1990 (two papers)

Beeac and District Hospital - Report and Statement of Accounts for the year 1990-91

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- Birregurra and District Community Hospital - Report and Statement of Accounts for the year 1990-91
- Box Hill College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Box Hill Hospital - Report and Statement of Accounts for the year 1990-91
- Broadmeadows College of TAFE - Report for the year 1990
- Burwood and District Community Hospital - Report and Statement of Accounts for the year 1990-91
- Capital Works Authority - Report for the year 1990-91
- Casterton Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Clunes District Hospital - Report and Statement of Accounts for the year 1990-91
- Colac District Hospital - Report and Statement of Accounts for the year 1990-91
- Community Services Victoria - Report for the year 1990-91
- Conservation and Environment Department - Report for the year 1990-91
- Corrections - Report of the Office of Corrections for the year 1990-91
- Crimes Compensation Tribunal - Report for the year 1990-91
- Dandenong and District Hospital - Report and Statement of Accounts for the year 1990-91
- Dandenong College of TAFE - Report for the year 1989
- Dimboola District Hospital - Report and Statement of Accounts for the year 1990-91
- Donald and District Hospital - Report and Statement of Accounts for the year 1990-91
- Dunmunkle Health Services - Report and Statement of Accounts for the year 1990-91
- Eastern Suburbs Geriatric Centre - Report and Statement of Accounts for the year 1990-91
- East Gippsland Community College of TAFE - Reports for the years 1989 and 1990 (two papers)
- East Gippsland Hospital - Report and Statement of Accounts for the year 1990-91
- Echuca District Hospital Inc. - Report and Statement of Accounts for the year 1990-91
- Edenhope and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Education and Training Ministry - Report for the year 1990-91 together with the report for the year 1990-91 of the Office of Schools Administration (two papers)
- Educational Administration Institute - Report for the year 1990-91
- Eildon and District Community Hospital - Report and Statement of Accounts for the year 1990-91
- Finance Ministry - Report for the year 1990-91
- Flagstaff College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Frankston College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Frankston Hospital - Report and Statement of Accounts for the year 1990-91

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- Gas and Fuel Corporation Superannuation Board - Report for the year 1990-91
- Geelong Hospital - Report and Statement of Accounts for the year 1990-91
- Geelong Performing Arts Centre Trust - Report for the year 1990-91 with a communication from the General Manager of the Trust of the reasons for the delay in the tabling of the report
- Geelong Regional Commission - Report for the year 1990-91
- Gippsland Base Hospital - Report and Statement of Accounts for the year 1990-91
- Gordon Technical College - Reports for the years 1989 and 1990 (two papers)
- Goulburn Valley Base Hospital - Report and Statement of Accounts for the year 1990-91
- Grace McKellar Centre - Report and Statement of Accounts for the year 1990-91
- Hamilton Base Hospital - Report and Statement of Accounts for the year 1990-91
- Hampton Rehabilitation Hospital - Report and Statement of Accounts for the year 1990-91
- Healesville and District Hospital - Report and Statement of Accounts for the year 1990-91
- Health Department - Report for the year 1990-91
- Heywood and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Historic Buildings Council - Report for the year 1990-91
- Holmesglen College of TAFE - Report for the year 1990
- Housing Guarantee Fund Ltd. - Report for the year 1990-91
- Infertility (Medical Procedures) Act 1984 - Report by the Chief General Manager, Health Department to the Minister for Health
- Kingston Centre and Kingston Rehabilitation and Extended Care Centre - Report and Statement of Accounts for the year 1990-91
- Koroit and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Kyabram and District Memorial Community Hospital - Report and Statement of Accounts for the year 1990-91
- Kyneton District Hospital - Report and Statement of Accounts for the year 1990-91
- Labour Department - Report for the year 1990-91
- Law Reform Commission - Report for the year 1990-91
- Local Authorities Superannuation Board - Report for the year 1990-91
- Loddon Campaspe College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Lorne Community Hospital - Report and Statement of Accounts for the year 1990-91
- Lyndoch, Warrnambool - Report and Statement of Accounts for the year 1990-91
- Macarthur and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91

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- Maffra District Hospital - Report and Statement of Accounts for the year 1990-91
- Maldon Hospital - Report and Statement of Accounts for the year 1990-91
- Manufacturing and Industry Development Department - Report for the year 1990-91
- Maroondah Hospital - Report and Statement of Accounts for the year 1990-91
- Maryborough and District Hospital - Report and Statement of Accounts for the year 1990-91
- Melbourne College of Decoration - Report for the year 1989
- Melbourne College of Textiles - Reports for the years 1989 and 1990 (two papers)
- Members of Parliament (Register of Interests) Act 1978 - Cumulative Summary of Returns, September 1991 and Summary of Variations notified to 20 November 1991 (two papers) - Severally ordered to be printed
- Mental Health Review Board and Psychosurgery Review Board - Report for the year 1990-91
- Mercy Maternity Hospital Incorporated - Report and Statement of Accounts for the year 1990-91
- Monash Medical Centre - Report and Statement of Accounts for the year 1990-91
- Moorabbin College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Mortlake District Hospital - Report and Statement of Accounts for the year 1990-91
- Mount Eliza Centre - Report and Statement of Accounts for the year 1990-91
- Mt. Alexander Hospital - Report and Statement of Accounts for the year 1990-91
- Murray Valley Citrus Marketing Board - Report for the year 1990-91
- Museum of Victoria Council - Report for the year 1990-91 together with a communication from the President of the Council of the reasons for the delay in tabling the report
- Nathalia and District Hospital - Report and Statement of Accounts for the year 1990-91
- National Gallery of Victoria - Report for the year 1990-91 together with a communication from the Deputy Director, Public Programs of the reasons for the delay in the tabling of the report
- Nhill Hospital - Report and Statement of Accounts for the year 1990-91
- Northern Metropolitan College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Ombudsman Act 1973 - Report of the Investigation into the Administration of the Australian Student's Prize - Ordered to be printed
- Omeo District Hospital - Report and Statement of Accounts for the year 1990-91
- Optometrists Registration Board - Report for the year 1990-91
- Orbost and District Hospital - Report and Statement of Accounts for the year 1990-91
- Outer Eastern College of TAFE - Report for the year 1989

- Parliamentary Committees Act 1968 - Report of the Minister for Health with respect to the recommendations made by the Social Development Committee's Report upon Mental Disturbance and Community Safety - Young People at Risk
- Patriotic Funds Council - Report for the year 1990
- Penshurst and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Peter MacCallum Cancer Institute - Report and Statement of Accounts for the year 1990-91
- Pharmacy Board - Report for the year 1990
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
- Ararat (Shire) Planning Scheme - No. L3
  - Ballaarat (City) Planning Scheme - No. L11
  - Beechworth Planning Scheme - No. L13
  - Berwick Planning Scheme - Nos. L38 Part 1, L42, R99
  - Birchip Planning Scheme - No. L1
  - Bright Planning Scheme - No. L4
  - Broadmeadows Planning Scheme - No. R99, RL 146
  - Brunswick Planning Scheme - No. L14
  - Bulla Planning Scheme - Nos. L47, R99
  - Coburg Planning Scheme - Nos. L16, L19, RL 146
  - Cranbourne Planning Scheme - No. R99
  - Croydon Planning Scheme - No. R99
  - Dandenong Planning Scheme - R99
  - Diamond Valley Planning Scheme - No. R99
  - Doncaster and Templestowe Planning Scheme - No. R99
  - Eltham Planning Scheme - No. R99
  - Essendon Planning Scheme - Nos. L32, L33
  - Frankston Planning Scheme - No. R99
  - Geelong Regional Planning Scheme - No. RL66 Part 2
  - Grenville Planning Scheme - No. L6
  - Horsham Planning Scheme - No. L35
  - Keilor Planning Scheme - No. R99
  - Kew Planning Scheme - Nos. L12, RL144
  - Knox Planning Scheme - Nos. L37, R99
  - Leigh Planning Scheme - No. L6
  - Lillydale Planning Scheme - No. L98
  - Maryborough Planning Scheme - No. L7
  - Melbourne Planning Scheme - Nos. L52, L72
  - Melton Planning Scheme - Nos. L14, R99
  - Metropolitan Region Planning Scheme - No. R104
  - Moorabbin Planning Scheme - No. R99
  - Narracan Planning Scheme - No. L25
  - Pakenham Planning Scheme - No. L52
  - Prahran Planning Scheme - No. L8 Part 1
  - Preston Planning Scheme - No. RL 146
  - Sandringham Planning Scheme - No. R99
  - Shepparton (Shire) Planning Scheme - Nos. L13, L25
  - Springvale Planning Scheme - Nos. L29, R99
  - St. Kilda Planning Scheme - No. L10
  - Sunshine Planning Scheme - No. R99
  - Traralgon (City) Planning Scheme - No. L38
  - Wangaratta (Shire) Planning Scheme - Nos. L7, L8
  - Werribee Planning Scheme - No. R99
  - Whittlesea Planning Scheme - No. R99
  - Williamstown Planning Scheme - No. L7

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- Police and Emergency Services Ministry - Report for the year 1990-91
- Port Fairy Hospital - Report and Statement of Accounts for the year 1990-91
- Prahran College of TAFE - Report for the year 1989
- Premier and Cabinet Department - Report for the year 1990-91
- Preston and Northcote Community Hospital - Report and Statement of Accounts for the year 1990-91
- Public Advocate - Report of the Office for the year 1990-91 - Ordered to be printed
- Public Records Office - Report from the Keeper of the Public Records for the year 1990-91
- Public Transport Corporation - Report for the year 1990-91
- Queen Elizabeth Centre - Report and Statement of Accounts for the year 1990-91
- Radiation Advisory Committee - Report for the year ended 30 September 1991
- Richmond College of TAFE - Reports for the years 1989 and 1990 (two papers)
- RMIT TAFE College - Reports for the years 1989 and 1990 (two papers)
- Rochester and District War Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Royal Dental Hospital of Melbourne - Report and Statement of Accounts for the year 1990-91
- Royal Melbourne Hospital - Report and Statement of Accounts for the year 1990-91
- Royal Victorian Eye and Ear Hospital - Report and Statement of Accounts for the year 1990-91
- Sandringham and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Small Business Department - Report for the period 1 January 1991 - 30 June 1991
- South Gippsland Hospital - Report and Statement of Accounts for the year 1990-91
- Southern Peninsula Hospital - Report and Statement of Accounts for the year 1990-91
- South West College of TAFE - Reports for the years 1989 and 1990 (two papers)
- St. Arnaud District Hospital - Report and Statement of Accounts for the year 1990-91
- State Superannuation Board - Report for the year 1990-91
- State Training Board - Report for the year 1990-91
- State Trustees - Report for the year 1990-91
- Statutory Rules under the following Acts:
- Building Control Act 1981 - S.R. Nos. 230, 231
  - Chattel Securities Act 1987 - S.R. No. 233
  - Chiropodists Act 1968 - S.R. No. 243
  - County Court Act 1958 - S.R. No. 246
  - Environment Protection Act 1970 - S.R. No. 228
  - Health Act 1958 - S.R. No. 232
  - Historic Buildings Act 1981 - S.R. No. 244
  - Industrial Relations Act 1979 - S.R. No. 229

- Liquor Control Act 1987 - S.R. No. 242
- Public Service Act 1974 - Public Service Determination Nos. 36, 37, 38, 39, 40
- Road Safety Act 1986 - S.R. Nos. 234, 235
- Supreme Court Act 1986 - S.R. Nos. 240, 241
- Transport Act 1983 - S.R. Nos. 236, 237, 238, 239
- Valuation of Land Act 1960 - S.R. No. 245
- St. George's Hospital - Report and Statement of Accounts for the year 1990-91
- Stawell District Hospital - Report and Statement of Accounts for the year 1990-91
- Sunraysia College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Swan Hill District Hospital - Report and Statement of Accounts for the year 1990-91
- Tawonga and District General Hospital - Report and Statement of Accounts for the year 1990-91
- Terang and District Community Hospital - Report and Statement of Accounts for the year 1990-91
- Timboon and District Hospital - Report and Statement of Accounts for the year 1990-91
- Transport Ministry - Report for the year 1990-91 which contains quantitative performance targets for 1991-92 determined by the Minister for Transport pursuant to section 58 of the *Transport Act* 1983 for the Public Transport Corporation and Roads Corporation
- Treasury Department - Report for the year 1990-91
- Urban Land Authority - Report for the year 1990-91
- Victoria Grants Commission - Report for the year ended 31 August 1991
- Victorian Art - Reports of the Council and the Ministry for the year 1990-91
- Victorian Arts Centre Trust - Report for the year 1990-91 together with a Communication from the General Manager of the Trust of the reasons for the delay in the tabling of the report
- Victorian College of Agriculture and Horticulture - Report for the year 1989
- Victorian Health Promotion Foundation - Report for the year 1990-91
- Victorian Institute of Forensic Pathology - Report for the year 1990-91
- Victorian Nursing Council - Report for the year 1990-91
- Victorian Prison Industries Commission - Report for the year 1990-91
- Victorian Psychological Council - Report for the year 1990
- Wangaratta District Base Hospital - Report and Statement of Accounts for the year 1990-91
- Waranga Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Warrnambool District Base Hospital - Report and Statement of Accounts for the year 1990-91
- Water Act 1989 - Notification by the Minister for Conservation and Environment of the reasons for deciding to appoint the Macedon Region Water Authority to take over the whole of the property, rights, liabilities, obligations, powers and functions of the Gisborne Water Board.
- Western Hospital - Report and Statement of Accounts for the year 1990-91



- Western Institute - Reports for the years 1989 and 1990 (two papers)
- Willaura and District Hospital - Report and Statement of Accounts for the year 1990-91
- William Angliss College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Wimmera Community College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Winchelsea and District Hospital - Report and Statement of Accounts for the year 1990-91
- Wodonga College of TAFE - Report for the year 1989
- Wycheproof District Hospital - Report and Statement of Accounts for the year 1990-91
- Yallourn College of TAFE - Reports for the years 1989 and 1990 (two papers)
- Yarram and District Hospital - Report and Statement of Accounts for the year 1990-91
- Yea and District Memorial Hospital - Report and Statement of Accounts for the year 1990-91
- Youth Parole Board - Report for the year 1990-91
- Zoological Board of Victoria - Report for the year 1990-91.

- 29 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Victoria University of Technology (Amendment) Bill
  - Portarlinton Land Bill
  - Land (Revocations and Other Matters) Bill
  - Teaching Service (Further Amendment) Bill
  - Land Tax (Revision) Bill
  - National Rail Corporation (Victoria) Bill
  - Abattoir and Meat Inspection (Amendment) Bill.
- 30 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Albury-Wodonga Agreement Act 1973' and for other purposes*".
- 31 **ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL** - On the motion of Mr Sheehan (*Northcote*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 32 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend section 10 of the 'Retail Tenancies Act 1986' and for other purposes*".
- 33 **RETAIL TENANCIES (RENT REVIEW) BILL** - On the motion of Mr Sheehan (*Northcote*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 34 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to reform the law relating to rape and indecent assault, to amend the 'Crimes Act 1958', the 'Evidence Act 1958' and the 'Crimes (Sexual Offences) Act 1991' and for other purposes*".

- 35 **CRIMES (RAPE) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 36 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to enable the declaration of vital industries and to enable the recovery of compensation for loss or damage suffered as the result of a strike or other interruption or disruption to such an industry and for other purposes*".
- 37 **VITAL STATE INDUSTRIES (WORKS AND SERVICES) BILL** - On the motion of Mr Gude, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 38 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Transport (Car Pooling) Bill with an amendment.  
Ordered - That the said amendment be printed and taken into consideration, by leave, later this day.
- 39 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Litter (Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 40 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Water (Elections) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 41 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Co-operation (Credit Co-operatives) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 42 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Native Vegetation Protection Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 43 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Road Safety (Further Amendment) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 44 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Land (Miscellaneous) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 45 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Royal Botanic Gardens Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.
- 46 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Local Government (Rating) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

- 47 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Melbourne Lands and Market Sites Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

- 48 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Crimes (Confiscation of Profits) (Amendment) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration, by leave, later this day.

- 49 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**

Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 19 November 1991

Victorian Debt Retirement Fund (Amendment) Bill  
 Emergency Services Superannuation (MFBSF Transfer) Bill  
 Crimes (Year and a Day Rule) Bill  
 Racing (Betting Competitions and Mixed Sports) Bill  
 Victorian Curriculum and Assessment Board (Amendment) Bill  
 State Insurance Office (Sale) Bill  
 Melbourne University (Hawthorn) Bill

On 26 November 1991

Victoria University of Technology (Amendment) Bill  
 Portarlington Land Bill  
 Land (Revocations and Other Matters) Bill  
 Teaching Service (Further Amendment) Bill  
 Land Tax (Revision) Bill.

- 50 **DAIRY INDUSTRY BILL** - Mr Baker, by leave, obtained leave, with Mr Roper, to bring in a Bill "to re-enact with amendments the 'Dairy Industry Act 1984', to repeal the 'Dairy Industry Act 1984', to amend the 'Borrowing and Investment Powers Act 1987', the 'Food Act 1984' and the 'Stock Diseases Act 1968' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, later this day.

- 51 **PRIVILEGES COMMITTEE MEMBERSHIP** - Motion made, by leave, and question - That Mr Sheehan (*Northcote*) and Mr Cooper be discharged from attendance on the Privileges Committee and that Mr Lieberman and Mr Micallef be appointed in their stead (*Mr Roper*) - put and agreed to.

- 52 **STATE TRUST CORPORATION OF VICTORIA (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 53 **ADULT, COMMUNITY AND FURTHER EDUCATION BILL (No. 2)** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 54 **DISABILITY SERVICES BILL** - Order read for the consideration of the amendment made by the Legislative Council.  
 And the said amendment was read a second time and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 55 **EDUCATION (TEACHERS) 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 Gude*) - put and agreed to.  
 Ordered - That the debate be adjourned until Saturday, 1 February 1992.
- 56 **MELBOURNE UNIVERSITY (VCAH) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*).  
*Mr Roper made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
 Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Saturday, 1 February 1992.
- 57 **LAND (MISCELLANEOUS) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
*Mr Crabb, by leave, made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
 And the said amendments were read a second time and agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 58 **MELBOURNE LANDS AND MARKET SITES BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
 And the said amendments were read a second time and agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 59 **ROYAL BOTANIC GARDENS BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
 And the said amendments were read a second time and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 60 **LITTER (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
 And the said amendments were read a second time and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

61 **NATIVE VEGETATION PROTECTION BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time.

Motion made and question - That the amendments be disagreed with (*Mr Crabb*) - after debate, put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	( <i>Northcote</i> )	<i>Tellers</i>
Mr Gavin	Mr Norris	Mr Shell	Mr Dollis
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 39

Mr Austin	Mr Heffernan	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Jasper	Mr Perton	Mrs Wade
Mr Brown	Mr John	Mr Pescott	Mr Wallace
Mr Clark	Mr Kennett	Mr Plowman	Dr Wells
Mr Coleman	Mr Lea	Mr Reynolds	
Mr Cooper	Mr Leigh	Mr Richardson	
Mr Delzoppo	Mr Lieberman	Mr Smith	
Mr Dickinson	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Elder	( <i>Lowan</i> )	Mr Smith	
Mr Evans	Mr McNamara	( <i>Polwarth</i> )	<i>Tellers</i>
Mr Gude	Mr Maclellan	Mr Steggall	Mr Honeywood
Mr Hayward	Dr Naphthine	Mr Stockdale	Mr Kilgour

And so it was resolved in the affirmative.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have disagreed with the said amendments.

62 **CO-OPERATION (CREDIT CO-OPERATIVES) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

63 **CRIMES (CONFISCATION OF PROFITS) (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 64 **CRIMES (RAPE) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 65 **ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 66 **RETAIL TENANCIES (RENT REVIEW) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 67 **TRANSPORT (CAR POOLING) BILL** - Order read for the consideration of the amendment made by the Legislative Council.  
 And the said amendment was read a second time and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 68 **ROAD SAFETY (FURTHER AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
 And the said amendments were read a second time and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 69 **LOCAL GOVERNMENT (RATING) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
 And the said amendments were read a second time and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 70 **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.
- 71 **PUBLIC ACCOUNT (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
 Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
 Ordered - That the debate be adjourned until Saturday, 1 February 1992.
- 72 **VICTORIAN SUPPLY SERVICE BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).  
 Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.  
 Ordered - That the debate be adjourned until Saturday, 1 February 1992.
- 73 **AUDIT (AMENDMENT) BILL (No. 2)** - 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 Stockdale*) - put and agreed to.  
 Ordered - That the debate be adjourned until Saturday, 1 February 1992.

- 74 **COMPANION ANIMALS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
- Mr Baker made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr McGrath, Lowan*) - put and agreed to.
- Ordered - That the debate be adjourned until Saturday, 1 February 1992.
- 75 **LIBRARIES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*).
- Mr Roper made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Kennett*) - put and agreed to.
- Ordered - That the debate be adjourned until Saturday, 1 February 1992.
- 76 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Attorney-General's Department - Report for the year 1990-91
  - Ethnic, Municipal and Community Affairs Ministry - Report for the year 1990-91
  - Freedom of Information Act 1982 -
    - Report of the Attorney-General on the operation of the Act for the year 1990-91
    - Report of the Public Service Board on the Administration of the Act for the year 1990-91
  - Planning and Housing Department - Report for the year 1990-91
  - Police - Report of the Chief Commissioner for the year 1990-91
  - Public Prosecutions Office - Report of the Director for the year 1990-91
  - Victorian Public Authorities Finance Agency - Report and Statement of Accounts for the year 1990-91.
- 77 **JOINT SELECT COMMITTEE ON THE PARLIAMENT OF VICTORIA** - Motion made, by leave, and question - That Mr Cooper be discharged from attendance on the Joint Select Committee on the Parliament of Victoria and that Mr Lieberman be appointed in his stead (*Mr Roper*) - put and agreed to.
- 78 **SITTING OF THE HOUSE** - 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 in writing to each member of the House (*Mr Roper*) - put and agreed to.
- 79 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put, after debate, and agreed to.
- 80 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at fifty-three minutes past Ten o'clock, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House.

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 189, 190, 191 and 192

## No. 189 - Tuesday, 17 March 1992

- 1 The House met pursuant to the terms of the resolution of 26 November 1991, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
  - 2 **DEATHS OF WILLIAM JOHN LEWIS, ESQUIRE, AND LEO MICHAEL FENNESSY, ESQUIRE, O.B.E** - Motion made and question -
    1. That this House expresses its sincere sorrow at the death of William John Lewis, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Portland from 1970 to 1973.
    2. That this House expresses its sincere sorrow at the death of Leo Michael Fennessy, Esquire, O.B.E., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Brunswick East from 1955 to 1970.

*(Ms Kirner)* - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable 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 memories of the late William John Lewis, Esquire, and the late Leo Michael Fennessy, Esquire, O.B.E, the House do now adjourn until Four o'clock this day *(Ms Kirner)* - put and agreed to.
- And the House, at fifty-two minutes past Two o'clock adjourned until Four o'clock this day.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 190 - Tuesday, 17 March 1992

(FOUR O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **APPOINTMENT OF ASSISTANT-CLERK AND CLERK OF COMMITTEES** - Mr Speaker informed the House that the Governor in Council had been pleased to appoint Raymond William Purdey to be Assistant-Clerk and Clerk of Committees.



3 **QUESTIONS** - (Pursuant to Standing Order No. 124).

4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Companion Animals Bill** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 789, 17, 50 and 43 signatures (*by Mrs Ray, Mr Cooper, Mr Mathews and Mr Smith, Polwarth, respectively*)

**In-Vitro Fertilisation** - Seeking that legislation be enacted to prohibit - (a) harmful and destructive experimentation on human life created by in-vitro fertilisation; and (b) any action to separate a human embryo into parts which have potential to develop as cloned human beings, bearing 27 signatures (*by Mr Perrin*)

**Fairfield Hospital** - Seeking that the Fairfield Hospital is maintained in its expertise on its present site and further developed in the future, bearing 40 signatures (*by Mr Pope*)

**Maternal and Child Health Services** - Seeking that funding be continued to Maternal and Child Health Services to cover the provision of relieving staff, bearing 623 signatures (*by Mr Smith, Polwarth*)

**Justice System** - Seeking that the justice system in Victoria be addressed and urgent action taken to - (a) stop cuts to the Legal Aid Guidelines; (b) reduce the prohibitive costs of justice; (c) provide for consumer input into the setting of fees for professional legal services; and (d) conduct an independent review of the Solicitors Guarantee Fund, bearing 103 signatures (*by Mr Hayward*)

**North West Country Credit Union Co-operative Limited** - Seeking that the financial operations of North West Country Credit Union Co-operative Limited be urgently investigated and necessary remedial action taken, bearing 238 signatures (*by Mr Dickinson*)

**MMBW - Rate Increase** - Seeking that there be a moratorium on rate increases until a review is held into the efficiency and effectiveness of the Board of Works, bearing 22 signatures (*by Mr Coleman*).

Severally ordered to lie on the Table.

5 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 98 to 102 (*Ms Kirner*) - put and agreed to.

6 **PAPERS** - Ms Kirner presented:

Administrative Arrangements Orders - Nos. 98 to 102 - Return to the foregoing Order.

Severally ordered to lie on the Table.

7 **VICTORIAN FAMILY AND CHILDREN'S SERVICES COUNCIL** - Motion made, by leave, and question - That there be presented to this House a copy of the Victorian Family and Children's Services Council Report for the year 1990-91 (*Mrs Setches*) - put and agreed to.

8 **PAPER** - Mrs Setches presented:

Victorian Family and Children's Services Council - Report for the year 1990-91 - Return to the foregoing Order.

Ordered to lie on the Table.

## 9 PAPERS -

Mr Speaker presented:

Accident Compensation Act 1985 -

Report for the quarter ended 30th September 1991 of the Accident Compensation Tribunal

Reports for the quarter ended 30th December 1991 of the -

Accident Compensation Commission  
Victorian Accident Rehabilitation Council  
WorkCare Appeals Board  
Medical Panels

Severally ordered to lie on the Table.

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Seventeenth and Eighteenth Reports of the Custodian

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:

Accident Compensation Act 1985 -

Communication from the Minister for Labour explaining the reasons for the delay in tabling the following audited reports for the quarter ended 31st December 1991 -

Accident Compensation Commission  
Victorian Accident Rehabilitation Council  
WorkCare Appeals Board  
Medical Panels

Agricultural Industry Development Act 1990 - Northern Victorian Fresh Tomato Industry Development Order

Agriculture Department - Report for the year 1990-91

Alexandra District Hospital - Report for the year 1990-91

Alfred Group of Hospitals - Report for the year 1990-91

Anne Caudle Centre - Report for the year 1990-91

Ballarat Base Hospital - Report for the year 1990-91

Benalla and District Memorial Hospital - Report for the year 1990-91

Bendigo and Northern District Base Hospital - Report for the year 1990-91

Bethlehem Hospital - Report for the year 1990-91

Boort District Hospital - Report for the year 1990-91

Bright District Hospital - Report for the year 1990-91

Bundoora Extended Care Centre - Report for the year 1990-91

Camperdown District Hospital - Report for the year 1990-91

Cobram District Hospital - Report for the year 1990-91

Cohuna District Hospital and Cohuna Community Nursing Home - Report for the year 1990-91

Coleraine and District Hospital - Report for the year 1990-91

Constitution Act Amendment Act 1958 - Statement of a function conferred on the Electoral Commissioner, 17 December 1991

Corryong District Hospital - Report for the year 1990-91

Daylesford District Hospital - Report for the year 1990-91

- Deakin University - Report for the year 1990
- Dental Board of Victoria - Report for the year ended 30 September 1991
- Dunolly District Hospital - Report for the year 1990-91
- Elmore District Hospital - Report for the year 1990-91
- Fairfield Hospital - Report for the year 1990-91
- Flora and Fauna Guarantee Act 1988 - Order in Council adding items to Schedules 2 and 3 of Act
- Footscray Institute of Technology - Report for the year 1989
- Glenview Community Care Inc. - Report for the year 1990-91
- Heathcote District Hospital - Report for the year 1990-91
- Inglewood District Hospital - Report for the year 1990-91
- Kaniva and District Hospital - Report for the year 1990-91
- Kerang and District Hospital - Report for the year 1990-91
- Kilmore and District Hospital and Nursing Home - Report for the year 1990-91
- Knox and Sherbrooke Community Hospital - Report for the year 1990-91
- Korumburra District Hospital - Report for the year 1990-91
- Latrobe Valley Hospital - Report for the year 1990-91
- Lismore and District Hospital - Report for the year 1990-91
- Manangatang and District Hospital - Report for the year 1990-91
- Mansfield District Hospital and Bentley Nursing Home - Report for the year 1990-91
- Melbourne and Metropolitan Board of Works Employees' Superannuation Fund - Report for the year 1990-91
- Melbourne University - Report for the year 1989; together with Statutes allowed by the Governor
- Mildura Base Hospital - Report for the year 1990-91
- Mordialloc Cheltenham Community Hospital - Report for the year 1990-91
- Myrtleford District War Memorial Hospital and Extended Care Accomodation Centre - Report for the year 1990-91
- National Crime Authority - Report for the year 1990-91; together with comments made by the Inter-Governmental Committee
- National Parks Act 1975 - Order in Council adding land to Schedule Four, together with a copy of relevant plan
- North West Hospital - Report for the year 1990-91
- Nurmurkah and District War Hospital - Report for the year 1990-91
- O'Connell Family Centre (Grey Sisters) Inc. - Report for the year 1990-91
- Ouyen and District Hospital - Report for the year 1990-91
- Ovens and Murray Hospital for the Aged - Report for the year 1990-91
- Ovens District Hospital - Report for the year 1990-91
- Parliamentary Committees Act 1968 - Report of the Attorney-General with respect to the recommendations made by the Legal and Constitutional Committee's report on Privacy and Breach of Confidence

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- All Planning Schemes - Nos. S17, S18 Part 1
- Alexandra Planning Scheme - Nos. L21, L22
- Altona Planning Scheme - No. L11
- Ararat (Shire) Planning Scheme - No. L4
- Bacchus Marsh Planning Scheme - Nos. L12 Part 1B, L25 Part 1, L29 Part 1, L30
- Bairnsdale (Shire) Planning Scheme - Nos. L21 Part 1
- Ballaarat City Planning Scheme - Nos. L23, L26
- Ballarat (Shire) Planning Scheme - No. L26
- Beechworth Planning Scheme - No. L15
- Benalla (Shire) Planning Scheme - Nos. L7, L10
- Bendigo Planning Scheme - No. L6 Part 2
- Berwick Planning Scheme - Nos. L39 Part 1A, L41 Part 1
- Box Hill Planning Scheme - No. L13
- Bright Planning Scheme - Nos. L20, L21, L22
- Broadmeadows Planning Scheme - Nos. L25, L28, R102
- Brunswick Planning Scheme - No. R102
- Bulla Planning Scheme - Nos. L20, L35, L46 Part 1, L56
- Buln Buln Planning Scheme - Nos. L14, L17, L19, L20, L21
- Buninyong Planning Scheme - Nos. L36, L38
- Camberwell Planning Scheme - No. L22
- Castlemaine Planning Scheme - No. L6
- Cobram Planning Scheme - No. L12
- Coburg Planning Scheme - Nos. L14, L25, R102
- Collingwood Planning Scheme - No. R102
- Cranbourne Planning Scheme - No. L61
- Croydon Planning Scheme - Nos. L25, L32, L42
- Dandenong Planning Scheme - No. L12
- Deakin Planning Scheme - No. L5 Part 2
- Diamond Valley Planning Scheme - No. L14
- Dimboola Planning Scheme - No. L5
- Doncaster and Templestowe Planning Scheme - Nos. L29 Part 2, L35 Part 1, L37 Part 1, L43, L45
- Eaglehawk Planning Scheme - No. L8
- Echuca Planning Scheme - Nos. L3, L12A
- Euroa Planning Scheme - No. L4
- Fitzroy Planning Scheme - No. L14
- Flinders Planning Scheme - Nos. L56, L59, L62, L72, L84, L91, L93
- Footscray Planning Scheme - Nos. L17, L29
- Frankston Planning Scheme - Nos. L29, L30, L35
- Geelong Regional Planning Scheme - Nos. R5 Part 3, R73 Part 2, R74 Part 1B, R78, R80 Part 1, R81, RL72 Part 2, RL83, RL 84 Part 1, R86, R88
- Grenville Planning Scheme - No. L7
- Hawthorn Planning Scheme - Nos. L15, RL137
- Healesville Planning Scheme - No. L22
- Heidelberg Planning Scheme - Nos. L6, R102
- Heywood Planning Scheme - No. L3
- Huntly Planning Scheme - No. L27
- Keilor Planning Scheme - Nos. L24, L32, L35, L39, L41, L42
- Kew Planning Scheme - No. L14
- Kilmore Planning Scheme - Nos. L45, L47, L50
- Knox Planning Scheme - Nos. L28, L34, L35, L36, L39, L41, L42
- Korumburra Planning Scheme - No. L7
- Kyabram Planning Scheme - No. L7
- Lillydale Planning Scheme - Nos. L38, L87, L89 Part 1A, L95, L99
- Lowan Planning Scheme - No. L2

- Mansfield Planning Scheme - No. L11  
 Marong Planning Scheme - No. L18  
 Maryborough Planning Scheme - No. L12  
 McIvor Planning Scheme - No. L13  
 Melbourne Planning Scheme - Nos. L57, L70, L75, L82, L83, L86, L87, L88, L89  
 Melton Planning Scheme - No. RL75  
 Metropolitan Region Planning Scheme - Nos. R110, RL140  
 Mildura (City) Planning Scheme - Nos. L5, L27, L28, L30  
 Mildura (Shire) Planning Scheme - No. L23  
 Mirboo Planning Scheme - No. L8  
 Moorabbin Planning Scheme - No. L10  
 Mornington Planning Scheme - Nos. L30, L35, L36  
 Northcote Planning Scheme - No. R102  
 Nunawading Planning Scheme - Nos. L20, L32  
 Oakleigh Planning Scheme - Nos. L12, L19, L22  
 Otway Planning Scheme - Nos. L16, L17  
 Pakenham Planning Scheme - Nos. L21 Part 1, L35, L50, L51, L56, L60, L61 Part 1  
 Phillip Island Planning Scheme - No. L28  
 Portland City Planning Scheme - No. L32  
 Prahran Planning Scheme - No. L21  
 Preston Planning Scheme - Nos. L32, L34, R102  
 Richmond Planning Scheme - Nos. L13, L15, L23, L24  
 Rodney Planning Scheme - Nos. L2, L37, L41, L44, L45  
 Romsey Planning Scheme - No. L21  
 Rutherglen Planning Scheme - Nos. L3, L4  
 Sandringham Planning Scheme - Nos. L6 Part 2, L7, L8  
 Sebastopol Planning Scheme - No. L4  
 Shepparton City Planning Scheme - Nos. L30, L37, L40, L41  
 Shepparton Shire Planning Scheme - Nos. L6, L22, L33, L35, L42  
 Sherbrooke Planning Scheme - Nos. L17 Part 2, L45, L47, L62  
 South Melbourne Planning Scheme - No. L39  
 Springvale Planning Scheme - Nos. L23, L32  
 St Kilda Planning Scheme - Nos. L11, L12  
 Stawell (Town) Planning Scheme - No. L17  
 Strathfieldsaye Planning Scheme - No. L8  
 Sunshine Planning Scheme - Nos. L23, L27, L32, L37, L38, L39, R102  
 Tambo Planning Scheme - No. L47  
 Traralgon (City) Planning Scheme - Nos. L32, L35, L37, L39  
 Tullaroop Planning Scheme - Nos. L1, L3  
 Upper Yarra Planning Scheme - Nos. L20, L21  
 Upper Yarra Valley and Dandenong Ranges Region Planning Scheme - No. R10  
 Wangaratta (City) Planning Scheme - No. L15  
 Wangaratta (Shire) Planning Scheme - No. L3  
 Waranga Planning Scheme - No. L10  
 Warrnambool City Planning Scheme - Nos. L9, L18  
 Waverley Planning Scheme - Nos. L21, L24, L25  
 Werribee Planning Scheme - Nos. L33, L37, R102  
 Whittlesea Planning Scheme - Nos. L38, L46, L51, L60, L61, R102  
 Williamstown Planning Scheme - No. L6  
 Wimmera Planning Scheme - No. L6  
 Wodonga Planning Scheme - Nos. L9, L21, L27  
 Wodonga Development Areas Planning Scheme - No. L9  
 Wonthaggi Planning Scheme - Nos. L7, L9, L11  
 Woorayl Planning Scheme - No. L45

Portland and District Hospital - Report for the year 1990-91

Queen Elizabeth Geriatric Centre - Report for the year 1990-91

Ripon Peace Memorial Hospital, Beaufort - Report for the year 1990-91  
 Robinvale and District Hospital and Nursing Home - Report for the year 1990-91  
 Royal Children's Hospital - Report for the year 1990-91  
 Royal Women's Hospital - Report for the year 1990-91  
 Shelley Memorial Hospital, Bunyip - Report for the year 1990-91  
 Skipton and District Memorial Hospital - Report for the year 1990-91  
 State Electricity Commission Superannuation Fund - Report for the year 1990-91

Statutory Rules under the following Acts:

Agricultural Industry Development Act 1990 - S.R. No. 247/1991  
 Architects Act 1991 - S.R. Nos. 288, 338/1991  
 Associations Incorporation Act 1981 - S.R. No. 298/1991  
 Boilers and Pressure Vessels Act 1970 - S.R. Nos. 282, 283/1991  
 Building Control Act 1981 - S.R. No. 260/1991  
 Business Names Act 1962 - S.R. No. 297/1991  
 Children and Young Persons Act 1989 - S.R. Nos. 303/1991, 4/1992  
 Chiropractors and Osteopaths Act 1978 - S.R. No. 316/1991  
 Conservation, Forests and Lands Act 1987 - S.R. Nos. 262, 304/1991  
 Control of Weapons Act 1990 - S.R. No. 325/1991  
 Country Fire Authority Act 1958 - S.R. No. 324/1991  
 County Court Act 1958 - S.R. Nos. 292, 293/1991  
 Dangerous Goods Act 1985 - S.R. Nos. 277, 278, 279/1991  
 Dental Technicians Act 1972 - S.R. No. 254/1991  
 Dentists Act 1972 - S.R. No. 250/1991  
 Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 252/1991  
 Environment Protection Act 1970 - S.R. No. 267/1991  
 Evidence Act 1958 - S.R. No. 1/1992  
 Extractive Industries Act 1966 - S.R. No. 318/1991  
 Firearms Act 1958 - S.R. No. 321/1991  
 Fisheries Act 1968 - S.R. Nos. 262, 290/1991  
 Food Act 1984 - S.R. No. 257/1991  
 Gaming Machine Control Act 1991 - S.R. Nos. 263, 264, 308, 309, 310/1991, 5, 6, 18/1992  
 Health Act 1958 - S.R. Nos. 251, 253, 256, 313, 315/1991  
 Health Services Act 1988 - S.R. Nos. 19, 20/1992  
 Historic Buildings Act 1981 - S.R. No. 265/1991  
 Hospitals Superannuation Act 1988 - S.R. No. 11/1992  
 Instruments Act 1958 - S.R. No. 300/1991  
 Juries Act 1967 - S.R. Nos. 294, 296/1991, 2/1992  
 Land Act 1958 - S.R. No. 306/1991  
 Land Tax Act 1958 - S.R. Nos. 328/1991, 23, 24/1992  
 Legal Profession Practice Act 1958 - S.R. Nos. 274/1991, 3/1992  
 Lifts and Cranes Act 1967 - S.R. Nos. 280, 281, 284/1991  
 Local Government Act 1958 - S.R. No. 7/1992  
 Local Government Act 1989 - S.R. No. 7/1992  
 Lotteries Gaming and Betting Act 1966 - S.R. Nos. 271, 330/1991  
 Magistrates' Court Act 1989 - S.R. Nos. 266, 289, 291/1991  
 Martial Arts Control Act 1986 - S.R. No. 14/1992  
 Medical Practitioners Act 1970 - S.R. No. 249/1991

- Metropolitan Fire Brigades Act 1958 - S.R. No. 323/1991  
 National Parks Act 1975 - S.R. No. 268/1991  
 Optometrists Registration Act 1958 - S.R. No. 317/1991  
 Petroleum Act 1958 - S.R. No. 319/1991  
 Pharmacists Act 1974 - S.R. No. 314/1991  
 Physiotherapists Act 1978 - S.R. No. 255/1991  
 Pipelines Act 1967 - S.R. No. 320/1991  
 Planning and Environment Act 1987 - S.R. No. 275/1991  
 Police Regulation Act 1958 - S.R. No. 322/1991  
 Pollution of Waters by Oil and Noxious Substances Act 1986 - S.R. No. 16/1992  
 Port of Melbourne Authority Act 1958 - S.R. No. 261/1991  
 Professional Boxing Control Act 1985 - S.R. Nos. 258/1991, 13, 21/1992  
 Property Law Act 1958 - S.R. No. 302/1991  
 Psychological Practices Act 1965 - S.R. No. 312/1991  
 Public Records Act 1973 - S.R. No. 248/1991  
 Public Service Act 1974 - Public Service Determinations Nos. 41-45/1991, 1-4/1992; and Public Service Board Declaration No. 6  
 Racing Act 1958 - S.R. Nos. 272, 329, 331, 332-337/1991, 22/1992  
 Religious Successory and Charitable Trusts Act 1958 - S.R. No. 299/1991  
 Residential Tenancies Act 1980 - S.R. No. 17/1992  
 Road Safety Act 1986 - S.R. Nos. 326, 327/1991, 10/1992  
 Scaffolding Act 1971 - S.R. Nos. 285, 286, 287/1991  
 Sport and Recreation Act 1972 - S.R. No. 12/1992  
 Stamps Act 1958 - S.R. No. 259/1991  
 State Electricity Commission Act 1958 - S.R. No. 270/1991 together with the following documents as required by section 32 of the Interpretation of Legislation Act 1984:  
     Code of Practice for Tree Clearing 1992  
     AS 3560 - 1991 - Electric Cables, XLPE Insulated, Aerial bundled  
     AS 3599.1 - 1988 - Electric Cables, Aerial bundled, Polymeric Insulated Part 1 - Metallic Screened  
     AS 3599.2 - 1991 - Electric Cables, Aerial bundled, Polymeric Insulated Part 2 - Non-Metallic Screened  
     SECV Vegetation Management Manual  
 Supreme Court Act 1986 - S.R. Nos. 273, 294, 295, 339/1991  
 Tobacco Act 1987 - S.R. No. 311/1991  
 Transfer of Land Act 1958 - S.R. No. 301/1991  
 Travel Agents Act 1986 - S.R. No. 276/1991  
 Valuation of Land Act 1960 - S.R. Nos. 307/1991, 8/1992  
 Water Act 1989 - S.R. No. 269/1991  
 Wildlife Act 1975 - S.R. Nos. 305/1991, 9/1992  
 Tweddle Child and Family Health Service - Report for the year 1990-91  
 Victoria College - Report for the year 1990  
 Victoria Grants Commission Act 1976 - Notice of making a Ministerial Submission to the Commission of special significance in relation to the Shire of Tambo  
 Warracknabeal District Hospital - Report for the year 1990-91  
 Werribee District Hospital - Report for the year 1990-91  
 Western Metropolitan Market Trust - Report for period ended 28 March 1991  
 Westport Memorial Hospital - Report for the year 1990-91  
 West Gippsland Hospital - Report for the year 1990-91  
 Williamstown Hospital - Report for the year 1990-91

Wimmera Base Hospital - Report for the year 1990-91

Wodonga District Hospital - Report for the year 1990-91

Yarrawonga District Hospital and Yarrawonga Nursing Home - Report for the year 1990-91

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

Administrative Appeals Tribunal (Planning) Act 1991 - Whole Act; 8 January 1992 (*Gazette No. G1, 8 January 1992*)

Albury-Wodonga Agreement (Amendment) 1991 - Whole Act; 17 February 1992 (*Gazette No. G6, 12 February 1992*)

Building, Co-operative Housing and Friendly Societies (Amendment) Act 1990 - Sections 1, 2, 11-13, 16-19; 18 December 1991 (*Gazette No. G49, 18 December 1991*)

Burrumbeet Land Act 1991 - Whole Act; 12 February 1992 (*Gazette No. G6, 12 February 1992*)

Co-operation (Credit Co-operatives) Act 1991 - Sections 1-5 and 7; 1 January 1992 (*Gazette No. G49, 18 December 1991*)

Courts (Amendment) Act 1990 - Section 14; 18 November 1991 (*Gazette No. G44, 13 November 1991*)

Crimes (Rape) Act 1991 - Sections 1-4, 6, 9 and 10; 1 January 1992 (*Gazette No. G49, 18 December 1991*); Section 5; 1 February 1992 (*Gazette No. G3, 22 January 1992*)

Crimes (Sexual Offences) Act 1991 - Section 11 (1A); 1 February 1992 (*Gazette No. G3, 22 January 1992*)

Disability Services Act 1991 - Whole Act; 19 December 1991 (*Gazette No. G49, 18 December 1991*)

Emergency Services Superannuation (MFBSF Transfer) Act 1991 - Whole Act, other than sections 7, 8 and 9; 20 November 1991 (*Gazette No. G45, 20 November 1991*)

Friendly Societies (Reserve Board) Act 1991 - Sections 1, 2(1), 3, 4, 6 and 7; 1 February 1992 (*Gazette No. G3, 22 January 1992*)

Health Registration Acts (Amendment) Act 1991 - Sections 36, 37 and 45; 26 November 1991 (*Gazette No. G45, 20 November 1991*); Sections 4, 9, 10, 14, 17, 21, 22, 24, 31, 41 and 42 on 15 December 1991 (*Gazette No. G48, 11 December 1991*)

Judicial Studies Board Act 1990 - Part 2; 26 February 1992 (*Gazette No. G8, 26 February 1992*)

Land (Transaction Information) Act 1988 - Sections 5(2), 6(2), 7(2), 8(2), 9(2) and 10(2); 1 February 1992 (*Gazette No. G4 29 January 1992*); Remaining provisions; 4 March 1992 (*Gazette No. G9, 4 March 1992*)

Litter (Amendment) Act 1991 - Whole Act except sections 6, 7, 8 and 11 (1) (a) (iii); 1 February 1992; Sections 6, 7 and 8; 1 June 1992 (*Gazette No. G3, 22 January 1992*)

Medical Practitioners (Amendment) Act 1991 - Section 4; 1 March 1992; Section 12; 1 August 1992 (*Gazette No. G8 26 February 1992*)

Melbourne University (Hawthorn) Act 1991 - Part 2; 1 January 1992; (*Gazette No. S70, 23 December 1991*)

National Rail Corporation (Victoria) Act 1991 - Whole Act except section 11; 1 January 1992 (*Gazette No. G49, 18 December 1991*)



- Pollution of Waters by Oil and Noxious Substances Act 1986 - Part 1, Divisions 1, 2A and 3 of Part 2 and Schedules 1-5; 1 March 1992 (*Gazette No. G7, 19 February 1992*)
- Pollution of Waters by Oil and Noxious Substances (Amendment) Act 1991 - Whole Act; 1 March 1992 (*Gazette No. G7, 19 February 1992*)
- Road Safety (Further Amendment) Act 1991 - Sections 1-4, 6-11, 13, 15, 17(1) and 18; 1 January 1992 (*Gazette No. G49, 18 December 1991*)
- State Insurance Office (Sale) Act 1991 - Whole Act; 20 November 1991 (*Gazette No. G45, 20 November 1991*)
- State Trust Corporation of Victoria (Amendment) Act 1991 - Whole Act; 1 January 1992 (*Gazette No. G49, 18 December 1991*)
- Teaching Service (Further Amendment) Act 1991 - Section 4; 1 January 1992 (*Gazette No. G49, 18 December 1991*)
- Transfer of Land (Computer Register) Act 1989 - Whole Act; 3 February 1992 (*Gazette No. G49, 18 December 1991*)
- Transport (Car Pooling) Act 1991 - Whole Act; 11 December 1991 (*Gazette No. G48, 11 December 1991*)
- Victoria University of Technology Act 1990 - Sections 55-59, 61-62, 67-68, 69 (2) (except paragraph (b)) and 71 (2) (except paragraph (a)) and the Schedule; 30 January 1992 (*Gazette No. G4 29 January 1992*).

**10 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**

Informing the Assembly that he had given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:

On 28 November 1991

Abattoir and Meat Inspection (Amendment) Bill

On 3 December 1991

National Rail Corporation (Victoria) Bill

Land (Miscellaneous) Bill

Local Government (Rating) Bill

Transport (Car Pooling) Bill

Disability Services Bill

Crimes (Rape) Bill

Litter (Amendment) Bill

Retail Tenancies (Rent Review) Bill

On 10 December 1991

State Trust Corporation of Victoria (Amendment) Bill

Co-operation (Credit Co-operatives) Bill

Melbourne Lands and Market Sites Bill

Royal Botanic Gardens Bill

Albury-Wodonga Agreement (Amendment) Bill

Road Safety (Further Amendment) Bill

Crimes (Confiscation of Profits) (Amendment) Bill

Adult, Community and Further Education Bill (No. 2).

**11 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - Mr Speaker announced**

the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Melbourne University (VCAH) Bill

Melbourne Water Corporation Bill

Victorian Supply Service Bill

Public Account (Further Amendment) Bill

Companion Animals Bill

Audit (Amendment) Bill (No. 2).

- 12 **TEMPORARY CHAIRMEN OF COMMITTEES** - The following Warrant, nominating the Temporary Chairmen of Committees, was laid upon the Table by Mr Speaker:

**VICTORIA**

*Legislative Assembly*

Pursuant to the provisions of Standing Order No. 12 of the Legislative Assembly, I do hereby nominate - John Edward Delzoppo, Graham Keith Ernst, Bruce James Evans, Sherryl Maree Garbutt, Kenneth Stephen Jasper, Louis Stuart Lieberman, Max John McDonald, John Francis McGrath, Margaret Elizabeth Ray, John Ingles Richardson, Francis Patrick Sheehan, Hayden Kevin Shell, Barry Edward Hector Steggall, Gerard Marshall Vaughan to act as Temporary Chairmen of Committees whenever requested so to do by the Chairman of Committees.

Given under my hand this Seventeenth day of March, One Thousand Nine Hundred and Ninety-Two.

KEN. COGHILL  
Speaker

- 13 **PRIVILEGES COMMITTEE** - Motion made and question - That, in relation to the matters referred to the Privileges Committee on 28 May 1991 and 24 October 1991, the Committee have power to commission a legal adviser to - (a) guide the Committee in its deliberations; (b) review the evidence; and (c) elucidate matters of complexity (*Mr Roper*) - put, after debate, and agreed to.
- 14 **CRIMES (FRAUD) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.  
Committee reported progress; to sit again tomorrow.
- 15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'State Electricity Commission Act 1958' and for other purposes*".
- 16 **STATE ELECTRICITY COMMISSION (AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) 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 committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **VERMIN AND NOXIOUS WEEDS (POISON BAITS) 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 Kennan*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.

20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at thirty-four minutes past Ten o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 191 - Wednesday, 18 March 1992

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **MINISTERIAL STATEMENT - PARLIAMENTARY REFORM** - Ms Kirner made a Ministerial Statement relating to Parliamentary Reform.

Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Ms Kirner*).

Amendment proposed - That the following words be added to the motion: 'and notes that the Statement should have been entitled "The Transition to Opposition Statement" (*Mr Kennett*) - and, after debate -

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

Ordered - That the debate be adjourned until tomorrow.

4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Companion Animals Bill** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 15,271 and 53 signatures respectively (*by Mr Kennett, and Dr Napthine, respectively*)

**R.E. Ross Industrial Centre** - Seeking that the Minister for Health will recognise - (*a*) the social and overall economic value of the R.E. Ross Industrial Centre; (*b*) the moral responsibility to ensure the centre is allocated sufficient recurrent funding to remain fully operational; and (*c*) the pressing need, and responsibility, of the Alfred Hospital Board, in consultation with the Caulfield community, to prepare a Plan of Development for the Caulfield General Medical Centre, bearing 3,663 signatures (*by Mr Tanner*).

Severally ordered to lie on the Table.

5 **SOCIAL DEVELOPMENT COMMITTEE** - Mrs Ray, Chairman, brought up the second Report from the Social Development Committee upon the Inquiry into Mental Disturbance and Community Safety, together with Appendices, Extracts from the Proceedings of the Committee and a Minority Report.

Ordered to lie on the Table and to be printed.

6 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Smith (*Glen Waverley*) brought up a Report from the Legal and Constitutional Committee upon a Mechanism for Monitoring the Operation of the Witness Protection Act 1991, together with Appendices.

Ordered to lie on the Table and 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:
- Coal Mine Workers' Pensions Tribunal - Report for the year 1990-91
- Dental Technicians Act 1972 -
- Advanced Dental Technicians Qualifications Board - Report for the year 1990-91
- Dental Technicians Licensing Committee - Report for the year 1990-91
- 8 **FISHERIES (FURTHER AMENDMENT) BILL** - Mr Kennan, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Trezise, to bring in a Bill "*to amend the 'Fisheries Act 1968'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **ABORIGINAL LAND (MANATUNGA LAND) BILL** - Mr Roper obtained leave, with Mr Trezise, to bring in a Bill "*to authorise the grant by the Crown of land at Robinvale and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **GRAIN ELEVATORS (AMENDMENT) BILL** - Mr Spyker, pursuant to motion moved on his behalf by Mr Roper, obtained leave, with Mr Trezise, to bring in a Bill "*to amend the 'Grain Elevators 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.
- 11 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at six minutes past Six o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 192 - Thursday, 19 March 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
- Companion Animals Bill** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 51 and 17 signatures (*by Mr Gavin and Mr Cooper, respectively*).
- Severally ordered to lie on the Table.

- 4 **STANDING ORDERS COMMITTEE** - Mr Norris brought up the final Report from the Standing Orders Committee upon a General Revision of the Standing Orders, together with Appendices.  
 Ordered to lie on the Table and to be printed.  
 Motion made, by leave, and question - That this House takes note of the Standing Orders Committee final Report upon a General Revision of the Standing Orders (*Mr Roper*) - put and agreed to.
- 5 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:  
 Grain Elevators Board - Report for the year ended 30 September 1991  
 MTA Superannuation Fund - Report for the year 1990-91.
- 6 **VICTORIAN GOVERNMENT MAJOR PROJECTS UNIT REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Victorian Government Major Projects Unit Report for the year 1990-91 (*Mr Kennan*) - put and agreed to.
- 7 **PAPER** - Mr Kennan presented:  
 Victorian Government Major Projects Unit - Report for the year 1990-91 - Return to the foregoing Order.  
 Ordered to lie on the Table.
- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Requesting that the Legislative Assembly grant leave to the Honourable P.C. Spyker, M.P., Minister for Transport, to appear before the Select Committee of the Legislative Council upon Government Appointments to give evidence and answer questions in relation to the Committee's Terms of Reference.  
 Ordered - That the Message be taken into consideration tomorrow.
- 9 **ADJOURNMENT MOTION - UNEMPLOYMENT IN VICTORIA** - Mr Kennett proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -  
 "The urgent need for the Government to outline the policies it proposes to employ to redress the highest level of unemployment in the State of Victoria since the great depression, as demonstrated by the latest unemployment statistics issued on 12 March 1992."  
 Mr Speaker having ascertained that twelve Members approved of the proposed discussion -  
 Motion made and question proposed - That the House do now adjourn (*Mr Kennett*) - and, after debate -  
*General Business having been interrupted at 2.00 p.m. pursuant to Sessional Orders.*
- 10 **FIRE AND EMERGENCY SERVICES (MISCELLANEOUS AMENDMENTS) BILL** - Mr Sandon, pursuant to motion moved on his behalf by Mr Pope, obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "to extend the sunset provision in the 'Fire Authorities (Contributions) Act 1989' and to make miscellaneous amendments to the 'Country Fire Authority Act 1958', the 'Metropolitan Fire Brigades Act 1958' and the 'Victoria State Emergency Service Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 11 **HOSPITALS AND CHARITIES (EXTENSION) BILL** - Mrs Setches obtained leave, with Mr Roper, to bring in a Bill "to amend section 173 of the 'Health Services Act 1988' and section 200AB of the 'Community Services 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.
- 12 **MINISTERIAL STATEMENT - JUNE ECONOMIC STATEMENT - PROGRESS REPORT** - Mr Sheehan (*Northcote*) made a Ministerial Statement relating to the June Economic Statement.

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

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

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Walsh
Mr Cain	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Cole	Mr Kennedy	Mr Seitz	
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	( <i>Ballarat South</i> )	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	( <i>Northcote</i> )	<i>Tellers</i>
Mr Gavin	Mr Micallef	Mr Shell	Mr Dollis
Mr Hamilton	Mr Norris	Mr Simmonds	Mr Sercombe

NOES, 37

Mr Brown	Mr John	Dr Napthine	Mr Steggall
Mr Coleman	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Cooper	Mr Lea	Mr Perton	Mr Tanner
Mr Delzoppo	Mr Lieberman	Mr Pescott	Mrs Wade
Mr Dickinson	Mr McGrath	Mr Plowman	Mr Weideman
Mr Evans	( <i>Lowan</i> )	Mr Reynolds	Dr Wells
Mr Gude	Mr McGrath	Mr Richardson	
Mr Hayward	( <i>Warrnambool</i> )	Mr Smith	
Mr Heffernan	Mr McNamara	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	Mr Smith	Mr Bildstien
Mr Jasper	Mr Maughan	( <i>Polwarth</i> )	Mr Kilgour

And so it was resolved in the affirmative.

Motion made and question - That the debate be adjourned until tomorrow (*Mr Harrowfield*) - after debate, put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Crabb	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Batchelor
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

NOES, 37

Mr Bildstien	Mr John	Mr Maughan	Mr Steggall
Mr Brown	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Coleman	Mr Kilgour	Mr Perton	Mr Tanner
Mr Cooper	Mr Lea	Mr Pescott	Mrs Wade
Mr Delzoppo	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Dickinson	Mr McGrath	Mr Reynolds	Dr Wells
Mr Evans	(Lowan)	Mr Richardson	
Mr Gude	Mr McGrath	Mr Smith	
Mr Hayward	(Warrnambool)	(Glen Waverley)	Tellers
Mr Heffernan	Mr McNamara	Mr Smith	Mr Honeywood
Mr Jasper	Mr Maclellan	(Polwarth)	Dr Napthine

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

- 13 **VERMIN AND NOXIOUS WEEDS (POISON BAIT) 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 a 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. 2 to 4 inclusive, be postponed until later this day.

- 15 **DAIRY INDUSTRY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).

Motion made and question - That the debate be now adjourned (*Mr McGrath, Lowan*) - put and agreed to.

Ordered, after debate - That the debate be adjourned until Thursday, 2 April 1992.

- 16 **STATE ELECTRICITY COMMISSION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).

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

Ordered - That the debate be adjourned until Thursday, 2 April 1992.

- 17 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 7 to 37 inclusive, be postponed until later this day.
- 18 **FISHERIES (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 2 April 1992.
- 19 **ABORIGINAL LAND (MANATUNGA LAND) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*).
- Mr Roper made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr John*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 2 April 1992.
- 20 **GRAIN ELEVATORS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Spyker*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 2 April 1992.
- 21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Baker*) - put and agreed to.
- 22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at forty-one minutes past Six o'clock, adjourned until Tuesday, 24 March 1992.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker



## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### No. 193, 194 and 195

## No. 193 - Tuesday, 24 March 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Companion Animals Bill** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 110 signatures (*by Mr Cooper*)
  - Reintroduction of Mausoleums** - Seeking that mausoleums be reintroduced in Victoria, bearing 2,157 signatures (*by Mr Micallef*).
 Severally ordered to lie on the Table.
- 4 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Cole brought up a Report from the Economic and Budget Review Committee upon the appointment of an Auditor to conduct a Performance Audit of the Auditor-General, together with attachments.  
Ordered to lie on the Table and 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:
  - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
    - Diamond Valley Planning Scheme - No. RL145
    - Melbourne Planning Scheme - No. L66
    - Metropolitan Region Planning Scheme - No. R112
    - Port of Melbourne Planning Scheme - No. L6
    - South Melbourne Planning Scheme - No. L33
  - Prevention of Cruelty to Animals Act 1986 - Code of Practice for the Operation of Wildlife Shelters
  - Statutory Rule under the following Act:
    - Public Service Act 1974 - Public Service Determination No. 5
  - Water Act 1989 - Notification by the Minister for Water Resources of the reasons for deciding -
    - to constitute the Coliban Region Water Authority to take over the whole of the property, rights, liabilities, obligations, powers and functions of various authorities;
    - to constitute a new Authority called the Campaspe Region Water Authority to take over the whole of the property, rights, liabilities, obligations, powers and functions of various authorities.

- 6 **SOCIAL DEVELOPMENT COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Wallace be discharged from attendance on the Social Development Committee and that Mr Kilgour be appointed in his stead (*Mr Roper*) - put and agreed to.
- 7 **PUBLIC BODIES REVIEW COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Wallace be appointed a member of the Public Bodies Review Committee (*Mr Roper*) - put and agreed to.
- 8 **FIRE AND EMERGENCY SERVICES (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sandon*).  
 Motion made and question - That the debate be now adjourned (*Mr McNamara*) - put and agreed to.  
 Ordered, after debate - That the debate be adjourned until Tuesday, 7 April 1992.
- 9 **HOSPITALS AND CHARITIES (EXTENSION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).  
 Motion made and question - That the debate be now adjourned (*Dr Napthine*) - put and agreed to.  
 Ordered - That the debate be adjourned until Tuesday, 7 April 1992.
- 10 **HERITAGE RIVERS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.  
 The Member for Gippsland East addressing the House and not having concluded his speech -  
 Motion made and question - That the Member be allowed to continue his speech for a further period not exceeding ten minutes (*Mr MacLellan*) - put and agreed to.  
 Debate resumed on question - That this Bill be now read a second time.  
 Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.  
 Ordered - That the debate be adjourned until tomorrow.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Magistrates' Court (Costs) Bill with amendments.  
 Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Police (Industrial Functions) Bill with amendments.  
 Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 13 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 4 to 9 inclusive, be postponed until later this day.
- 14 **COMPANION ANIMALS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
 pursuant to Sessional Orders -*

- 15 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at forty minutes past Eleven o'clock.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 194 - Wednesday, 25 March 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:  
**Austudy and Student Concessions** - Seeking that the regulations governing eligibility for Austudy and student concessions be amended, bearing 61 signatures (*by Mrs Ray*).
- Ordered to lie on the Table.
- 4 **SOCIAL DEVELOPMENT COMMITTEE** - Mr Maughan brought up a Report from the Social Development Committee upon the Inquiry into Motorcycle Safety in Victoria, together with Appendices.
- Ordered to lie on the Table and 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:  
 Adult Parole Board - Report for the year 1990-91  
 Greyhound Racing Control Board - Report for the year ended 31 July 1991  
 Harness Racing Board - Report for the year ended 31 July 1991  
 Infertility (Medical Procedures) Act 1984 - Report of the Standing Review and Advisory Committee on Infertility of the Approval of a Pre-Syngamy Experimental Procedure  
 Loddon-Campaspe Regional Planning Authority - Report for the year ended 30 September 1991  
 Seymour District Memorial Hospital - Report the year 1990-91  
 Statutory Rules under the following Acts:  
 Public Service Act 1974 - Public Service Determination No. 6  
 Tobacco Act 1987 - S.R. No. 25  
 Victorian Prison Industries Commission Act 1983 - S.R. No. 15  
 Victorian Post-Secondary Education Commission - Report for the year 1990-91.

- 6 **MONASH UNIVERSITY (PHARMACY COLLEGE) BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "*to provide for the merger of the Victorian College of Pharmacy with Monash University and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **VISTEL LTD** - Motion made and question - That there be presented to this House a statement by the Treasurer informing the House of a change in ownership of Vistel Ltd (*Mr Sheehan, Northcote*) - put and agreed to.
- 8 **PAPER** - Mr Sheehan (*Northcote*) presented:  
A statement by the Treasurer informing the House of a change in ownership of Vistel Ltd - Return to the foregoing Order.  
Ordered to lie on the Table.
- 9 **AUDIT OF AUDITOR-GENERAL** - Motion made and question - That, pursuant to section 48B(2) of the *Audit Act* 1958, Mr Fergus Ryan be appointed to conduct the audit to determine whether the Auditor-General is achieving his objectives and doing so economically and efficiently and in compliance with the Act (*Mr Roper*) - put, after debate, and agreed to.  
Ordered - That a Message be sent to the Legislative Council acquainting them of the Resolution and seeking their concurrence therein.
- 10 **NATIONAL TENNIS CENTRE (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 a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **LIBRARIES (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Motion made and question - That the debate be now adjourned (*Mr Richardson*) - put.  
The House divided.

AYES, 38

Mr Austin	Mr Jasper	Mr Maclellan	Mr Wallace
Mr Brown	Mr John	Dr Napthine	Mr Weideman
Mr Clark	Mr Kennett	Mr Perrin	Dr Wells
Mr Coleman	Mr Kilgour	Mr Pescott	
Mr Cooper	Mr Lea	Mr Plowman	
Mr Delzoppo	Mr Leigh	Mr Reynolds	
Mr Elder	Mr Lieberman	Mr Richardson	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	( <i>Lowan</i> )	( <i>Glen Waverley</i> )	
Mr Hayward	Mr McGrath	Mr Steggall	<i>Tellers</i>
Mr Heffernan	( <i>Warrnambool</i> )	Mr Tanner	Mr Bildstien
Mr Honeywood	Mr McNamara	Mrs Wade	Mr Maughan

## NOES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Norris	Mr Shell	Mr Batchelor
Mr Harrowfield	Mr Pope	Mr Simmonds	Mr Cole

And so it passed in the negative.

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

Bill read a second time 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 with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

12 **MINISTERIAL STATEMENT - PRIORITY VICTORIA** - Ms Kirner made a Ministerial Statement relating to jobs in Victoria.

Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Ms Kirner*) - and, after debate -

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

Ordered - That the debate be adjourned until tomorrow.

13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have concurred with the Assembly in the appointment of Mr Fergus Ryan to conduct the performance audit of the Auditor-General.

14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at fifty-four minutes past Five o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 195 - Thursday, 26 March 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
  - Alpine Resorts Commission - Report for the year ended 31 October 1991
  - Building Societies Council - Report for the year 1990-91
  - City of Melbourne Superannuation Fund Trustees - Report for the year 1990-91
  - Pensions Supplementation Fund - Report for the year 1990-91
  - State Employees Retirement Benefits Board - Report for the year 1990-91
  - Statutory Rules under the following Acts:
    - Chiropractors and Osteopaths Act 1978 - S.R. No. 39
    - Consumer Affairs Act 1972 - S.R. No. 36
    - Credit (Administration) Act 1984 - S.R. No. 27
    - Education Act 1958 - S.R. No. 31
    - Fisheries Act 1968 - S.R. No. 35
    - Health Services Act 1988 - S.R. No. 38
    - Liquor Control Act 1987 - S.R. No. 26
    - Martial Arts Control Act 1986 - S.R. No. 32
    - Professional Boxing Control Act 1985 - S.R. No. 33
    - Reference Areas Act 1978 - S.R. No. 34
    - Tobacco Act 1987 - S.R. No. 37.
- 4 **ORDER OF THE HOUSE RESCINDED** - Motion made, by leave, and question - That the Order of the House making the resumption of debate on the Fisheries (Further Amendment) Bill an Order of the Day for Thursday, 2 April 1992, be read and rescinded and that it be made an Order of the Day for this day (*Mr Roper*) - put and agreed to.
- 5 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
  - Dairy Industry Bill
  - Aboriginal Land (Manatunga Land) Bill.
- 6 **DEFERRED LIABILITIES** - Motion made and question proposed - That this House condemns the deferral of liabilities by the Government and requests the Auditor-General to investigate and report on the additional costs to taxpayers arising from agreements and other schemes which defer liabilities (*Mr Stockdale*).
  - *Member named and suspended* - The Member for Brighton having been named by Mr Speaker for disregarding the authority of the Chair -
  - Motion made and question - That the Member for Brighton be suspended from the service of the House (*Mr Roper*) - put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	(Northcote)	Tellers
Mr Gavin	Mr Norris	Mr Shell	Mr Cole
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 36

Mr Austin	Mr Hayward	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Honeywood	Mr Perton	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Wade
Mr Clark	Mr Kennett	Mr Plowman	Mr Wallace
Mr Coleman	Mr Kilgour	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Lea	Mr Smith	Dr Wells
Mr Delzoppo	Mr Lieberman	(Glen Waverley)	
Mr Dickinson	Mr McNamara	Mr Smith	Tellers
Mr Evans	Mr Maclellan	(Polwarth)	Mr Elder
Mr Gude	Dr Napthine	Mr Steggall	Mr Maughan

And so it was resolved in the affirmative.

The Member for Brighton withdrew from the Chamber.

Debate resumed on question.

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 7 **FISHERIES (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 with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 8 **PAPER** - The following Paper, pursuant to the direction of the National Parks Act 1975 was laid upon the Table by the Clerk:

Alpine Park Management Plan.

- 9 **MONASH UNIVERSITY (PHARMACY COLLEGE) 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 Gude*) - put and agreed to.

Ordered, after debate - That the debate be adjourned until Thursday, 9 April 1992.

- 10 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 7 April 1992 (*Mr Roper*) - put and agreed to.
- 11 **COMPANION ANIMALS 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 Maughan*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Baker*) - put.
- The House divided.

## AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Norris	Mr Shell
Mr Baker	Mrs Hill	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mrs Ray	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Roper	Mr Thomson
Mr Cole	Mr Kennan	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Seitz	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Dollis
Mr Hamilton	Mr Micallef	(Northcote)	Mr Sercombe

## NOES, 34

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Tanner
Mr Brown	Mr Jasper	Mr Maughan	Mrs Wade
Mr Clark	Mr John	Mr Perrin	Mr Wallace
Mr Coleman	Mr Kennett	Mr Pescott	Mr Weideman
Mr Cooper	Mr Kilgour	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr Lea	Mr Richardson	
Mr Dickinson	Mr Lieberman	Mr Smith	
Mr Elder	Mr McGrath	(Glen Waverley)	Tellers
Mr Gude	(Warrnambool)	Mr Smith	Mr Bildstien
Mr Hayward	Mr McNamara	(Polwarth)	Mr Perton

And so it was resolved in the affirmative.

- 13 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at seven minutes past Six o'clock, adjourned until Tuesday, 7 April 1992.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker



## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 196, 197 and 198**

**No. 196 - Tuesday, 7 April 1992**

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Companion Animals** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 222 signatures (*by Mr Cunningham*)

**Apollo Bay Water Supply** - Seeking that - (*a*) logging of the catchments and chlorination of the Apollo Bay water supply be not permitted to proceed; and (*b*) a wide-ranging and independent water testing programme be conducted to provide an accurate and comprehensive profile of the water supply, bearing 368 signatures (*by Mr Smith, Polwarth*).

Severally ordered to lie on the Table.

4 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 103 and 104 of 1992 (*Ms Kirner*) - put and agreed to.

5 **PAPERS** - Ms Kirner presented:

Administrative Arrangements Orders - Nos. 103 and 104 of 1992 - Return to the foregoing Order.

Severally ordered to lie on the Table.

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

Dietitians Board - Report for the year 1989-90

Emergency Services Superannuation Board - Report for the year 1990-91

Judicial Remuneration - Order in Council authorizing maximum expenditure for the Board of Inquiry into Judicial Remuneration

Metropolitan Fire Brigades Superannuation Board - Report for the year 1990-91

Parliamentary Contributory Superannuation Fund - Report for the year 1990-91

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Altona Planning Scheme - No. L20

Ballarat (Shire) Planning Scheme - No. L25

Berwick Planning Scheme - No. L28

Box Hill Planning Scheme - No. L16

Brunswick Planning Scheme - No. L16

Camberwell Planning Scheme - No. L26  
 Deakin Planning Scheme - No. L16  
 Doncaster and Templestowe Planning Scheme - No. L36  
 Essendon Planning Scheme - No. L18  
 Footscray Planning Scheme - No. L21  
 Frankston Planning Scheme - No. L34  
 Hawthorn Planning Scheme - No. L11  
 Melbourne Planning Scheme - No. L71  
 Mordialloc Planning Scheme - No. L4  
 Morwell Planning Scheme - No. L32  
 Myrtleford Planning Scheme - No. L24  
 Narracan Planning Scheme - No. L26  
 Nunawading Planning Scheme - Nos. L19, L39  
 Preston Planning Scheme - No. L30  
 Warracknabeal Planning Scheme - No. L5  
 Waverley Planning Scheme - No. L23  
 Werribee Planning Scheme - No. L31  
 Williamstown Planning Scheme - No. L8  
 Wodonga Development Areas Planning Scheme - No. L7  
 Yackandandah Planning Scheme - No. L8

Statutory Rules under the following Acts:

Adoption Act 1984 - S.R. No. 45  
 Cancer Act 1958 - S.R. No. 40  
 Fuel Prices Regulation Act 1981 - S.R. No. 43  
 Land Tax (Revision) Act 1991 - S.R. No. 47  
 Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 41, 42,  
 44 and 46  
 Public Service Act 1974 - S.R. No. 29, Public Service Determination No. 7  
 Teaching Service Act 1981 - S.R. No. 30  
 Tobacco Act 1987 - S.R. No. 28

Transport Superannuation Board - Report for the year 1990-91

Tricontinental Royal Commission - Order in Council authorizing maximum expenditure for the Tricontinental Royal Commission

Yarra Bend Park Trust - Report for the year 1990-91.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

Adult, Community and Further Education Act 1991 - Whole Act on 19 March 1992 (*Gazette No. S4, 18 March, 1992*)

Building Co-operative Housing and Friendly Societies (Amendment) Act 1990 - Sections 3, 4, 5 and 6 on 1 April 1992 (*Gazette No. G13, 1 April 1992*)

Children and Young Persons Act 1989 - Sections 73(3)(e) and 75 on 18 March 1992 (*Gazette No. S4, 18 March, 1992*)

Health Services (Conciliation and Review) (Further Amendment) Act 1991 - Section 10 on 1 April 1992 (*Gazette No. G12, 25 March 1992*).

- 7 **MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR** - Mr Speaker announced the presentation of a Message from His Excellency the Administrator recommending an appropriation for the purposes of the Monash University (Pharmacy College) Bill.
- 8 **COMPANION ANIMALS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair*

- 9 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at thirty-six minutes past Eleven o'clock.

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 197 - Wednesday, 8 April 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Desexing of Cats and Dogs** - Seeking that legislation be enacted requiring the desexing of all cats and dogs, other than those registered for breeding purposes, bearing 1,486 signatures (*by Mrs Barker*)
- R.E. Ross Industrial Centre** - Seeking that the Minister for Health will recognise - (a) the social and overall economic value of the R.E. Ross Industrial Centre; (b) the moral responsibility to ensure the Centre is allocated sufficient recurrent funding to remain fully operational; and (c) the pressing need, and responsibility, of the Alfred Hospital Board, in consultation with the Caulfield community, to prepare a Plan of Development for the Caulfield General Medical Centre, bearing 52 signatures (*by Mr Tanner*)
- Companion Animals Bill** - Seeking that the Companion Animals Bill be withdrawn from the Parliament, bearing 147 signatures (*by Mr Cunningham*)
- Companion Animals** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 1,613 signatures (*by Mr Weideman*).
- Severally ordered to lie on the Table.
- 4 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Thomson brought up a Report from the Legal and Constitutional Committee upon Outstanding References, namely Delays in Courts and Australian Constitutional Convention and Constitutional Commission, together with Appendices.
- Ordered to lie on the Table and to be printed.
- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Chiropractors and Osteopaths (Amendment) Bill (No. 2) with an amendment.
- Ordered - That the said amendment be printed and taken into consideration tomorrow.
- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the 'Local Government Act 1989' in relation to elections."

7 **LOCAL GOVERNMENT (ELECTIONS) BILL** - On the motion of Mrs Setches, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

8 **VACANCIES IN MEMBERSHIP OF MELBOURNE UNIVERSITY COUNCIL** - Mr Speaker announced that he had received the following communication:

13 February 1992

The Hon. K. Coghill, MP  
Speaker  
Legislative Assembly  
Parliament House  
Melbourne, Vic. 3002

Dear Mr Speaker,

Section 5 (1) (a) of the *Melbourne University Act 1958* provides for the appointment by the Governor in Council of a member of the Legislative Council and two members of the Legislative Assembly as members of the University Council.

As the terms of office of Messrs Demitri Dollis, MP and Alan Robert Stockdale, MP have expired, I would be pleased to receive the names of two members of the Legislative Assembly to serve on University Council for a term of office ending on 31 December, 1995.

Yours sincerely,

**TOM ROPER**

Minister for Employment, Post-Secondary Education and Training

Motion made, by leave, and question - That Mr Dollis and Mr Stockdale be recommended to the Governor in Council for appointment to the Council of the Melbourne University (*Mr Roper*) - put and agreed to.

- 9 **LOCAL GOVERNMENT (FINANCIAL) BILL** - Mrs Setches obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Local Government Act 1989' to make further provision in relation to financial matters and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **FISHERIES (TAMBOON INLET) BILL** - Mr Harrowfield obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Fisheries Act 1968' to close Tamboon Inlet to Commercial fishing*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **AGRICULTURAL INDUSTRY DEVELOPMENT (TOMATO PROCESSING) BILL** - Mr Baker obtained leave, with Mr Trezise, to bring in a Bill "*to amend the 'Agricultural Industry Development Act 1990', to make provision with respect to tomato processing, to repeal the 'Tomato Processing Industry Act 1976' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **EGG INDUSTRY (AMENDMENT) BILL** - Mr Baker obtained leave, with Mr Trezise, to bring in a Bill "*to amend section 76 of the 'Egg Industry Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 13 **INDUSTRIAL RELATIONS (SUPERANNUATION ENFORCEMENT) BILL** - Mr Pope obtained leave, with Mr Tresize, to bring in a Bill "*to amend the 'Industrial Relations Act 1979' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **TREASURY CORPORATION OF VICTORIA BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "*to establish the Treasury Corporation of Victoria, to repeal the 'Victorian Public Authorities Finance Act 1984', to make consequential amendments to certain Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **HERITAGE RIVERS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Question - put.
- A Division having been called, Mr Speaker advised that there were not two tellers for the Noes, and accordingly declared the question resolved in the affirmative. Mr Evans, pursuant to SO 180, informed Mr Speaker that he wished his dissent to be recorded in the Votes and Proceedings, and Mr Speaker so ordered.
- Bill read a second time and committed; considered in Committee and reported without amendment; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **HOSPITALS AND CHARITIES (EXTENSION) 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **PUBLIC ACCOUNT (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 with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Crimes Act 1958' to clarify the provisions with respect to the giving of blood samples*".
- 19 **CRIMES (BLOOD SAMPLES) (CLARIFICATION) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **AUDIT (AMENDMENT) BILL (No. 2)** - 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 Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Harrowfield*) - put and agreed to.

22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at four minutes past Six o'clock, adjourned until tomorrow.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 198 - Thursday, 9 April 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **LEGAL AND CONSTITUTIONAL COMMITTEE** - Mr Jasper brought up the Sixth Report from the Legal and Constitutional Committee upon the Operation of Section 32 of the *Interpretation of Legislation Act 1984*, together with an Appendix.  
Ordered to lie on the Table and to be printed.
- 4 **MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR** - Mr Speaker announced the presentation of a Message from His Excellency the Administrator recommending an appropriation for the purposes of the Supply (1992-93, No. 1) Bill.
- 5 **SUPPLY (1992-93, No. 1) BILL** - Mr Sheehan (*Northcote*), pursuant to Standing Order No. 169 (a), obtained leave, with Mr Roper, to bring in a Bill "to make interim provision for the appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1992-93"; 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 Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 23 April 1992.
- 6 **MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR** - Mr Speaker announced the presentation of a Message from His Excellency the Administrator recommending an appropriation for the purposes of the Appropriation (July to October) Bill.
- 7 **APPROPRIATION (JULY TO OCTOBER) BILL** - Mr Sheehan (*Northcote*), pursuant to Standing Order No. 169 (a), obtained leave, with Mr Roper, to bring in a Bill "to make provision for the appropriation of moneys out of the Consolidated Fund for certain recurrent services and works and purposes for the period July to October 1992"; 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 Sheehan, Northcote*).  
Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 23 April 1992.

- 8 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 1) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Roper, to bring in a Bill "to make ancillary provisions for certain works and purposes for the financial year 1992-93"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **SECOND-HAND DEALERS AND PAWNBROKERS REGULATIONS 1990 - DISALLOWANCE** - Motion made and question - That Regulations 10(8)(k)(i), 13(3) and 15(5) of the Second-Hand Dealers and Pawnbrokers Regulations 1990 (Statutory Rule 243/1990) be disallowed (*Mr Jasper*) - put and agreed to.
- 10 **QUALITY OF WATER SUPPLY** - Motion made and question proposed - That this House notes that a significant number of Victorian Water Authorities deliver consumers water which fails to meet World Health Organisation guidelines and calls on the Government to provide those authorities with assistance to improve those supplies (*Mr Coleman*) - and, after debate.

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 11 **AUDIT (AMENDMENT) 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 committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.

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

- 12 **VICTORIAN SUPPLY SERVICE 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, 44**

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Sheehan
Mr Baker	Mr Harrowfield	Mr Norris	( <i>Northcote</i> )
Mrs Barker	Mrs Hill	Mr Pope	Mr Shell
Mr Batchelor	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Cain	Mr Jolly	Mr Roper	Mr Trezise
Mr Crabb	Mr Kennan	Mr Rowe	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sandon	Mr Walsh
Mr Dollis	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Ernst	Mr Leighton	Mr Sercombe	
Mr Fordham	Mr McCutcheon	Mrs Setches	<i>Tellers</i>
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Cole
Mr Gavin	Mr Mathews	( <i>Ballarat South</i> )	Mr Thomson

**NOES, 35**

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Stockdale
Mr Bildstien	Mr Jasper	Mr Maughan	Mr Tanner
Mr Brown	Mr John	Mr Perrin	Mrs Wade
Mr Clark	Mr Kilgour	Mr Perton	Mr Weideman
Mr Coleman	Mr Lea	Mr Pescott	Dr Wells
Mr Cooper	Mr Leigh	Mr Reynolds	
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Gude	( <i>Lowan</i> )	( <i>Glen Waverley</i> )	Mr Elder
Mr Hayward	Mr McNamara	Mr Steggall	Dr Napthine

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.

- 13 **LOCAL GOVERNMENT (FINANCIAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).
- Motion made and question - That the debate be now adjourned (*Mr Delzoppo*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 23 April 1992.
- 14 **FISHERIES (TAMBOON INLET) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 April 1992.
- 15 **AGRICULTURAL INDUSTRY DEVELOPMENT (TOMATO PROCESSING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
- Motion made and question - That the debate be now adjourned (*Mr McGrath, Lowan*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 April 1992.
- 16 **EGG INDUSTRY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
- Motion made and question - That the debate be now adjourned (*Mr McGrath, Lowan*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 April 1992.
- 17 **INDUSTRIAL RELATIONS (SUPERANNUATION ENFORCEMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 April 1992.
- 18 **TREASURY CORPORATION OF VICTORIA BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 April 1992.
- 19 **CHIROPRACTORS AND OSTEOPATHS (AMENDMENT) BILL (No. 2)** - Order read for the consideration of the amendment made by the Legislative Council.
- And the said amendment was read a second time and, after debate, agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly has agreed to the said amendment.
- 20 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 10 to 32 inclusive, be postponed until later this day.



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- 21 **BUILDING CONTROL (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 23 April 1992.
- 22 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 23 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at thirty-one minutes past Six o'clock, adjourned until Tuesday, 14 April 1992.

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

# VOTES AND PROCEEDINGS

## Nos. 199, 200 and 201

### No. 199 - Tuesday, 14 April 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
 

**North West Country Credit Union Co-operative Limited** - Seeking that the financial operations of North West Country Credit Union Co-operative Limited be urgently investigated and necessary remedial action taken, bearing 25 signatures (*by Mr Dickinson*).

Ordered to lie on the Table.
- 4 **DARATECH PTY LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of Daratech Pty Ltd for the year 1990-91 (*Mr Baker*) - put and agreed to.
- 5 **PAPER** - Mr Baker presented:
 

Daratech Pty Ltd - Report for the year 1990-91 - Return to the foregoing Order.

Ordered to lie on the Table.
- 6 **STANDING ORDERS COMMITTEE** - Mr Norris brought up a Report from the Standing Orders Committee upon the Requirements for Oral Declaration of Interests by Members when speaking in Parliament.
 

Ordered to lie on the Table and to be printed.
- 7 **JOINT SELECT COMMITTEE ON THE PARLIAMENT OF VICTORIA** - Mr Mathews, Joint Chairman, brought up the Second Progress Report from the Joint Select Committee on the Parliament of Victoria upon a 1992-93 Parliamentary Appropriation Bill.
 

Ordered to lie on the Table and to be printed.
- 8 **PAPERS** -
 

Mr Speaker presented:

Auditor-General - Special Report No. 16 on Fire Protection.

Ordered to lie on the Table and to be printed.

Accident Compensation Commission - Actuarial Report on WorkCare as at 31 December 1991.

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:

Annual Reporting Act 1983 -

Notification by the Minister for Finance of exemptions from provisions or from regulations granted to Chief Administrators under section 8 in relation to 1990-91

Notification by the Minister for Finance of directions or exemptions from provisions or from regulations granted to public bodies and details of extensions of time granted under section 15 in relation to 1990-91

Chiropodists Registration Board - Report for the year 1991

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - No. SR1  
 Bendigo Planning Scheme - Nos. L18, L29  
 Camberwell Planning Scheme - No. L18  
 Coburg Planning Scheme - No. L21  
 Cranbourne Planning Scheme - No. L55  
 Geelong Regional Planning Scheme - No. R100  
 Healesville Planning Scheme - No. L1 Part 1  
 Oakleigh Planning Scheme - No. L18  
 Preston Planning Scheme - No. L31  
 Ringwood Planning Scheme - No. L14  
 St. Kilda Planning Scheme - No. L13  
 Tullaroop Planning Scheme - No. L4  
 Waverley Planning Scheme - No. L18.

- 9 **STANDING ORDER SUSPENDED - GRIEVANCE DAY** - Motion made, by leave, and question - That the operation of Standing Order No. 59 requiring the question that Grievances be noted to be proposed on every third Thursday after the opening of the session be suspended so far as to allow the Standing Order to have application on Thursday, 16 April 1992 (*Mr Roper*) - put and agreed to.
- 10 **MESSAGES FROM HIS EXCELLENCY THE ADMINISTRATOR** - Mr Speaker announced the presentation of Messages from His Excellency the Administrator recommending appropriations for the purposes of the following Bills:
- Agricultural Industry Development (Tomato Processing) Bill  
 Local Government (Financial) Bill  
 Treasury Corporation of Victoria Bill  
 Works and Services (Ancillary Provisions, 1992-93, No. 1) Bill.
- 11 **ENVIRONMENT PROTECTION (FEES) REGULATIONS 1991** - Motion made and question - That, pursuant to section 32 (7) (a) of the *Interpretation of Legislation Act 1984*, the Minister for Finance, representing the Minister for Conservation and Environment in this House, be authorised to present to the House the documents identified in the recommendation of the Legal and Constitutional Committee in its Report upon the Environment Protection (Fees) Regulations 1991 (Statutory Rule No. 228/1991), tabled in this House on Thursday, 9 April 1992 (*Mr Roper*) - put, after debate, and agreed to.
- 12 **PAPERS** - Mr Harrowfield presented:
- Environment Protection Authority (Victoria) Air Quality Branch - Technical Services Section, Source Emission Measurements - Standard Analytical Procedure, B2 - Odour (Dynamic Olfactometry), December 1985  
 State Environment Protection Policy (The Air Environment) (Government Gazette No 63, 13 July, 1981)

State Environment Protection Policy (The Air Environment) (Amendment)  
(Government Gazette No 120, 24 November, 1982)

State Environment Protection Policy (The Air Environment) (Amendment)  
(Government Gazette No S45, 6 June, 1988)

Industrial Waste Management Policy (Waste Minimisation) (Government  
Gazette No S52, 29 October, 1990).

Return to the foregoing Order.

Severally ordered to lie on the Table.

- 13 **LOCAL GOVERNMENT (ELECTIONS) BILL** - Motion made and question proposed  
- That this Bill be now read a second time (*Mrs Setches*).

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

Ordered - That the debate be adjourned until Tuesday, 28 April 1992.

- 14 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 1) BILL** -  
Motion made and question proposed - That this Bill be now read a second time  
(*Mr Sheehan, Northcote*).

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

Ordered - That the debate be adjourned until Tuesday, 28 April 1992.

- 15 **ABORIGINAL LAND (MANATUNGA LAND) BILL** - Order read for resuming  
debate on question - That this Bill be now read a second time.

Mr Speaker ruled the Bill to be a Private Bill.

Motion made and question - That this Bill be treated as a Public Bill and that fees be  
dispensed with (*Mr Roper*) - put and agreed to.

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

Bill read a second time 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 a 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 transmitted to the Legislative Council and their  
concurrence desired therein.

- 16 **VICTORIAN SUPPLY SERVICE 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 Sheehan,  
Northcote*) - put.

The House divided.

## AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Norris	Mr Shell
Mr Baker	Mr Harrowfield	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cole	Mr Jolly	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Dollis	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Batchelor
Mr Gavin	Mr Micallef	(Northcote)	Mr Leighton

## NOES, 34

Mr Austin	Mr Jasper	Mr Maughan	Mrs Wade
Mr Brown	Mr John	Dr Napthine	Mr Wallace
Mr Clark	Mr Kennett	Mr Perton	Mr Weideman
Mr Coleman	Mr Lea	Mr Plowman	
Mr Cooper	Mr Leigh	Mr Reynolds	
Mr Elder	Mr Lieberman	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Lowan)	Mr Smith	
Mr Hayward	Mr McGrath	(Polwarth)	<i>Tellers</i>
Mr Heffernan	(Warrnambool)	Mr Steggall	Mr Bildstien
Mr Honeywood	Mr Maclellan	Mr Stockdale	Mr. Kilgour

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.

**17 FIRE AND EMERGENCY SERVICES (MISCELLANEOUS AMENDMENTS) BILL -**

Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

**18 ADJOURNMENT - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at thirty-nine minutes past Eleven o'clock.**

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL,  
Speaker

## No. 200 - Wednesday, 15 April 1992

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

*Member named and suspended* - The Honourable the Leader of the National Party (*Mr McNamara*) having been named by Mr Speaker for disregarding the authority of the Chair -

Motion made and question - That the Honourable the Leader of the National Party (*Mr McNamara*) be suspended from the service of the House (*Mr Roper*) - put.

The House divided.

### AYES, 45

Mr Andrianopoulos	Mrs Hill	Mr Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Crabb	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	<i>Tellers</i>
Mr Hamilton	Mr Norris	Mr Shell	Mr Cole
Mr Harrowfield	Mr Pope	Mr Simmonds	Mrs Garbutt

### NOES, 39

Mr Austin	Mr Honeywood	Mr McNamara	Mr Tanner
Mr Bildstien	Mr Jasper	Mr Maclellan	Mrs Wade
Mr Brown	Mr John	Dr Naphthine	Mr Wallace
Mr Clark	Mr Kennett	Mr Perrin	Mr Weideman
Mr Coleman	Mr Kilgour	Mr Pescott	Dr Wells
Mr Cooper	Mr Lea	Mr Reynolds	
Mr Delzoppo	Mr Leigh	Mr Smith	
Mr Dickinson	Mr Lieberman	(Glen Waverley)	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	(Lowan)	(Polwarth)	<i>Tellers</i>
Mr Hayward	Mr McGrath	Mr Steggall	Mr Elder
Mr Heffernan	(Warrnambool)	Mr Stockdale	Mr Maughan

And so it was resolved in the affirmative.

Thereupon Mr McNamara withdrew from the Chamber.

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Victoria Park Agreement** - Seeking that Parliament take all necessary steps to ensure that Collingwood Council honours its commitments to the Collingwood Football Club relating to the Victoria Park Agreement, bearing 4,731 and 5,966 signatures (*by Mr Elder and Mr Batchelor, respectively*)

**Sexual Abuse of Children** - Seeking that the House ensures that legislation relating to the sexual abuse and other crimes against children be reviewed as a matter of urgency, bearing 1,332 signatures (*by Mr Smith, Glen Waverley*).

Severally ordered to lie on the Table.

- 4 **MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR** - Mr Speaker announced the presentation of a Message from His Excellency the Administrator recommending an appropriation for the purposes of the Constitution (Governor's Salary) Bill.
- 5 **COLLINGWOOD LAND (VICTORIA PARK) BILL** - Mr Kennan obtained leave, with Ms Kirner, to bring in a Bill "*to implement arrangements between the Council of the City of Collingwood and the Collingwood Football Club Limited concerning land at Victoria Park and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **PARTNERSHIP (LIMITED PARTNERSHIPS) BILL** - Mr Kennan obtained leave, with Ms Kirner, to bring in a Bill "*to amend the 'Partnership Act 1958' to provide for limited partnerships*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **MELBOURNE LANDS AND MARKET SITES (AMENDMENT) BILL** - Mr Harrowfield obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Melbourne Lands and Market Sites Act 1991' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **ABATTOIR AND MEAT INSPECTION (LICENSING ARRANGEMENTS) BILL** - Mr Baker obtained leave, with Mr Kennan, to bring in a Bill "*to provide for the reference of certain matters relating to licensing in the meat processing industry to the Parliament of the Commonwealth, to amend the 'Abattoir and Meat Inspection Act 1973', to abolish the Victorian Abattoir and Meat Inspection Authority and to provide for the transfer of its responsibilities, to make consequential amendments to 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.
- 9 **INDUSTRIAL RELATIONS (ENTERPRISE BARGAINING) BILL** - Mr Pope obtained leave, with Mr Harrowfield, to bring in a Bill "*to make further amendments to the 'Industrial Relations Act 1979' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **CONSTITUTION (GOVERNOR'S SALARY) BILL** - Mr Kennan obtained leave, with Ms Kirner, to bring in a Bill "*to amend the 'Constitution Act 1975' in relation to the salary of the Governor and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **MONASH UNIVERSITY (PHARMACY COLLEGE) 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 **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.

- 13 **GRAIN ELEVATORS (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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **STATE ELECTRICITY COMMISSION (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 a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 15 **FIRE AND EMERGENCY SERVICES (MISCELLANEOUS AMENDMENTS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time.  
Ordered - That the Bill be committed later this day.  
Motion made, by leave, and question - That it be an instruction to the Committee that they have power to consider an amendment providing that regulations made under the *Metropolitan Fire Brigades Act 1958* be subject to disallowance by either House of Parliament (*Mr Smith, Glen Waverley*) - put and agreed to.  
Bill committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Hospitals and Charities (Extension) Bill without amendment.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at forty-seven minutes past Six o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 201 - Thursday, 16 April 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124)
- 3 **CONSULTATIVE COUNCIL ON OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1989 (*Mrs Setches*) - put and agreed to.



**4 PAPER** - Mrs Setches presented:

Consultative Council on Obstetric and Paediatric Mortality and Morbidity - Report for the year 1989 - 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:

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Alexandra Planning Scheme - No. L23  
 Bairnsdale (City) Planning Scheme - No. L27  
 Berwick Planning Scheme - Nos. L36, L41 Part 2  
 Croydon Planning Scheme - No. L35  
 Diamond Valley Planning Scheme - No. L28  
 Geelong Regional Planning Scheme - No. R82 Part 1  
 Hastings Planning Scheme - No. L46  
 Keilor Planning Scheme - No. L38  
 Kerang (Shire) Planning Scheme - No. L4  
 Knox Planning Scheme - No. L27  
 Melton Planning Scheme - No. L15  
 Pakenham Planning Scheme - No. L66  
 Richmond Planning Scheme - No. L21  
 Shepparton (Shire) Planning Scheme - No. L47  
 Talbot and Clunes Planning Scheme - No. L11  
 Winchelsea Planning Scheme - No. L6

Statutory Rule under the following Act:

Public Service Act 1974 - Public Service Determination No. 8.

**6 GRIEVANCES** - Question - That Grievances be noted - put, after debate, and agreed to.

**7 SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 28 April 1992 (*Mr Roper*) - put and agreed to.

**8 COLLINGWOOD LAND (VICTORIA PARK) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 30 April 1992.

**9 COLLINGWOOD LAND (VICTORIA PARK) BILL DOCUMENTS** - Motion made, by leave, and question - That, in relation to the Collingwood Land (Victoria Park) Bill, there be presented to this House a copy of the following documents:

- 1 A contract of sale of land defined as land shown hatched on the plan in Schedule 1 of the Bill, between the Council of the City of Collingwood and Collingwood Football Club Ltd., together with a form of mortgage to be given by the Club to the Council to secure the purchase price, which the Council is to lend to the Club, described in clause 4 (2) (a) and clause 4 (2) (a) (i) of the Bill;
- 2 A form of option agreement under which the Club grants the Council an option to repurchase the land and a right of pre-emption if certain things happen, described in clause 4 (2) (a) (ii) of the Bill;

- 3 An agreement for lease of land defined as land covering the area marked B (excluding the areas marked C, D, E and F) on the plan in Schedule 2 of the Bill between the Council and the Club, described in clause 4 (2) (b) of the Bill together with -

(a) forms of leases to be given by the Council to the Club annexed to the agreement for lease and described in clause 4 (2) (b) (i) and (ii) of the Bill; and

(b) a lease dated 23 July 1956 between the Council and the Club annexed to the agreement for lease and described in clause 4 (2) (b) (iii) of the Bill.

(Mr Kennan) - put and agreed to.

10 PAPERS - Mr Kennan presented:

- 1 A contract of sale of land defined as land shown hatched on the plan in Schedule 1 of the Bill, between the Council of the City of Collingwood and Collingwood Football Club Ltd., together with a form of mortgage to be given by the Club to the Council to secure the purchase price, which the Council is to lend to the Club, described in clause 4 (2) (a) and clause 4 (2) (a) (i) of the Bill;

- 2 A form of option agreement under which the Club grants the Council an option to repurchase the land and a right of pre-emption if certain things happen, described in clause 4 (2) (a) (ii) of the Bill;

- 3 An agreement for lease of land defined as land covering the area marked B (excluding the areas marked C, D, E and F) on the plan in Schedule 2 of the Bill between the Council and the Club, described in clause 4 (2) (b) of the Bill together with -

(a) forms of leases to be given by the Council to the Club annexed to the agreement for lease and described in clause 4 (2) (b) (i) and (ii) of the Bill; and

(b) a lease dated 23 July 1956 between the Council and the Club annexed to the agreement for lease and described in clause 4 (2) (b) (iii) of the Bill -

Return to the foregoing Order.

Severally ordered to lie on the Table.

- 11 PARTNERSHIP (LIMITED PARTNERSHIPS) BILL - Motion made and question proposed - That this Bill be now read a second time (Mr Kennan).

Motion made and question - That the debate be now adjourned (Mrs Wade) - put and agreed to.

Ordered, after debate - That the debate be adjourned until Thursday, 30 April 1992.

- 12 CONSTITUTION (GOVERNOR'S SALARY) BILL - Motion made and question proposed - That this Bill be now read a second time (Mr Kennan).

Motion made and question - That the debate be now adjourned (Mrs Wade) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 28 April 1992.

- 13 MELBOURNE LANDS AND MARKET SITES (AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (Mr Harrowfield).

Motion made and question - That the debate be now adjourned (Mr Gude) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 30 April 1992.

- 14 **ABATTOIR AND MEAT INSPECTION (LICENSING ARRANGEMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Baker*).
- Motion made and question - That the debate be now adjourned (*Mr McGrath, Lowan*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 30 April 1992.
- 15 **INDUSTRIAL RELATIONS (ENTERPRISE BARGAINING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pope*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 30 April 1992.
- 16 **FAIR TRADING (ENVIRONMENTAL LABELLING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).
- Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 30 April 1992.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at eighteen minutes past Five o'clock, adjourned until Tuesday, 28 April 1992.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 202, 203 and 204**

**No. 202 - Tuesday, 28 April 1992**

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **STANDING ORDERS COMMITTEE** - Mr Norris brought up a Report from the Standing Orders Committee upon the Presentation of the Youth Parliament Bills. 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:
  - Statutory Rules under the following Acts:
    - Port of Melbourne Authority Act 1958 - S.R. No. 48
    - Public Service Act 1974 - Public Service Determination No. 9
    - State Superannuation Act 1988 - S.R. No. 50
    - Transfer of Land Act 1958 - S.R. No. 49.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

  - Children and Young Persons Act 1989 - Sections 48(1)(except paragraphs (a) and (c) and paragraph (b) (ii), (iii) and (iv) ), 49, 50, 51, 112, 113, 114 and 115 on 16 April 1992 (*Gazette No. G15, 15 April, 1992*)
  - Corrections (Remissions) Act 1991 - Whole Act except section 6(k) on 22 April 1992 (*Gazette No. G15, 15 April, 1992*)
  - Sentencing Act 1991 - Whole Act on 22 April 1992 (*Gazette No. G15, 15 April, 1992*).
- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:
  - Chiropractors and Osteopaths (Amendment) Bill (No. 2)
  - Hospitals and Charities (Extension) Bill
  - State Electricity Commission (Amendment) Bill.
- 6 **CONCURRENT DEBATE - SUPPLY (1992-93, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 1) BILL** - Motion made, by leave, and question - That this House authorizes and requires Mr. Speaker to permit the second reading and subsequent stages of the Supply (1992-93, No. 1) Bill and the Works and Services (Ancillary Provisions, 1992-93, No. 1) Bill to be moved and debated concurrently (*Mr Roper*) - put and agreed to.
- 7 **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.

- 8 **CONSTITUTION (GOVERNOR'S SALARY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.

- 9 **SUPPLY (1992-93, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.*

*pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Debate resumed on question - That these Bills be now read a second time.

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

Ordered - That the debate be adjourned until tomorrow.

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Vermin and Noxious Weeds (Poison Baits) Bill with an amendment.

And the said amendment was read a second time and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.

- 11 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Constitution (Governor's Salary) Bill

Fisheries (Further Amendment) Bill

Libraries (Amendment) Bill.

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Agricultural and Veterinary Chemicals Bill and, on consideration of the Bill in Committee, suggesting an amendment and acquainting the Assembly that they have made amendments in the Bill.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at fifty-seven minutes past Eleven o'clock, adjourned until tomorrow.

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 203 - Wednesday, 29 April 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Companion Animals** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 1,015 signatures (*by Mr Reynolds*)
  - Victoria Park Agreement** - Seeking that Parliament take all necessary steps to ensure that Collingwood Council honours its commitments to the Collingwood Football Club relating to the Victoria Park Agreement, bearing 96 signatures (*by Mr Batchelor*).
 Severally ordered to lie on the Table.
- 4 **SOCIAL DEVELOPMENT COMMITTEE** - Mrs Ray, Chairman, brought up the Third Report from the Social Development Committee upon the Inquiry into Mental Disturbance and Community Safety, together with Appendices, Extracts from the Proceedings of the Committee and a Minority Report.  
Ordered to lie on the Table and to be printed.
- 5 **PAPER** - The following Paper, pursuant to a direction of an Act of Parliament, was laid upon the Table by the Clerk:
  - Exhibition Trustees - Report for the year 1991.
- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Heritage Rivers Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 7 **FINANCIAL INSTITUTIONS (VICTORIA) BILL** - Mr Kennan obtained leave, after debate, with Mr Roper, to bring in a Bill "*to make provision for a uniform legislative scheme for certain financial institutions, to establish the Victorian Financial Institutions Commission, to amend the 'Building Societies Act 1986', the 'Co-operation Act 1981', the 'Co-operative Housing Societies Act 1958', the 'Friendly Societies Act 1986', the 'Industrial and Provident Societies Act 1958' and certain 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.
- 8 **LEGAL AID COMMISSION (AMENDMENT) BILL (No. 2)** - Mr Kennan obtained leave, after debate, with Mr Roper, to bring in a Bill "*to amend the 'Legal Aid Commission Act 1978' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **SMALL CLAIMS TRIBUNALS (JURISDICTION) BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Small Claims Tribunals 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.

- 10 **ROYAL MELBOURNE HOSPITAL (REDEVELOPMENT) BILL** - Mrs Setches obtained leave, after debate, with Mr Roper, to bring in a Bill "*to facilitate the redevelopment of the Royal Melbourne Hospital and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **SWINBURNE UNIVERSITY OF TECHNOLOGY BILL** - Mr Roper obtained leave, with Mr Pope, to bring in a Bill "*to establish a university to be known as Swinburne University of Technology, to amend the 'Post-Secondary Education Act 1978', the 'Vocational Education and Training Act 1990', the 'Administrative Law Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **MELBOURNE MARKET AND PARK LANDS BILL** - Mr Harrowfield obtained leave, with Mr Roper, to bring in a Bill "*to revoke the reservations of certain land at Melbourne, to authorise the sale of that land to the Royal Australasian College of Surgeons, to amend the 'Melbourne Market and Park Lands Act 1933' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **PLANNING AND ENVIRONMENT (FURTHER AMENDMENT) BILL** - Mr McCutcheon obtained leave, after debate, with Mr Roper, to bring in a Bill "*to further amend the 'Planning and Environment Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **SUPPLY (1992-93, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.
- Motion made and question - That the debate be now adjourned (*Mr Thomson*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the National Tennis Centre (Amendment) Bill without amendment.
- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at twenty-seven minutes past Six o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 204 - Thursday, 30 April 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

**Victoria Park Agreement** - Seeking that Parliament take all necessary steps to ensure that Collingwood Council honours its commitments to the Collingwood Football Club relating to the Victoria Park Agreement, bearing 119 signatures (*by Mr Batchelor*).

Ordered to lie on the Table.

- 4 **PRIVILEGES COMMITTEE** - Dr Vaughan, Chairman, brought up a Report from the Privileges Committee upon the Matter referred to the Committee on 24 October, 1991, together with Appendices.

Ordered to lie on the Table and to be printed.

Motion made, by leave, and question - That the Report be taken into consideration tomorrow (*Mr Roper*) - put and agreed to.

- 5 **PAPERS** - The following Papers, pursuant to the direction of several Acts of Parliament, were laid upon the Table by the Clerk:

Council of Adult Education - Report for the year 1991

Parliamentary Committees Act 1968 - Report of the Treasurer with respect to the Report by the Estimates Sub-Committee on the 1990-91 Estimates and its Interim Report on the 1991-92 Estimates.

- 6 **ACCIDENT COMPENSATION (FURTHER AMENDMENT) BILL** - Mr Harrowfield obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Accident Compensation Act 1985', the 'Transport Accident Act 1986', the 'Workers Compensation Act 1958' and certain 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.

- 7 **ROYAL MELBOURNE INSTITUTE OF TECHNOLOGY BILL** - Mr Roper obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "*to establish a university to be known as Royal Melbourne Institute of Technology, to amend the 'Post-Secondary Education Act 1978', the 'Vocational Education and Training Act 1990', the 'Administrative Law Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 8 **SUPERANNUATION (OCCUPATIONAL SUPERANNUATION STANDARDS) BILL** - Mr Sheehan (*Northcote*) obtained leave, after debate, with Mr Roper, to bring in a Bill "*to amend the 'State Superannuation Act 1988', the 'Coal Mines (Pensions) Act 1958', the 'Emergency Services Superannuation Act 1986', the 'Hospitals Superannuation Act 1988', the 'Local Authorities Superannuation Act 1988', the 'Police Regulation Act 1958', the 'Port of Geelong Authority Act 1958', the 'Port of Melbourne Authority Act 1958', the 'State Casual Employees Superannuation Act 1989', the 'State Employees Retirement Benefits Act 1979' and the 'Transport Superannuation Act 1988' to make further provision in relation to superannuation*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **RACING (FURTHER MISCELLANEOUS AMENDMENTS) BILL** - Mr Trezise obtained leave, with Mr Kennan, to bring in a Bill "*to amend the 'Racing Act 1958' and the 'Sunday Entertainment 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.



- 10 **MANUFACTURING INDUSTRY IN VICTORIA** - Motion made and question proposed - That this House supports the initiatives of the Government, the private sector and the trade union movement to support the development of manufacturing industry in Victoria, and in particular, the joint initiative of creating the Manufacturing Industry Council (*Mr Micallef*) - and, after debate.

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 11 **APPROPRIATION (JULY TO OCTOBER) 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 Mathews*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 12 **SUPPLY (1992-93, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.  
Motion made and question - That the debate be now adjourned (*Mr Tanner*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 13 **SWINBURNE UNIVERSITY OF TECHNOLOGY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*).  
*Mr Roper made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
Motion made and question - That the debate be now adjourned (*Dr Wells*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 14 May 1992.
- 14 **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.
- 15 **LEGAL AID COMMISSION (AMENDMENT) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 14 May 1992.
- 16 **SMALL CLAIMS TRIBUNALS (JURISDICTION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
*Mr Kennan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
Motion made and question - That the debate be now adjourned (*Mr Maclellan*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 14 May 1992.
- 17 **ROYAL MELBOURNE HOSPITAL (REDEVELOPMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).  
*Mr Harrowfield made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

Motion made and question - That the debate be now adjourned (*Dr Napthine*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 14 May 1992.

18 **MELBOURNE MARKET AND PARK LANDS BILL - SECOND READING -**

Ordered - That the consideration of this Order of the Day be postponed until later this day.

19 **PLANNING AND ENVIRONMENT (FURTHER AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr McCutcheon*).**

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

Ordered, after debate - That the debate be adjourned until Thursday, 14 May 1992.

20 **MELBOURNE MARKET AND PARK LANDS BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).**

*Mr Harrowfield made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

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

Ordered - That the debate be adjourned until Thursday, 14 May 1992.

21 **POSTPONEMENT OF REMAINING BUSINESS - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.**

22 **ADJOURNMENT - Resolved, after debate - That the House do now adjourn.**

And the House, at fifty-nine minutes past Six o'clock, adjourned until Tuesday, 5 May 1992.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 205, 206 and 207

## No. 205 - Tuesday, 5 May 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
 

**Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 24 signatures (*by Mr Smith, Glen Waverley*).

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:
  - Law Reform Commission - Report No. 45: Death caused by Dangerous Driving
  - Medical Board of Victoria - Report for the year 1990-91
  - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
    - Ballaarat (City) Planning Scheme - No. L25
    - Footscray Planning Scheme - Nos. L24, L25
    - Frankston Planning Scheme - No. L33
    - Keilor Planning Scheme - No. L27
    - Kerang Borough Planning Scheme - No. L2
    - Lillydale Planning Scheme - No. L56 Part 2
    - Malvern Planning Scheme - No. L16
    - Marong Planning Scheme - Nos. L30, L31
    - Melbourne Planning Scheme - No. L56
    - Narracan Planning Scheme - No. L28
    - Nunawading Planning Scheme - No. L30
    - Port Fairy Planning Scheme - No. L7
    - Springvale Planning Scheme - No. L36
    - Wimmera Planning Scheme - No. L7
  - Statutory Rules under the following Acts:
    - Corrections Act 1986 - S.R. No. 57
    - Evidence Act 1958 - S.R. No. 51
    - Public Service Act 1974 - Public Service Determination No. 10
    - Wildlife Act 1975 - S.R. No. 56
  - Wonthaggi and District Hospital - Report for the year 1990-91.

- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:
- Vermin and Noxious Weeds (Poison Baits) Bill
  - Constitution (Governor's Salary) Bill
  - Fisheries (Further Amendment) Bill
  - Libraries (Amendment) Bill
  - National Tennis Centre (Amendment) Bill.
- 6 **SUPPLY (1992-93, No. 1) BILL - WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed; Bills read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bills be transmitted to the Legislative Council and their concurrence desired therein.
- 7 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Monash University (Pharmacy College) Bill
  - Grain Elevators (Amendment) Bill.
- 8 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 9 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at thirty-one minutes past Eleven o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 206 - Wednesday, 6 May 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
- Victoria Park Agreement** - Seeking that Parliament take all necessary steps to ensure that Collingwood Council honours its commitments to the Collingwood Football Club relating to the Victoria Park Agreement, bearing 166 signatures (*by Mr Batchelor*).
- Ordered to lie on the Table.
- 4 **PAPERS** -
- Mr Speaker presented:
- Auditor-General - Report on Ministerial Portfolios, May 1992.
- 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:

Law Reform Commission - Report No. 47: Access to the Law: Restrictions on Legal Practice

Statutory Rules under the following Acts:

Children and Young Persons Act 1989 - S.R. No. 52

Gaming Machine Control Act 1991 - S.R. Nos. 58 - 60

Juries Act 1967 - S.R. No. 55

Sentencing Act 1991 - S.R. No. 54.

5 **INTELLECTUALLY DISABLED PERSONS' SERVICES (TRUST MONEY) BILL** - Mrs Setches obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Intellectually Disabled Persons' Services Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

6 **LAND (CROWN GRANTS AND RESERVES) BILL** - Mr Harrowfield obtained leave, after debate, with Mr Kennan, to bring in a Bill "*to amend the 'Crown Land (Reserves) Act 1978' and the 'Land 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 **NATIONAL PARKS (WILDERNESS) BILL** - Mr Harrowfield obtained leave, with Mr McCutcheon, to bring in a Bill "*to amend the 'National Parks Act 1975' concerning wilderness and other areas, to amend the 'Petroleum 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 **BANKING (PREMIUM ACCOUNTS) BILL** - Mr Roper obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "*to amend 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 **WATER (RURAL WATER CORPORATION) BILL** - Mr Crabb obtained leave, with Mr Sheehan (*Northcote*), to bring in a Bill "*to abolish the Rural Water Commission of Victoria and replace it with a new body to be known as the Rural Water Corporation, to enable water authorities to be charged for bulk entitlements, to make other amendments to the 'Water Act 1989' and certain 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.

10 **LOY LANG B BILL** - Mr Sheehan (*Northcote*) obtained leave, after debate, with Mr Roper, to bring in a Bill "*relating to the Loy Yang B power station, to amend the 'State Electricity Commission 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.

11 **APPROPRIATION (JULY TO OCTOBER) 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 Wallace*) - put and agreed to.

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

- 12 **FINANCIAL INSTITUTIONS (VICTORIA) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Mr Kennan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 19 May 1992.
- 13 **ACCIDENT COMPENSATION (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).
- Mr Harrowfield made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday, 20 May 1992.
- 14 **ROYAL MELBOURNE INSTITUTE OF TECHNOLOGY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*).
- Mr Roper made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday, 20 May 1992.
- 15 **SUPERANNUATION (OCCUPATIONAL SUPERANNUATION STANDARDS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 20 May 1992.
- 16 **RACING (FURTHER MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Trezise*).
- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday, 20 May 1992.
- 17 **APPROPRIATION (JULY TO OCTOBER) 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 Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 18 **APPROPRIATION (JULY TO OCTOBER) BILL - DECLARATION OF BILL AS URGENT - LIMITATION OF DEBATE** - Mr Roper declared that this Bill was an urgent Bill and moved - That this 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, 45

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Sheehan
Mr Baker	Mr Harrowfield	Mr Norris	(Northcote)
Mrs Barker	Mrs Hill	Mr Pope	Mr Shell
Mr Batchelor	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Cain	Mr Jolly	Mr Roper	Mr Spyker
Mr Cole	Mr Kennan	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Seitz	Mr Walsh
Mr Ernst	Mr Leighton	Mr Sercombe	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mrs Setches	Tellers
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Dollis
Mr Gavin	Mr Mathews	(Ballarat South)	Mr Thomson

NOES, 35

Mr Bildstien	Mr Jasper	Mr Perrin	Mr Steggall
Mr Clark	Mr John	Mr Perton	Mr Stockdale
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Cooper	Mr Lieberman	Mr Plowman	Mrs Wade
Mr Delzoppo	Mr McGrath	Mr Reynolds	Mr Wallace
Mr Elder	(Lowan)	Mr Richardson	Mr Weideman
Mr Evans	Mr McGrath	Mr Smith	Dr Wells
Mr Gude	(Warrnambool)	(Glen Waverley)	Tellers
Mr Hayward	Mr McNamara	Mr Smith	Mr Honeywood
Mr Heffernan	Dr Napthine	(Polwarth)	Mr Maughan

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 10.00 p.m. this day (*Mr Roper*) - put, after debate, and agreed to.

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

*Limitation of Debate* - The time allotted for the remaining stages of the Bill having expired -

Bill read a second time and, by leave, read a third time forthwith.

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

19 MESSAGE FROM THE LEGISLATIVE COUNCIL - Acquainting the Assembly that they have agreed to the following resolution:

That the Resolution of the Council of 10 April 1991 appointing the Joint Select Committee on the Parliament of Victoria be amended as follows:

After paragraph 12 insert the following new paragraph:

13 That the Committee shall have the power to appoint sub-committees of four members for the purpose of taking evidence and that three members of a sub-committee shall constitute a quorum of a sub-committee; and that no quorum of a sub-committee shall consist exclusively of members of one House.

with which they desire the concurrence of the Legislative Assembly.

Ordered - That the Message be taken into consideration tomorrow.

- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Aboriginal Land (Manatunga Land) Bill with amendments.  
 Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 21 **MELBOURNE UNIVERSITY (VCAH) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.  
*Business having been interrupted at 11.00 p.m.  
 pursuant to Sessional Orders.*  
 Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.  
 Debate resumed on question - That this Bill be now read a second time.  
 Bill read a second time with the concurrence of an absolute majority of the whole number of the members of the Legislative Assembly.  
 Ordered - To be committed later this day.
- 22 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Melbourne University (VCAH) Bill.
- 23 **MELBOURNE UNIVERSITY (VCAH) BILL** - Bill committed and considered in Committee.  
 And having continued to sit till after Twelve of the clock -  
**THURSDAY, 7 MAY 1992**  
 Bill reported with amendments; as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 24 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 25 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
 And the House, at forty-five minutes past Twelve o'clock in the morning, adjourned until later this day.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 207 - Thursday, 7 May 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).



- 3 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Cole, Chairman, brought up a Report from the Economic and Budget Review Committee upon Parliamentary Accountability and Debt Management, together with an Appendix.

Ordered to lie on the Table and to be printed.

- 4 **ADJOURNMENT MOTION - CONSOLIDATED FUND DEFICIT** - Mr Stockdale proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The Treasurer's reporting of the Consolidated Fund deficit and the requirement that the Treasurer issue a corrected March Niemeyer Statement on the basis of yesterday's Auditor-General's Report and that Niemeyer Statements for April and May and the year's final accounts report the Consolidated Fund deficit correctly and honestly."

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

Motion made and question proposed - That the House do now adjourn (*Mr Stockdale*) - and, after debate.

*Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 19 May 1992 (*Mr Roper*) - put and agreed to.

- 6 **DAIRY INDUSTRY 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 Bildstien*) - put and agreed to.

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

- 7 **WATER (ELECTIONS) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time.

Amendment No. 1 disagreed with, after debate, but the following amendment made in the Bill:

Clause 5, page 3, after line 24 insert -

"( ) Regulations made under sub-section (7) must not provide for election by the quota-preferential or any other method of proportional representation."

Amendments Nos. 2 to 4 inclusive disagreed with.

Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

- 8 **POLICE (INDUSTRIAL FUNCTIONS) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 9 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.

- 
- 10 **LAND (CROWN GRANTS AND RESERVES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).  
Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 21 May 1992.
- 11 **NATIONAL PARKS (WILDERNESS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).  
Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Thursday, 21 May 1992.
- 12 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 13 **WATER (RURAL WATER CORPORATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Crabb*).  
Motion made and question - That the debate be now adjourned (*Mr Coleman*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Thursday, 21 May 1992.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at forty-five minutes past Five o'clock, adjourned until Tuesday, 19 May 1992.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**VOTES AND PROCEEDINGS**  
**Nos. 208, 209 and 210**

**No. 208 - Tuesday, 19 May 1992**

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Melton Youth Linkage** - Seeking support for ongoing funding for Melton Youth Linkage, bearing 1,952 signatures (*by Mr Cunningham*)

**Sydenham Railway Station** - Seeking that measures be taken to retain, upgrade and improve the existing Railway Station at Sydenham, bearing 118 signatures (*by Mr Cunningham*)

**Roundabout - Coolart and Mornington - Tyabb Roads** - Seeking that a roundabout be installed at the cross-roads of Coolart and Mornington - Tyabb roads, Tyabb, bearing 1,896 signatures (*by Mr Cooper*).

Severally ordered to lie on the Table.

4 **PAPERS** -

Mr Speaker presented:

Auditor General - Special Report No. 17 on Integrated Education for Children with Disabilities.

Ordered to lie on the Table and be printed.

Mr Kennan presented by Command of His Excellency the Governor:

County Court of Victoria - Report for the year 1990-91

Supreme Court Judges - Report for the year 1990.

Severally 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:

Parliamentary Committees Act 1968 - Response by the Minister for Transport with respect to the recommendations made by the Social Development Committee's Report into Speed Limits in Victoria

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Bungaree Planning Scheme - No. L10

Buninyong Planning Scheme - No. L39

Camberwell Planning Scheme - No. L11

Dandenong Planning Scheme - Nos. L13, L14

Essendon Planning Scheme - No. L21 Part 1

Keilor Planning Scheme - No. L46

Knox Planning Scheme - No. L38

Moorabbin Planning Scheme - No. L5

Newham and Woodend Planning Scheme - No. L24

Prahran Planning Scheme - No. L25

Shepparton (Shire) Planning Scheme - No. L38  
 Swan Hill (City) Planning Scheme - No. L8  
 Swan Hill (Shire) Planning Scheme - No. L8  
 Upper Yarra Planning Scheme - No. L1 Part 1  
 Westernport Region Planning Scheme - No. R10

Statutory Rules under the following Acts:

Animal Preparations Act 1987 - S.R. No. 65  
 Dairy Industry Act 1984 - S.R. No. 66  
 Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 62  
 Health Services Act 1988 - S.R. No. 63  
 Medical Practitioners Act 1970 - S.R. No. 64  
 Public Service Act 1974 - Public Service Determinations Nos. 11, 12 and 14  
 Seeds Act 1982 - S.R. No. 67  
 Sentencing Act 1991 - S.R. No. 53  
 Stock (Artificial Breeding) Act 1962 - S.R. No. 69  
 Stock Diseases Act 1968 - S.R. No. 68  
 Vegetation and Vine Diseases Act 1958 - S.R. No. 70  
 Water Act 1989 - S.R. No. 61

Swan Hill Pioneer Settlement Authority - Report for the year 1990-91

Tallangatta Hospital - Report for the year 1990-91.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

Building, Co-operative Housing and Friendly Societies (Amendment) Act 1990 - Sections 20, 21 and 22 on 5 May 1992 (*Gazette No. S13, 5 May 1992*)

Building Societies (Prudential Standards) 1990 - Sections 1, 3 (other than paragraphs (a) and (h)), 4, 5, 13, 14, 15, 16 (1) (other than paragraph (b)), 16 (2), 16 (3), 19 (1) (other than paragraph (b), (c) and (f)), 19 (2) and 19 (3) on 5 May 1992 (*Gazette No. S13, 5 May 1992*).

Friendly Societies (Reserve Board) Act 1991 - Sections 5, 9 (other than paragraphs (b), (d) and (k)), 10 (other than paragraphs (a), (b), (c), (d), (e), (g), (h), (i), (j) and (k)), 11, 13 and 14 on 5 May 1992 (*Gazette No. S13, 5 May 1992*)

Health Registration Acts (Amendment) Act 1991 - Sections 13, 20, 27 and 32 on 1 July 1992, Section 16 on 1 October 1992, Sections 5, 8, 34, 40 and 43 on 1 January 1993 (*Gazette No. G17, 6 May 1992*).

**5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -**  
 Informing the Assembly that he had, on 12 May 1992, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Grain Elevators (Amendment) Bill  
 Monash University (Pharmacy College) Bill.

**6 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:**

Accident Compensation (Further Amendment) Bill  
 Financial Institutions (Victoria) Bill  
 Land (Crown Grants and Reserves) Bill  
 Melbourne Market and Park Lands Bill  
 Royal Melbourne Hospital (Redevelopment) Bill  
 Royal Melbourne Institute of Technology Bill  
 Superannuation (Occupational Superannuation Standards) Bill

Swinburne University of Technology Bill  
Water (Rural Water Corporation) Bill.

7 **INTELLECTUALLY DISABLED PERSONS' SERVICES (TRUST MONEY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).

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

Ordered - That the debate be adjourned until Tuesday, 2 June 1992.

8 **BANKING (PREMIUM ACCOUNTS) 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 Stockdale*) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 2 June 1992.

9 **LOY YANG B BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Sheehan, Northcote*).

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

Motion made and question - That the debate be adjourned until Thursday, 28 May 1992 (*Mr Sheehan, Northcote*) - after debate, put.

The House divided.

AYES, 45

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cain	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	( <i>Ballarat South</i> )	
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	( <i>Northcote</i> )	<i>Tellers</i>
Mr Hamilton	Mr Norris	Mr Shell	Mr Barker
Mr Harrowfield	Mr Pope	Mr Simmonds	Mr Cole

NOES, 37

Mr Austin	Mr John	Mr Maughan	Mr Steggall
Mr Bildstien	Mr Kennett	Dr Napthine	Mr Stockdale
Mr Brown	Mr Lea	Mr Perrin	Mr Tanner
Mr Clark	Mr Leigh	Mr Pescott	Mrs Wade
Mr Coleman	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Cooper	Mr McGrath	Mr Reynolds	Dr Wells
Mr Delzoppo	( <i>Lowan</i> )	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Gude	( <i>Warrnambool</i> )	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Honeywood	Mr McNamara	Mr Smith	Mr Kilgour
Mr Jasper	Mr Maclellan	( <i>Polwarth</i> )	Mr Perton

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Thursday, 28 May 1992.

- 10 **DAIRY INDUSTRY 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.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*

Motion made and question - That the sitting be continued (*Mr Baker*) - put and agreed to.

Bill further considered in Committee.

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

WEDNESDAY, 20 MAY 1992

Committee reported progress; to sit again tomorrow.

- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Port of Melbourne Authority Act 1958'*".
- 12 **PORT OF MELBOURNE AUTHORITY (AMENDMENT) BILL (No. 2)** - On the motion of Mr Sheehan (*Northcote*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Juries Act 1967' and for other purposes'*".
- 14 **JURIES (AMENDMENT) BILL (No. 2)** - On the motion of Mr Kennan, 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** - Transmitting a Bill for "*An Act to amend the provisions of the 'Crimes Act 1958' and the 'Road Safety Act 1986' relating to culpable and dangerous driving and for other purposes'*".
- 16 **CRIMES (CULPABLE DRIVING) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Fire and Emergency Services (Miscellaneous Amendments) Bill with amendments.  
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 18 **COLLINGWOOD LAND (VICTORIA PARK) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.  
Mr Speaker ruled the Bill to be a Private Bill.  
Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mr Roper*) - put, after debate, and agreed to.  
Bill read a second time and, by leave, read a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at nineteen minutes past Two o'clock in the morning, adjourned until later this day.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 209 - Wednesday, 20 May 1992

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Companion Animals** - Seeking that Parliament defer legislation on companion animals pending consultation and review with interested groups, bearing 167 signatures (*by Mr McNamara*)

**Teacher Industrial Agreements** - Seeking that the Government upholds the industrial agreements between the Victorian Secondary Teachers Association pertaining to staffing and conditions for teachers and increases the budget allocation for state schools, bearing 130 signatures (*by Mr Bildstien*)

**Licence Demerit Point System on Taxi Drivers** - Seeking that the Minister for Transport will take account of the difficulties caused by the licence demerit point system on taxi drivers and take measures to reduce the deleterious effect of these arrangements, bearing 258 signatures (*by Mr Thomson*).

Severally ordered to lie on the Table.

4 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:

Police (Industrial Functions) Bill.

5 **BORROWING AND INVESTMENT POWERS (MMBW) BILL** - Mr Sheehan (*Northcote*) obtained leave, with Mr Crabb, to bring in a Bill "to amend the 'Borrowing and Investment Powers Act 1987' to increase the limit for financial accommodation obtained by the Melbourne and Metropolitan Board of Works and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

6 **FUNERAL DIRECTORS REGISTRATION BILL** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "to regulate pre-paid funeral business, to establish a Funeral Directors Registration Board and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

7 **STANDING ORDER SUSPENDED - GRIEVANCE DAY** - Motion made and question - That the operation of Standing Order No. 59 requiring the question that Grievances be noted to be proposed on every third Thursday after the opening of the session be suspended so far as to allow the Standing Order to have application on Thursday, 21 May 1992 (*Mr Roper*) - put and agreed to.

- 8 **CRIMES (CULPABLE DRIVING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).

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

Ordered - That the debate be adjourned until tomorrow.

- 9 **COMPANION ANIMALS BILL - DECLARATION OF BILL AS URGENT - LIMITATION OF DEBATE** - Mr Roper declared that this Bill was an urgent Bill and moved - That this 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 and agreed to.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 2.30 p.m. this day (*Mr Roper*) - put, after debate, and agreed to.

Bill further considered in Committee.

*Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -*

Bill reported with amendments and with an amended long title, which title is as follows:

*"A Bill to provide for companion animals, and companion animal businesses, to repeal the Dog Act 1970 and for other purposes".*

Bill, as amended, considered, and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

- 10 **LOCAL GOVERNMENT (FINANCIAL) 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 a third time.

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

- 11 **INDUSTRIAL RELATIONS (SUPERANNUATION ENFORCEMENT) 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 a third time.

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

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Not insisting on their amendments in the Water (Elections) Bill with which the Assembly have disagreed and agreeing to the amendment made by the Assembly in the Bill.



13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to the following resolution:

That the proposals contained in the Public Account (Further Amendment) Bill be referred to the Economic and Budget Review Committee for inquiry, consideration and report

with which they desire the concurrence of the Legislative Assembly.

Ordered - That the Message be taken into consideration tomorrow.

14 **INDUSTRIAL RELATIONS (ENTERPRISE BARGAINING) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Pope*) - put and agreed to.

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

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

THURSDAY, 21 MAY 1992

Bill read a second time and, by leave, read a third time forthwith.

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

15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Pope*) - put and agreed to.

16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at forty-four minutes past Two o'clock, adjourned until later this day.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 210 - Thursday, 21 May 1992

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 105 to 108 of 1992 (*Ms Kirner*) - put and agreed to.

4 **PAPERS** - Ms Kirner presented:

Administrative Arrangements Orders - Nos. 105 to 108 of 1992 - Return to the foregoing Order.

Severally ordered to lie on the Table.

- 5 VACANCIES IN THE MEMBERSHIP OF DEAKIN UNIVERSITY COUNCIL, ROYAL MELBOURNE INSTITUTE OF TECHNOLOGY COUNCIL AND SWINBURNE UNIVERSITY OF TECHNOLOGY COUNCIL - Mr Speaker announced that he had received the following communications:

23 April 1992

The Hon K Coghill, MP  
Speaker, Legislative Assembly  
Parliament House  
MELBOURNE VIC 3002

Dear Mr Speaker

Legislation passed in 1991 provided for the merger of Deakin University and the Victoria College and for the establishment of a Transitional Council of the merged institution.

The Transitional Council comprises all those who were members of either the University Council or the Victoria College Council immediately prior to 31 December 1991. The Transitional Council will remain in office until 30 June 1992. On 1 July 1992, a new Council is to be constituted in accordance with the amended Act.

The Members of Parliament appointed to the pre-merger University Council, and who therefore are currently members of the Transitional Council, are Mr H.R. Dickinson (MLA for South Barwon), the Honourable D.E. Henshaw (MLC for Geelong Province) and Mr J.F. McGrath (MLA for Warrnambool). The pre-merger Council of Victoria College did not include any Members of Parliament.

Under the terms of the *Deakin University (Victoria College) Act* 1991 the appointment of all three current parliamentary members will expire on 30 June 1992 and it is highly desirable that the Parliament appoint three members to the new Council during this present session if at all possible.

Section 7(d) of the *Deakin University Act* 1974 provides for the appointment of three members appointed by the Governor-in-Council who are members of the Parliament of Victoria, 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 Act also provides that with the exception of ex-officio members and students members, members of Council may not serve more than three successive terms, although there is a provision that further terms may be served following a period of not less than three years out of office.

I would be grateful for early advice as to the three Members of the Parliament to be recommended to the Governor-in-Council.

Yours sincerely

TOM ROPER  
MINISTER FOR EMPLOYMENT,  
POST-SECONDARY EDUCATION AND TRAINING

\* \* \* \* \*

19 May 1992

The Hon. K. Coghill, MP  
Speaker, Legislative Assembly  
Parliament House  
MELBOURNE VIC 3002

Dear Mr Speaker

Legislation currently before the Parliament provides for the establishment of Swinburne University of Technology and for the merger with that University of Prahran College of TAFE. There is also a Bill to establish Royal Melbourne Institute of Technology as a University and for the merger with that University of RMIT and Phillip Institute of Technology.

Clause 7(2)(h) of the Royal Melbourne Institute of Technology Bill and Clause 7(2)(g) of the Swinburne University of Technology Bill both provide for the appointment to the respective Councils by the Governor-in-Council of three persons who are members of the Parliament of Victoria, 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 is for three years.

I would be grateful for early advice as to the three Members of the Parliament to be recommended to the Governor-in-Council for appointment to the Council of Swinburne University of Technology and the three Members of Parliament to be recommended for appointment to the Royal Melbourne Institute of Technology.

Yours sincerely

TOM ROPER  
MINISTER FOR EMPLOYMENT,  
POST-SECONDARY EDUCATION AND TRAINING

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 to be recommended for appointment to the Council of Deakin University, the Council of the proposed Royal Melbourne Institute of Technology and the Council of the proposed Swinburne University of Technology and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Wednesday, 27 May 1992 at 6-15 p.m. (*Mr Roper*) - 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.

6 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

7 **PORT OF MELBOURNE AUTHORITY (AMENDMENT) BILL (No.2)** - 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 Cooper*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 8 **JURIES (AMENDMENT) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 26 May 1992.
- 9 **MELBOURNE LANDS AND MARKET SITES (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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **MELBOURNE MARKET AND PARK LANDS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.
- 11 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 5 and 6 be postponed until later this day.
- 12 **TREASURY CORPORATION OF VICTORIA 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 (*Mrs Hirsh*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 13 **PARTNERSHIP (LIMITED PARTNERSHIPS) 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 (*Mrs Hirsh*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 14 **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 recommend Members of the Parliament of Victoria for appointment to the Council of Deakin University, the Council of the proposed Royal Melbourne Institute of Technology and the Council of the proposed Swinburne University of Technology, as proposed by the Assembly.
- 15 **CRIMES (CULPABLE DRIVING) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*
- Motion made and question - That the sitting be continued (*Mr Roper*) - 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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 16 **PARTNERSHIP (LIMITED PARTNERSHIPS) 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 the House having continued to sit till after Twelve of the clock -

FRIDAY, 22 MAY 1992

Bill reported with an amendment; as amended, considered, and amendment agreed to; read a third time.

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

- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Kennan*) - put and agreed to.

- 18 **ADJOURNMENT** - Resolved - That the House do now adjourn.

And the House, at twenty-three minutes past Twelve o'clock in the morning, adjourned until Tuesday next.

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 211, 212 and 213

## No. 211 - Tuesday, 26 May 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Roundabout - Coolart and Mornington-Tyabb Roads** - Seeking that a roundabout be installed at the cross-roads of Coolart and Mornington-Tyabb roads, Tyabb, bearing 107 signatures (*by Mr Cooper*)
  - F6 Freeway Reservation** - Seeking the deletion of the F6 Freeway Reservation, bearing 113 signatures (*by Mr Leighton*).
 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 Clerk:
  - Industrial Relations Commission - Report of the President for the year ended 31 October 1991
  - Ombudsman - Report for the year 1990-91 - Ordered to be printed
  - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
    - Hawthorn Planning Scheme - No. L3
    - Horsham Planning Scheme - No. L36
    - Keilor Planning Scheme - No. L23
    - Melbourne Planning Scheme - No. L101
    - Melton Planning Scheme - No. L13
    - Shepparton Shire Planning Scheme - No. L48
    - South Melbourne Planning Scheme - No. L37
    - Tambo Planning Scheme - No. L28
    - Werribee Planning Scheme - No. L42.
 The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:
  - Grain Elevators (Amendment) Act 1992 - Whole Act on 20 May 1992 (*Gazette No. G19, 20 May, 1992*).
- 5 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
  - Loy Yang B Bill
  - Legal Aid Commission (Amendment) Bill (No. 2).
- 6 **ROYAL MELBOURNE HOSPITAL (REDEVELOPMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
 

Ordered - To be committed later this day.

7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Royal Melbourne Hospital (Redevelopment) Bill.

8 **ROYAL MELBOURNE HOSPITAL (REDEVELOPMENT) BILL** - Bill committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.

9 **SWINBURNE UNIVERSITY OF TECHNOLOGY BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.

10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Road Safety Act 1986' with respect to the power of courts to cancel driver licences and disqualify people from obtaining driver licences and for other purposes*".

11 **ROAD SAFETY (LICENCE CANCELLATION) BILL** - On the motion of Mr Spyker, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

12 **ROYAL MELBOURNE INSTITUTE OF TECHNOLOGY BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

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

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 a 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.

13 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 4 to 6 inclusive, be postponed until later this day.

14 **WATER (RURAL WATER CORPORATION) 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, 27 MAY 1992

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

Ordered - That the debate be adjourned until tomorrow.

15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 212 - Wednesday, 27 May 1992

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **HEALTH SERVICES COMMISSIONER** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Health Services Commissioner for the year 1991 including the Report of the Health Services Review Council for the year 1990-91 (*Mrs Setches*) - put and agreed to.

4 **PAPER** - Mrs Setches presented:

Report of the Health Services Commissioner for the year 1991 including the Report of the Health Services Review Council for the year 1990-91 - 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:

Constitution Act Amendment Act 1958 - Report on the Shepparton District By-Election, 19 October 1991

East Gippsland Centre For Rehabilitation and Extended Care - Report for the year 1990-91

Melbourne University - Report of the Council for the year 1991

Mineral Resources Development Act 1990 - Code of Practice for Exploration and Rehabilitation of Exploration Sites, May 1992

Statutory Rules under the following Acts:

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 74

Market Court Act 1978 - S.R. No. 72

Public Records Act 1973 - S.R. No. 71

Swinburne Limited - Report for the year 1991.



- 6 **CO-OPERATIVES BILL (No. 2)** - Mr Kennan obtained leave, with Mr Roper, to bring in a Bill "to provide for the formation, registration and management of co-operatives, to repeal the 'Co-operation Act 1981', to repeal Part VI of the 'Housing Act 1983', to amend the 'Residential Tenancies Act 1980' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **NATIONAL PARKS (FURTHER MISCELLANEOUS AMENDMENT) BILL** - Mr Harrowfield obtained leave, after debate, with Mr Roper, to bring in a Bill "to establish new parks, to vary the boundaries of existing parks, to amend the 'National Parks Act 1975', the 'Conservation, Forests and Lands Act 1987' and the 'National Parks (Amendment) Act 1989' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **BANK INTEGRATION BILL** - Mr Sheehan (*Northcote*) obtained leave, after debate, with Mr Roper, to bring in a Bill "to facilitate the integration of certain banks and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **NATIONAL PARKS (WILDERNESS) BILL - DECLARATION OF BILL AS URGENT - LIMITATION OF DEBATE** - Mr Roper declared that this Bill was an urgent Bill and moved - That this 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, 45

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Sheehan
Mr Baker	Mr Harrowfield	Mr Norris	( <i>Northcote</i> )
Mrs Barker	Mrs Hill	Mr Pope	Mr Shell
Mr Batchelor	Mrs Hirsh	Mrs Ray	Mr Simmonds
Mr Cain	Mr Jolly	Mr Roper	Mr Spyker
Mr Crabb	Mr Kennan	Mr Rowe	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Sandon	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Seitz	Mr Walsh
Mr Ernst	Mr Leighton	Mr Sercombe	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mrs Setches	<i>Tellers</i>
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Cole
Mr Gavin	Mr Mathews	( <i>Ballarat South</i> )	Mr Thomson

NOES, 40

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Honeywood	Mr Perrin	Mrs Wade
Mr Brown	Mr Jasper	Mr Perton	Mr Wallace
Mr Clark	Mr John	Mr Pescott	Mr Weideman
Mr Coleman	Mr Kennett	Mr Reynolds	Dr Wells
Mr Cooper	Mr Kilgour	Mr Richardson	
Mr Delzoppo	Mr Lea	Mr Smith	
Mr Dickinson	Mr Leigh	( <i>Glen Waverley</i> )	
Mr Elder	Mr Lieberman	Mr Smith	
Mr Evans	Mr McGrath	( <i>Polwarth</i> )	<i>Tellers</i>
Mr Gude	( <i>Lowan</i> )	Mr Steggall	Mr Maughan
Mr Hayward	Mr McNamara	Mr Stockdale	Dr Napthine

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 2.45 p.m. this day (*Mr Roper*) - put and agreed to.

- 10 **NATIONAL PARKS (WILDERNESS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Limitation of Debate* - *The time allotted for the remaining stages of the Bill having expired* -

Bill read a second time and, by leave, read a third time forthwith.

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

- 11 **WATER (RURAL WATER CORPORATION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; 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 a 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.

- 12 **MELBOURNE WATER CORPORATION 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 Seitz*) - put and agreed to.

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

- 13 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 4 and 5 be postponed until later this day.

- 14 **SUPERANNUATION (OCCUPATIONAL SUPERANNUATION STANDARDS) 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 a third time.

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

- 15 **MELBOURNE WATER CORPORATION BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time.

Ordered - To be committed later this day.

- 16 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Melbourne Water Corporation Bill.

- 17 **MELBOURNE WATER CORPORATION BILL** - Bill committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read a third time.

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

- 18 **VACANCIES IN MEMBERSHIP OF THE COUNCIL OF DEAKIN UNIVERSITY, THE COUNCIL OF THE PROPOSED ROYAL MELBOURNE INSTITUTE OF TECHNOLOGY AND THE COUNCIL OF THE PROPOSED SWINBURNE UNIVERSITY OF TECHNOLOGY** - Mr Speaker reported that, that day, this House met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to recommend for appointment Members of the Parliament to various bodies and that -

Stephen Noel Elder, M.P.  
The Honourable David Ernest Henshaw, M.B.E., M.L.C. and  
John Francis McGrath, M.P.

had been recommended for appointment as members of the Council of Deakin University

and that -

The Honourable Gerald Barry Ashman, J.P., M.L.C.  
The Honourable David Mylor Evans, M.L.C. and  
Mrs Sherryl Maree Garbutt, M.P.

had been recommended for appointment as members of the Council of the proposed Royal Melbourne Institute of Technology

and that -

Phillip Neville Honeywood, M.P.  
Mrs Carolyn Dorothy Hirsh, M.P. and  
Noel John Maughan, M.P.

had been recommended for appointment as members of the proposed Council of the Swinburne University of Technology.

- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Classification of Films and Publications Act 1990' and for other purposes*".

- 20 **CLASSIFICATION OF FILMS AND PUBLICATIONS (AMENDMENT) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 21 **FINANCIAL INSTITUTIONS (VICTORIA) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Kennan*) - put and agreed to.

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

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

THURSDAY, 28 MAY 1992

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - To be committed later this day.

- 22 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Financial Institutions (Victoria) Bill.

- 23 **FINANCIAL INSTITUTIONS (VICTORIA) BILL** - Bill committed; considered in Committee and reported with an amendment; as amended, considered and amendment agreed to; read a 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 transmitted to the Legislative Council and their concurrence desired therein.
- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Education (Further Amendment) Bill with amendments.
- And the said amendments were read a second time and agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend 'Classification of Films and Publications Act 1990' to prohibit the possession of child pornography and for other purposes*".
- 26 **CLASSIFICATION OF FILMS AND PUBLICATIONS (AMENDMENT) BILL (No.2)** - On the motion of Mr Kennan, 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** - Agreeing to the Collingwood Land (Victoria Park) Bill with amendments.
- And the said amendments were read a second time and agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 28 **ACCIDENT COMPENSATION (FURTHER 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 Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 29 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 30 **ADJOURNMENT** - Resolved - That the House do now adjourn.
- And the House, at thirty-five minutes past Three o'clock in the morning, adjourned until later this day.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 213 - Thursday, 28 May 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**Public Thoroughfares in North Melbourne** - Seeking that an independent consultant be appointed to urgently evaluate, with extensive community consultation, the effects on the community of North Melbourne, of all public thoroughfares servicing local and through traffic in the area, bearing 516 signatures (*by Mr Cole*)

**Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 2,924 signatures (*by Mr McGrath, Warrnambool*).

Severally ordered to lie on the Table.

- 4 **ESTIMATES SUB-COMMITTEE** - Mr Gavin, Chairman, brought up a Report from the Estimates Sub-Committee upon Funding of the World Congress Centre, together with Appendices, List of Witnesses and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices and List of Witnesses to be printed.

- 5 **HOUSE COMMITTEE** - Mr Norris, brought up a Report from the House Committee upon Construction Program on Completion of Parliament House, together with Appendices.

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:

Ballarat School of Mines - Report for the year 1991

Dandenong College of TAFE - Report for the year 1990

Footscray College of TAFE - Reports for the year 1989 and 1990

Goulburn Valley College of TAFE - Report for the year 1989

Holmesglen College of TAFE - Report for the year 1989

Melbourne College of Decoration - Report for the year 1990

Melbourne College of Printing and Graphic Arts - Report for the year 1989

Newport College of TAFE - Reports for the year 1989 and 1990

Outer Eastern College of TAFE - Report for the year 1990

Prahran College of TAFE - Report for the year 1990

Victorian College of Agriculture and Horticulture - Report for the year 1990

Victorian Dried Fruits Board - Report for the year 1991

Wangaratta College of TAFE - Report for the year 1990

Wodonga College of TAFE - Report for the year 1990.

- 7 **CHILDREN AND YOUNG PERSONS (FURTHER AMENDMENT) BILL** - Mrs Setches obtained leave, with Mr Roper, to bring in a Bill "*to amend the 'Children and Young Persons Act 1989' and certain 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.

- 8 **SECONDARY SCHOOLS' CURRICULUM - CENSURE OF GOVERNMENT** - Motion made and question proposed - That this House condemns the Victorian Government for manipulating curriculum in Victorian secondary schools for political purposes (*Mr Hayward*) - and, after debate.

*General Business having been interrupted at 2.00 p.m.  
pursuant to Sessional Orders.*

- 9 **LOY YANG B BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time.

Ordered - To be committed later this day.

- 10 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Loy Yang B Bill.

- 11 **LOY YANG B BILL** - Bill committed and considered in Committee.

Committee reported progress; to sit again later this day.

- 12 **BUILDING CONTROL (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, by leave, read a third time forthwith.

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

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Medical Treatment Act 1988' and for other purposes*".

- 14 **MEDICAL TREATMENT (AGENTS) BILL** - On the motion of Mrs Setches, 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 Environment Protection (Resource Recovery) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration tomorrow.

- 16 **LOY YANG B BILL** - Further considered in Committee.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders - Mr Speaker took the Chair.*

Motion made and question - That the sitting be continued (*Mr Roper*) - put and agreed to.

Further considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read a 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, 29 MAY 1992.

- 17 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 3 to 25 inclusive, be postponed until later this day.

- 18 **LOCAL GOVERNMENT (ELECTIONS) 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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 19 **FAIR TRADING (ENVIRONMENTAL LABELLING) 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 consideration is given to a national environmental advertising guideline under the umbrella of the Commonwealth Trade Practices Act" (*Mr Gude*) - and, after debate -

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

AYES, 45

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Cain	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	( <i>Ballarat South</i> )	
Mr Fordham	Mr Mathews	Mr Sheehan	
Mrs Garbutt	Mr Micallef	( <i>Northcote</i> )	<i>Tellers</i>
Mr Gavin	Mr Norris	Mr Shell	Mr Batchelor
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Leighton

\* NOES, 33

Mr Brown	Mr Kennett	Dr Napthine	Mr Tanner
Mr Clark	Mr. Kilgour	Mr Perton	Mrs Wade
Mr Coleman	Mr Leigh	Mr Pescott	Mr Weideman
Mr Cooper	Mr McGrath	Mr Plowman	Dr Wells
Mr Delzoppo	( <i>Lowan</i> )	Mr Reynolds	
Mr Gude	Mr McGrath	Mr Richardson	
Mr Hayward	( <i>Warrnambool</i> )	Mr Smith	
Mr Heffernan	Mr McNamara	( <i>Glen Waverley</i> )	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	Mr Steggall	Mr Bildstien
Mr Jasper	Mr Maughan	Mr Stockdale	Mr Elder

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time forthwith.

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

\* Division corrected by direction of Mr Speaker. See Votes and Proceedings entry No. 3 on Tuesday, 9 June 19921.

- 20 **ACCIDENT COMPENSATION (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a 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.
- 21 **RACING (FURTHER MISCELLANEOUS AMENDMENTS) 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 9 June 1992 (*Mr Roper*) - put and agreed to.
- 23 **LEGAL AID COMMISSION (AMENDMENT) 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 a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 **TREASURY CORPORATION OF VICTORIA 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 - To be committed later this day.
- 25 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Treasury Corporation of Victoria Bill.
- 26 **TREASURY CORPORATION OF VICTORIA BILL** - Bill committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 27 **EGG 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.
- Ordered - To be committed later this day.
- Motion made, by leave, and question - That it be an instruction to the Committee that they have power to consider amendments to allow a person to apply to the Egg Industry Licensing Committee for a permit to own and keep hens that are used at certain times of the year for the production of eggs otherwise than for human consumption and at other times of the year for the production of eggs for human consumption (*Mr Baker*) - put and agreed to.
- Bill committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.



28 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

29 **ADJOURNMENT** - Resolved - That the House do now adjourn.

And the House, at fifty-eight minutes past Four o'clock in the morning, adjourned until Tuesday, 9 June 1992.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## LEGISLATIVE ASSEMBLY OF VICTORIA

## VOTES AND PROCEEDINGS

### Nos. 214 and 215

## No. 214 - Tuesday, 9 June 1992

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

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **ERROR IN DIVISION LIST** - Mr Speaker informed the House that, in the division which took place in the House on Thursday, 28 May 1992 on the Fair Trading (Environmental Labelling) Bill the tellers for the "Noes" inadvertently recorded the name of the Honourable Member for Sandringham, Mr Lea, instead of that of the Honourable Member for Malvern, Mr. Leigh.

Mr Speaker then directed the Clerk to correct the Division List accordingly.

4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**MMBW Planning Rate - Melton** - Seeking that the MMBW planning rate no longer apply to the residents of Melton, bearing 6,069 signatures (*by Mr Cunningham*)

**Speed Limit - Horn Street, Leongatha** - Seeking that the speed limit in Horn Street in front of Leongatha Christian School and Mary MacKillop College be 60 km per hour, bearing 288 signatures (*by Mr Wallace*)

**Penalties for Serious Sexual Offences** - Seeking that the law be amended to ensure that penalties for serious sexual offences fit the crimes, bearing 5,645 signatures (*by Mr Cooper*)

**Chemicals - Use, Transport and Storage** - Seeking that a Parliamentary Committee be established to examine the use, transport and storage of chemicals and make recommendations regarding minimisation of use and alternatives, bearing 279 signatures (*by Ms Kirner*).

Severally ordered to lie on the Table.

5 **RESPONSE TO AUDITOR-GENERAL'S REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of of the Finance Minister's Response to the Auditor-General's Report on the Finance Statement 1990-91, together with a Progress Report on Issues from November 1991 Response to the Auditor-General's Report on Ministerial Portfolios (*Mr Harrowfield*) - put and agreed to.

6 **PAPER** - Mr Harrowfield presented:

Finance Minister's Response to the Auditor-General's Report on the Finance Statement 1990-91, together with a Progress Report on Issues from November 1991 Response to the Auditor-General's Report on Ministerial Portfolios - Return to the foregoing Order.

Ordered to lie on the Table.

7 **STATE CONSERVATION STRATEGY** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the State Conservation Strategy, March 1992 (*Mr Harrowfield*) - put and agreed to.

8 **PAPER** - Mr Harrowfield presented:

State Conservation Strategy, March 1992 - Return to the foregoing Order.

Ordered to lie on the Table.

9 **PARLIAMENT OF VICTORIA COMMITTEE** - Mr Delzoppo, Joint Chairman, brought up the Third Progress Report from the Joint Select Committee on the Parliament of Victoria upon the appointment of a Parliamentary Service Committee, together with Minutes of Evidence.

Ordered to lie on the Table and the Report to be printed.

10 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Report for the quarter ended 30 September 1991 of the Victorian Accident Rehabilitation Council

Reports for the quarter ended 31 March 1992 of the -

Accident Compensation Commission

Medical Panels.

WorkCare Appeals Board

Severally ordered to lie on the Table.

Mr Speaker presented:

Auditor-General - Special Report No. 18 on Bayside Development.

Ordered to lie on the Table and to be printed.

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Nineteenth Report of the Custodian.

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:

Accident Compensation Act 1985 -

Communication from the Assistant Minister for Labour explaining the reasons for the delay in tabling the following audited reports for the quarter ended 31 March 1992 -

Accident Compensation Commission

Medical Panels

Victorian Accident Rehabilitation Council

WorkCare Appeals Board

Hospitals Superannuation Board - Report for the year 1990-91

Land Conservation Council - Final Recommendations for the Wilderness Special Investigation, November 1991

Parliamentary Committees Act 1968 - Response of the Minister for Police and Emergency Services with respect to the recommendations made by the Social Development Committee's first, second and third reports into Strategies to deal with the issue of Community Violence.

Physiotherapists Registration Board - Report for the year 1991

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Broadmeadows Planning Scheme - No. L30
- Brunswick Planning Scheme - No. L17
- Bulla Planning Scheme - Nos. L28, L59
- Cranbourne Planning Scheme - Nos. L69, L70
- Croydon Planning Scheme - No. L45
- Flinders Planning Scheme - No. L97
- Goulburn Shire Planning Scheme - No. L7
- Hastings Planning Scheme - Nos. L33, L48, L50
- Keilor Planning Scheme - No. L44
- Melton Planning Scheme - No. L17
- Metropolitan Region Planning Scheme - No. R114
- Mornington Planning Scheme - No. L41
- Nunawading Planning Scheme - No. L38
- Pakenham Planning Scheme - No. L43
- Shepparton Shire Planning Scheme - No. L37
- Traralgon (Shire) Planning Scheme - No. L40
- Whittlesea Planning Scheme - No. L66

State Casual Employees Superannuation Board - Report for the year 1990-91

Statutory Rules under the following Acts:

- Building Control Act 1981 - S.R. No. 77
- Country Fire Authority Act 1958 - S.R. No. 75
- County Court Act 1958 - S.R. No. 76
- Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 73
- Public Service Act 1974 - Public Service Determination No. 13
- State Electricity Commission Act 1958 -

S.R. No. 78, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

- AS 1430-1986 - Household Refrigerators and Freezers
- AS 1042-1973 - Direct-acting indicating electrical measuring instruments and their accessories
- AS 1284.1-1991 - Electricity metering Part 1: General purpose induction watt-hour meters
- AS 3303-1990/New Zealand Standard 6324-1990 - Approval and test specification - Particular requirements for refrigerators and food freezers
- AS 2575.2-1989/New Zealand Standard 6205.2-1989 - Energy labelling of appliances Part 2 - Refrigerators, refrigerator/freezers and freezers - Determination of energy consumption and efficiency rating (except section 5 of that Standard).

S.R. No. 79, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

- AS 2040-1990 - Performance of household electrical appliances - Clothes washing machines
- AS 1284-1991 - Electricity metering-Parts 1, 3 and 4
- AS 1284, Part 2-1973 - Electricity meters Part 2 - Portable alternating current rotating standard watt-hours meters
- AS 2442-1981 - Performance of household electrical appliances - Rotary clothes dryers
- AS 3163-1985 - Approval and test specification - Electric washing machines for household use (as amended)

Australian Wool Corporation Test Method 102-1982: Method for the measurement of the felting severity of the wool product wash cycle or washing action of domestic washing machines

S.R. Nos. 80, 81

S.R. No. 82, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

AS 1861.1-1988 - Air-conditioning units - Methods of assessing and rating performance Part 1 - Refrigerated room air-conditioners

AS 1024-1971 - Direct recording electrical measuring instruments and their accessories

AS 1042-1973 - Direct-acting indicating electrical measuring instruments and their accessories

AS 1284.1-1991 - Electricity metering Part 1: General purpose induction watt-hour meters

AS 1677-1986 - Refrigerating systems (as amended)

AS 3179-1989 - Approval and test specification - Refrigerated room air conditioners (as amended).

The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

State Electricity Commission (Amendment) Act 1992 - Whole Act on 27 May 1992 (*Gazette No. G20, 27 May 1992*).

- 11 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 2 June 1992, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Water (Elections) Bill  
 Crimes (Culpable Driving) Bill  
 Collingwood Land (Victoria Park) Bill  
 Local Government (Elections) Bill.

- 12 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Borrowing and Investment Powers (MMBW) Bill  
 Funeral Directors Registration Bill.

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Melbourne University (VCAH) Bill and suggesting amendments.

Ordered - That the suggested amendments be printed and taken into consideration forthwith.

- 14 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Melbourne University (VCAH) Bill.

- 15 **MELBOURNE UNIVERSITY (VCAH) BILL** - Order read for the consideration of the suggested amendments made by the Legislative Council.

On the motion of Mr Roper and, after debate - Suggested amendments made 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 accordingly.

- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Royal Melbourne Institute of Technology Bill with amendments.

And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Swinburne University of Technology Bill with amendments.

And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Alpine Resorts Act 1983' and for other purposes*".

- 19 **ALPINE RESORTS (AMENDMENT) BILL** - On the motion of Mr Crabb, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, forthwith.

Bill read a second time, after debate, and by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Crimes (Family Violence) Act 1987' and for other purposes*".

- 21 **CRIMES (FAMILY VIOLENCE) (FURTHER AMENDMENT) BILL** - On the motion of Mr Kennan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time, by leave, forthwith.

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

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

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

- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Industrial Relations (Superannuation Enforcement) Bill with amendments.

Ordered - That the said amendments be printed and taken into consideration later this day.

- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Partnership (Limited Partnerships) Bill with amendments.

And the said amendments were read a second time, after debate, and agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Superannuation (Occupational Superannuation Standards) Bill with amendments.  
 And the said amendments were read a second time, after debate, and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Financial Institutions (Victoria) Bill with amendments.  
 Ordered - That the said amendments be printed and taken into consideration later this day.
- 26 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Accident Compensation (Further Amendment) Bill with amendments.  
 And the said amendments were read a second time, after debate, and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 27 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Legal Aid Commission (Amendment) Bill (No. 2) with amendments.  
 And the said amendments were read a second time and agreed to by the House.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 28 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Water (Rural Water Corporation) Bill with amendments.  
 And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.  
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 29 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Loy Yang B 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 forthwith.
- 30 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Loy Yang B Bill.
- 31 **LOY YANG B BILL** - Order read for the consideration of the amendments suggested by the Legislative Council and the amendments made by the Legislative Council.  
 On the motion of Mr Sheehan (*Northcote*) 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.

- 32 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the National Parks (Wilderness) Bill with amendments.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 33 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Parliamentary Committees Act 1968' and for other purposes*".

- 34 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL (No. 2)** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 35 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Local Government (Financial) Bill  
Melbourne Market and Park Lands Bill  
Melbourne Lands and Market Sites (Amendment) Bill  
Royal Melbourne Hospital (Redevelopment) Bill  
Building Control (Further Amendment) Bill  
Racing (Further Miscellaneous Amendments) Bill  
Egg Industry (Amendment) Bill.

- 36 **FINANCIAL INSTITUTIONS (VICTORIA) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 37 **HERITAGE RIVERS BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 38 **ABORIGINAL LAND (MANATUNGA LAND) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and, after debate, agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.

- 39 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 3 to 8 inclusive, be postponed until later this day.

- 40 **MINISTERIAL STATEMENT - WOMEN'S CENTRE QUEEN VICTORIA HOSPITAL SITE** - Ms Kirner made a Ministerial Statement relating to a Women's Centre at the Queen Victoria Hospital site.

Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Ms Kirner*) - and, after debate -



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

Ordered - That the debate be adjourned until tomorrow.

- 41 **ROAD SAFETY (LICENCE CANCELLATION) BILL** - Read a second time, after debate, and by leave, read a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 42 **CLASSIFICATION OF FILMS AND PUBLICATIONS (AMENDMENT) BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Roper*) - and, after debate.

*Business having been interrupted at 11.00 p.m.  
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Roper*) - 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 a third time forthwith.

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 43 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.

- 44 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate -

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

WEDNESDAY, 10 JUNE 1992

Question - put and agreed to.

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

J.G. LITTLE

*Clerk of the Legislative Assembly*

KEN. COGHILL

*Speaker*

## No. 215 - Wednesday, 10 June 1992

1 Mr Speaker took the Chair and read the Prayer.

2 **QUESTIONS** - (Pursuant to Standing Order No. 124).

3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

**B Double Vehicles - Seaford Road/Klauer Street** - Seeking that Vic Roads do not issue a permit for the use of Seaford Road/Klauer Street by B Double vehicles, bearing 123 signatures (*by Mrs Hill*)

**Licence Demerit Point System on Taxi Drivers** - Seeking that the Minister for Transport will take account of the difficulties caused by the licence demerit point system on taxi drivers and take measures to reduce the deleterious effect of these arrangements, bearing 621 signatures (*by Mr Thomson*)

**Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 1,056 signatures (*by Mr McGrath, Warrnambool*).

Severally ordered to lie on the Table.

4 **MIGRANT SKILLS AND QUALIFICATIONS** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Migrant Skills and Qualifications Board for 1991 (*Mr Roper*) - put and agreed to.

5 **PAPER** - Mr Roper presented:

Report of the Migrant Skills and Qualifications Board for 1991 - Return to the foregoing Order.

Ordered to lie on the Table.

6 **PRIVILEGES COMMITTEE** - Dr Vaughan, Chairman, brought up a Report from the Privileges Committee on the Matter referred to the Committee on 28 May 1991, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

7 **PRIVILEGES COMMITTEE REPORT** - Motion made, by leave, and question proposed - That this House takes note of the Report of the Privileges Committee tabled in this House on 10 June 1992 (*Dr Vaughan*).

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

Ordered - That the debate be adjourned until tomorrow.

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

Members of Parliament (Register of Interests) 1978 - Summary of Variations notified to 1 June 1992 - Ordered to be printed

Parliamentary Committees Act 1968 - Government Response to the Natural Resources and Environment Committee Report on the Allocation of Fish Resources in Victorian Bays and Inlets, 10 June 1992.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

Local Government (Consequential Provisions) Act 1989 - Section 9 and items 1.4, 9.1, 9.3, 9.4, 9.5, 9.11, 9.14, 9.16, 9.43-9.50 (inclusive), 9.52, 9.53, 9.55, 21.9, 21.10, 33.13, 47.1, 47.3-47.6 (inclusive), 52.22, 57.10, 57.11, 96.1, 96.2, 96.3, 107.23, 107.30, 107.38, 115.8, 122.19, 122.25, 132.11, 132.12 of Schedule 2 and item 87 of Schedule 3 on 3 June 1992 (*Gazette No. G21, 3 June 1992*)

Local Government (Elections) Act 1992 - Sections 1, 2, 5, 6, 7, 9-25 (inclusive) on 3 June 1992 (*Gazette No. G21, 3 June 1992*)

Police (Industrial Functions) Act 1992 - Whole Act on 1 July 1992 (*Gazette No. G21, 3 June 1992*).

9 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - 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:

Education (Further Amendment) Bill.

- 10 **PROGRAMMING OF GOVERNMENT AND GENERAL BUSINESS** - Motion made and question - That the Standing Orders Committee have power to inquire into and report upon the programming of Government and General Business of this House to provide for the more efficient and effective use of parliamentary debating time (*Mr Roper*) - put, after debate, and agreed to.
- 11 **BORROWING AND INVESTMENT POWERS (MMBW) BILL - SECOND READING** - Ordered - That the consideration of this Order of the Day be postponed until later this day.
- 12 **FUNERAL DIRECTORS REGISTRATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).  
Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
Ordered, after debate - That the debate be adjourned until Wednesday, 24 June 1992.
- 13 **BORROWING AND INVESTMENT POWERS (MMBW) 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 Stockdale*) - put and agreed to.  
Ordered - That the debate be adjourned until Wednesday, 24 June 1992.
- 14 **MEDICAL TREATMENT (AGENTS) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 15 **NATIONAL PARKS (FURTHER MISCELLANEOUS AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).  
Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
Ordered - That the debate be adjourned until Wednesday, 24 June 1992.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 5 and 6 be postponed until later this day.
- 17 **JURIES (AMENDMENT) 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 a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 18 **PORT OF MELBOURNE AUTHORITY (AMENDMENT) 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 a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 19 **CRIMES (FAMILY VIOLENCE) (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, by leave, read a third time forthwith.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 20 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Bank Integration Bill.
- 21 **BANK INTEGRATION BILL** - Read a second time, after debate and, by leave, read a 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** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 9 to 15 inclusive, be postponed until later this day.
- 23 **BANKING (PREMIUM ACCOUNTS) 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 a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 **ENVIRONMENT PROTECTION (RESOURCE RECOVERY) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and, after debate, agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 25 **FIRE AND EMERGENCY SERVICES (MISCELLANEOUS AMENDMENTS) BILL** - Order read for the consideration of the amendments made by the Legislative Council.  
And the said amendments were read a second time and, after debate, agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 26 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Agricultural and Veterinary Chemicals Bill.
- 27 **AGRICULTURAL AND VETERINARY CHEMICALS BILL** - Order read for the consideration of the amendment suggested by the Legislative Council and the amendments made by the Legislative Council.  
On the motion of Mr Baker, and after debate - Suggested amendment 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.

- 28 **SITTING OF THE HOUSE** - 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 in writing to each member of the House (*Mr Roper*) - put, after debate, and agreed to.
- 29 **AGRICULTURAL INDUSTRY DEVELOPMENT (TOMATO PROCESSING) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed. Bill read a second time.  
Ordered - To be committed later this day.
- 30 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Agricultural Industry Development (Tomato Processing) Bill.
- 31 **AGRICULTURAL INDUSTRY DEVELOPMENT (TOMATO PROCESSING) BILL** - Bill committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a 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 Melbourne Water Corporation Bill with amendments.  
And the amendments were read a second time and, after debate, agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 33 **SMOKE-FREE AREAS** - Motion made, by leave, and question -
1. That all buildings located within the Parliamentary Reserve be designated as "smoke-free areas" and that smoking be prohibited within such buildings and in all areas occupied by Committees of the Parliament of Victoria.
  2. That the following process be adopted:
    - 2.1 All persons found smoking any substance whilst in the areas, as defined, be requested to desist.
    - 2.2 On refusal, the name of the offending person shall be reported to the relevant Presiding Officer.
    - 2.3 In the event of a Member of Parliament further offending, the Member shall be subjected to action taken by the relevant Presiding Officer to withdraw a privilege enjoyed by the Member as determined by the Presiding Officer. The privileges include: car parking at Parliament House, restriction of items available for expenditure under Part A of the Electorate Service Entitlement, withdrawal of credit facilities for Catering services.
    - 2.4 In the event of a Staff member further offending, the officer/employee shall be subjected to relevant disciplinary actions.
    - 2.5 In the event of representatives of the media and other visitors to the Parliament further offending, the person shall be asked to leave the premises.
  3. That this "smoke-free areas" rule shall not apply to individual Members offices subject to the agreement of the Members of Parliament accommodated in such office until the Parliament by motion otherwise provides.

4. That the resolution to ban all smoking in areas defined shall take effect from 1st July 1992 -

(Mr Roper) - put and agreed to.

34 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (Mr Roper) - after debate, put.

The House divided.

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cain	Mr Jolly	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Cunningham	Mr McCutcheon	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	(Ballarat South)	Tellers
Mrs Garbutt	Mr Micallef	Mr Sheehan	Mr Dollis
Mr Gavin	Mr Norris	(Northcote)	Mr Leighton

NOES, 36

Mr Austin	Mr John	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Kennett	Dr Napthine	Mrs Wade
Mr Brown	Mr Kilgour	Mr Perton	Mr Wallace
Mr Clark	Mr Lea	Mr Pescott	Mr Weideman
Mr Coleman	Mr Leigh	Mr Plowman	Dr Wells
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Gude	Mr McGrath	Mr Smith	Tellers
Mr Hayward	(Warrnambool)	(Polwarth)	Mr Honeywood
Mr Jasper	Mr McNamara	Mr Steggall	Mr Maughan

And so it was resolved in the affirmative.

35 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twenty-four minutes past Seven o'clock, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## LEGISLATIVE ASSEMBLY OF VICTORIA

**VOTES AND PROCEEDINGS**  
**Nos. 216, 217, 218 and 219**

**No. 216 - Tuesday, 11 August 1992**

- 1 The House met pursuant to the terms of the resolution of 10 June 1992, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
  - 2 **APPOINTMENT OF SERJEANT-AT-ARMS** - Mr Speaker informed the House that the Governor in Council had been pleased to appoint Marcus Leonard Bromley, Esquire, to be Serjeant-at-Arms.
  - 3 **DEATHS OF THE HONOURABLE CLIVE PHILLIP STONEHAM, O.B.E., AND THOMAS CAMPION TREWIN, ESQUIRE** - Motion made and question -
    - 1 That this House expresses its sincere sorrow at the death of The Honourable Clive Phillip Stoneham, O.B.E., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Maryborough and Daylesford from 1942 to 1945 and for the Electoral District of Midlands from 1945 to 1970, Honorary Minister in 1943, Minister of Transport, Minister of State Development and Decentralization from 1945 to 1947, Minister of Agriculture, Minister of State Development and Decentralization and Minister of Water Supply from 1952 to 1955 and as Leader of the Opposition from 1958 to 1967.
    - 2 That this House expresses its sincere sorrow at the death of Thomas Campion Trewin, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Benalla from 1961 to 1982.

(*Ms Kirner*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable Members rising in their places to signify their assent, agreed to unanimously.
  - 4 **ADJOURNMENT** - Motion made and question - That, as a further mark of respect to the memories of the late Honourable Clive Phillip Stoneham, O.B.E., and the late Thomas Campion Trewin, Esquire, the House do now adjourn until Eight o'clock this day (*Ms Kirner*) - put and agreed to.
- And the House, at twenty-six minutes past Three o'clock, adjourned until Eight o'clock this day.

# No. 217 - Tuesday, 11 August 1992

(EIGHT O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
  - Television Series 'Sex'** - Opposing the screening of the Channel 9 television series 'Sex' due to its explicit and offensive content, bearing 46 and 3,460 signatures (*by Mr Elder and Mr Smith, Glen Waverley, respectively*)
  - Steel-jaw Leghold Traps** - Seeking that legislation be enacted to ban the manufacture, sale and use of steel-jaw leghold traps in all areas of this State, bearing 71 signatures (*by Mr Shell*)
  - Primary and Post Primary Programs - Victorian School for Deaf Children** - Seeking that the Primary and Post Primary programs at the Victorian School for Deaf Children are developed and adequately resourced to provide a viable educational option for deaf students throughout Victoria, bearing 7,940 signatures (*by Mr Pope*)
  - Loch Valley Road - Noojee** - Seeking that the priority for repairing, making and sealing of the Loch Valley Road at Noojee be upgraded, bearing 23 signatures (*by Mr Delzoppo*)
  - Tertiary Places** - Seeking that policies to facilitate an increase in tertiary places be pursued by the Government, bearing 169 signatures (*by Mr Hayward*)
  - Educational and Career Opportunities** - Seeking that affirmative action legislation be extended to provide for greater educational and career opportunities for western suburbs youth, restore educational funding to alleviate disadvantage and oppose any further decline in educational and career opportunities of young Victorians, bearing 20 signatures (*by Mr Baker*)
  - Travel Concessions for Students** - Seeking that all students attending any place of learning, whether private or otherwise, be eligible to enjoy travel concessions, bearing 88 signatures (*by Mr Honeywood*).

Severally ordered to lie on the Table.
- 4 **ADMINISTRATIVE ARRANGEMENTS ORDERS** - Motion made, by leave, and question - That there be presented to this House a copy of Administrative Arrangements Orders Nos. 109 to 111 (*Ms Kirner*) - put and agreed to.
- 5 **PAPERS** - Ms Kirner presented:
  - Administrative Arrangements Orders - Nos. 109 to 111 - Return to the foregoing Order.

Severally ordered to lie on the Table.
- 6 **THE BRENNAN REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Board of Inquiry into the Employment Arrangements in any Public Statutory Authority and Appointment to the Victorian Public Service of Mr Justin Brennan (*Ms Kirner*) - put, after debate, and agreed to.



7 **PAPER** - Ms Kirner presented:

Report of the Board of Inquiry into the Employment Arrangements in any Public Statutory Authority and Appointment to the Victorian Public Service of Mr Justin Brenan - Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

8 **SOCIAL DEVELOPMENT COMMITTEE** - Mrs Ray, Chairman, brought up the Fourth and Final Report from the Social Development Committee upon the Inquiry into Mental Disturbance and Community Safety, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

9 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Cole, Chairman, brought up a Report from the Economic and Budget Review Committee upon a Submission made to the Joint Select Committee on the Parliament of Victoria: Public Accounts Committees in the Victorian Parliament 1895-1992, together with an Appendix.

Ordered to lie on the Table and the Report and Appendix to be printed.

10 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Delzoppo brought up a Report from the Public Bodies Review Committee upon the appropriate model for corporatisation of the State Electricity Commission, together with Appendices.

Ordered to lie on the Table and the Report and Appendices to be printed.

11 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Report for the quarter ended 31 March 1992 of the Victorian Accident Rehabilitation Council

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:

Accident Compensation Act 1985 - Communication from the Assistant Minister for Labour explaining the reasons for the delay in tabling the audited report of the Victorian Accident Rehabilitation Council for the quarter ended 31 March 1992

Building Control Act 1981 - Building Code of Australia, 1990 - Amendment No. 3, together with copies of the following documents as required by section 32 of the Interpretation of Legislation Act 1984, to accompany the amendment to the Code:

*Australian Standards:*

AS 1221 - 1991 - Fire hose reels

AS 1250 - 1981 - Steel Structures Code

AS 1428.1 - 1988 - Design for access and mobility - Part 1: General requirements for access - Buildings (as amended)

AS 1530.3 - 1989 - Methods for fire tests on building materials, components and structures - Part 3: Simultaneous determination of ignitability, flame propagation, heat release and smoke release (as amended)

AS 1603.1 - 1990 - Automatic fire detection and alarm systems - Part 1: Heat detectors

AS 1639 - 1990 - The design and installation of corrugated fibre-reinforced cement roofing and wall cladding (as amended)

- AS 1735.2 - 1986 - Lifts, escalators and moving walks (SAA Lift Code) - Passenger and goods lifts - Electric (as amended)
- AS 2107 - 1987 - Acoustics - Recommended design sound levels and reverberation times for building interiors
- AS 2118 - 1982 - Automatic fire sprinkler systems - SAA Code for Automatic Fire Sprinkler Systems (as amended)
- AS 2327.1 - 1980 - SAA Composite Construction Code - Part 1: Simply supported beams
- AS 2424 - 1991 - Plastics building sheets - General installation requirements and design of roofing systems
- AS 2908 - 1992 - Cellulose-cement products -  
Part 1 - Corrugated sheets  
Part 2 - Flat sheets
- AS 2918 - 1990 - Domestic solid fuel burning appliances - Installation (as amended)
- AS 3700 - 1988 - SAA Masonry Code - Masonry in Buildings (as amended).
- AS 3959 - 1991 - Construction of buildings in bushfire-prone areas.
- AS 1851 - Maintenance of fire protection equipment -  
Part 1 - 1989 - Portable fire extinguishers (as amended)  
Part 2 - 1988 - Fire hose reels  
Part 3 - 1985 - Automatic fire sprinkler systems
- AS 2293.2 - 1987 - Emergency evacuation lighting in buildings - Inspection and maintenance
- Fire Protection Equipment - Register of accredited products, Scientific Services Laboratory, 1991
- Flora and Fauna Guarantee Act 1988 - Order in Council adding items to Schedule 2 - List of Taxa and Communities of Flora and Fauna which are threatened and Schedule 3 - List of potentially threatening processes
- LaTrobe University - Report of the Council for the year 1991
- Monash University - Report of the Council for 1989 together with a Statute approved by the Governor in Council
- Parliamentary Committees Act 1968 - Response from the Attorney-General on the action taken with respect to the recommendations made by the Legal and Constitutional Committee's Report on a Bureau of Crime Statistics for Victoria
- Parliamentary Officers Act 1975 -
- Statement of Appointments and Alteration of Classification during the year 1991-92 in the -  
Department of the Legislative Council  
Department of the Legislative Assembly  
Department of the House Committee  
Department of the Parliamentary Library  
Department of the Reporting Staff of the Victorian Parliamentary Debates
- Statement of Persons Temporarily Employed during the year 1991-92 in the -  
Department of the Legislative Council  
Department of the Legislative Assembly  
Department of the House Committee  
Department of the Parliamentary Library  
Department of the Reporting Staff of the Victorian Parliamentary Debates

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Alexandra Planning Scheme - No. L20
- Altona Planning Scheme - No. L21
- Bacchus Marsh Planning Scheme - No. L27 Part 2
- Ballaarat (City) Planning Scheme - No. L29
- Ballarat (Shire) Planning Scheme - No. L19
- Benalla Shire Planning Scheme - No. L8, L9
- Bendigo Planning Scheme - No. L33
- Berwick Planning Scheme - Nos. L45, L46 Part 1, L47, L48, L49
- Box Hill Planning Scheme - No. L14
- Bright Planning Scheme - No. L19
- Brighton Planning Scheme - No. L22
- Broadmeadows Planning Scheme - No. L29
- Brunswick Planning Scheme - Nos. L12, L18, L19
- Bulla Planning Scheme - No. L57
- Buln Buln Planning Scheme - Nos. L13, L16, L18
- Buninyong Planning Scheme - Nos. L7A, L16
- Camberwell Planning Scheme - Nos. L4, L27, L28
- Camperdown Planning Scheme - No. L4
- Caulfield Planning Scheme - Nos. L14, L16
- Chelsea Planning Scheme - No. L3
- Chiltern Planning Scheme - No. L11
- Coburg Planning Scheme - No. L15 Part 1, L28
- Cranbourne Planning Scheme - Nos. L66, L68, L72
- Croydon Planning Scheme - Nos. L37, L43
- Deakin Planning Scheme - Nos. L13 Part 1, L19
- Diamond Valley Planning Scheme - Nos. L10, L11, L12, L13
- Doncaster and Templestowe Planning Scheme - No. L48
- Eaglehawk Planning Scheme - No. L14
- Echuca Planning Scheme - No. L14
- Eltham Planning Scheme - Nos. L15, L16 Part 2, L27 Part 3, L33
- Essendon Planning Scheme - Nos. L28, L34
- Euroa Planning Scheme - Nos. L15, L17, L18
- Fitzroy Planning Scheme - No. L25
- Flinders Planning Scheme - No. 101
- Flinders Planning Scheme Local Section - No. RL1
- Footscray Planning Scheme - No. L32 Part 1
- Frankston Planning Scheme - No. L20
- Geelong Regional Planning Scheme - Nos. L85, R77, R97, R98, R99
- Hamilton Planning Scheme - No. L4, L6
- Hawthorn Planning Scheme - Nos. L8, L10, L16, L17
- Heidelberg Planning Scheme - No. RL147 Part 1
- Heytesbury Planning Scheme - No. L11
- Horsham Planning Scheme - No. L31 Part 1
- Kara Kara Planning Scheme - No. L2
- Kew Planning Scheme - Nos. L13, L16
- Kilmore Planning Scheme - No. L54
- Knox Planning Scheme - Nos. L40, L45
- Korumburra Planning Scheme - No. L36
- Kyneton Planning Scheme - No. L3
- Leigh Planning Scheme - No. L5
- Lillydale Planning Scheme - No. L103
- Mansfield Planning Scheme - No. L13
- Melbourne Planning Scheme - Nos. L91, L104
- Metropolitan Region Planning Schemes - Nos. R115, RL141 Part 1
- Mildura (City) Planning Scheme - No. L32
- Mildura Shire Planning Scheme - No. L16 Part 1
- Mirboo Planning Scheme - Nos. L9, L10

Moe Planning Scheme - No. L24  
 Northcote Planning Scheme - Nos. L19, RL147 Part 1  
 Nunawading Planning Scheme - No. L21  
 Oakleigh Planning Scheme - No. L24  
 Oxley Planning Scheme - No. L3  
 Pakenham Planning Scheme - Nos. L59, L61 Part 2, L64, L68, L69  
 Phillip Island Planning Scheme - Nos. L31, L39  
 Port Fairy Planning Scheme - No. L8 Part 1  
 Portland City Planning Scheme - No. L25  
 Preston Planning Scheme - Nos. L17 Part 2, L38, RL147 Part 1  
 Ringwood Planning Scheme - Nos. L18, L21  
 Rutherglen Planning Scheme - No. L5  
 Shepparton City Planning Scheme - No. L43  
 Sherbrooke Planning Scheme - No. L63  
 South Melbourne Planning Scheme - Nos. L16, L31, L46, L51  
 Springvale Planning Scheme - Nos. L14, L22, L39, L42  
 St Kilda Planning Scheme - Nos. L14, L18  
 Sunshine Planning Scheme - No. L33  
 Tambo Planning Scheme - Nos. L45, L48  
 Upper Yarra Planning Scheme - No. L23  
 Upper Yarra Valley and Dandenong Ranges Region Planning Schemes -  
     No. R8  
 Violet Town Planning Scheme - No. L4  
 Warragul Planning Scheme - No. L22  
 Werribee Planning Scheme - Nos. L30, L34, L36, L44  
 Westernport Region Planning Scheme Regional Section - No. RL1  
 Whittlesea Planning Scheme - Nos. L24 Part 2, L65, RL147 Part 1  
 Wimmera Planning Scheme - No. L5  
 Wodonga Planning Scheme - No. L24  
 Wonthaggi Planning Scheme - Nos. L12, L13  
 Woorayl Planning Scheme - No. L44  
 Yackandandah Planning Scheme - No. L4

Statutory Rules under the following Acts:

Accident Compensation Act 1985 -

S.R. No. 170, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

*Primary Document:*

Maximum Payments for Medical Services, issued June 1992 by the Accident Compensation Commission

*Secondary Documents:*

Medicare Benefits Schedule Book, effective 1 December 1991  
 Supplement to Medicare Benefits Schedule Book, of 1 December 1991, effective 1 February 1992

S.R. No. 221

Aerial Spraying Control Act 1966 - S.R. No. 162

Alcoholics and Drug-dependent Persons Act 1968 - S.R. No. 110

Annual Reporting Act 1983 -

S.R. Nos. 145, 146, 148 and 149, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rules:

*Australian Accounting Standards:*

- AAS 10 - Accounting for the Revaluation of Non-Current Assets (S.R. No. 145)
- AAS 24 - Consolidated Financial Reports (S.R. No. 145)
- AAS 25 - Financial Reporting by Superannuation Plans (S.R. Nos. 145, 146)
- AAS 26 - Financial Reporting of General Insurance Activities (S.R. No. 145)
- AAS 28 - Statement of Cash Flows (S.R. Nos. 145, 146, 148, 149)

*Statement of Accounting Concepts:*

- SAC 1 Definition of the Reporting Entity (S.R. Nos. 145, 146)
- SAC 2 Objective of General Purpose Financial Reporting (S.R. Nos. 145, 146)
- SAC 3 Qualitative Characteristics of Financial Information (S.R. Nos. 145, 146)

Archaeological and Aboriginal Relics Preservation Act 1972 - S.R. No. 218

Audit Act 1958 - S.R. No. 123

Bail Act 1977 - S.R. No. 177

Boilers and Pressure Vessels Act 1970 -

S.R. No. 203, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

*Primary Documents:**Australian Standards:*

- AS 1200 - 1988 - Boilers and Pressure Vessels (SAA Boiler Code)
- AS 1210 - 1989 - Unfired pressure vessels (SAA UPV Code) (as amended)
- AS 1410 - 1987 - Sterilisers - Steam - Pre-vacuum (as amended)
- AS 1714 - 1990 - Sterilisers 12/88 ethylene oxide - Hospital use
- AS 1777 - 1989 - Aluminium cylinders for compressed gases - Seamless - 0.1kg to 130kg
- AS 2337.1 - 1989 - Gas cylinder test stations - Part 1 - General requirements, inspections and tests - Gas cylinders
- AS 2468 - 1989 - Steel cylinders for compressed gases - Brazed - 0.1kg to 11kg
- AS 2469 - 1989 - Steel cylinders for compressed gases - Welded - 0.1kg to 11kg
- AS 2470 - 1989 - Steel cylinders for compressed gases - Welded - 11kg to 150kg
- AS 2487 - 1981 - Dry heat sterilisers (Hot air type)
- AS 2527 - 1982 - Cylinders for dissolved acetylene
- AS 2873 - 1986 - Carbon-manganese steel cylinders for compressed gases - Seamless - 0.1kg to 500kg (as amended)
- AS 2874 - 1986 - High tensile carbon-manganese steel cylinders for compressed gases - Seamless - 0.1kg to 500kg (as amended)
- AS 2875 - 1986 - Alloy steel cylinders for compressed gases - Seamless - 0.1kg to 500kg (as amended)
- AS 3577 - 1989 - Steel cylinders for compressed gases - Welded - 150kg to 500kg (as amended)

*British Standard:*

- BS 1746 - 1987 - Domestic Pressure Cookers

*Australian Miniature Boiler Safety Committee:*

AMBSC Code - Part 1 - Copper Boilers - (as amended 1984)

AMBSC Code - Part 2 - Steel Boilers Briggs Type - (as amended 1987)

*Secondary Documents:**Australian Standards:*

AS 1065 - 1988 - Non-destructive testing - Ultrasonic testing of carbon and low alloy steel forgings

AS 1101.3 - 1987 - Graphical symbols for general engineering - Part 3 - Welding and non-destructive examination

AS 1135 - 1973 - Rules for the design, fabrication, installation and inspection of non-ferrous pressure piping (SAA Non-ferrous Pressure Piping Code)

AS 1170.2 - 1989 - Minimum design loads on structures (SAA Loading Code) - Wind loads (as amended)

AS 1210 Supp 1 - 1990 - Unfired pressure vessels - Advance design and construction (Supplement to AS 1210 - 1989)

AS 1228 - 1990 - Boilers - Water-tube (as amended)

AS 1250 - 1981 - The use of steel in structures (SAA steel structures code) (as amended)

AS 1375 - 1985 - Industrial fuel fired appliances (SAA Industrial Fuel-fired Appliances Code)

AS 1391 - 1991 - Methods for tensile testing of metals

AS 1657 - 1985 - Fixed platforms, walkways, stairways and ladders - Design, construction and installation (SAA Code for Fixed Platforms, Walkways, Stairways and Ladders)

AS 1665 - 1992 - Welding of aluminium structures

AS 1677 - 1986 - Refrigerating systems (as amended)

AS 1732 - 1975 - Fusible plugs for boilers

AS 1797 - 1986 - Boilers - Fire-tube, shell and miscellaneous (as amended)

AS 1853 - 1983 - Automatic oil and gas burners - mechanical draught

AS 1929 - 1981 - Non-destructive testing - Glossary of terms

AS 2022 - 1983 - Anhydrous ammonia - Storage and handling (SAA Anhydrous Ammonia Code) (as amended)

AS 2030.1 - 1989 - SAA Gas Cylinders Code - Part 1 - Cylinders for compressed gases other than acetylene

AS 2030.2 - 1985 - SAA Gas Cylinders Code - Part 2 - Cylinders for dissolved acetylene

AS 2030.3 - 1982 - SAA Gas Cylinders Code - Part 3 - Non-refillable cylinders for compressed gases

AS 2030.4 - 1985 - SAA Gas Cylinders Code - Part 4 - Welded Cylinders - Insulated

AS 2062 - 1977 - Methods for non-destructive penetrant testing of products and components

AS 2129 - 1982 - Flanges for pipes, valves and fittings (as amended)

AS 2182 - 1981 - Portable electrically heated steam sterilisers (downward displacement pressure steam type)

AS 2192 - 1991 - Sterilisers - Steam - Downward displacement

AS 2205 - Methods of Destructive Testing of Welds in Metal:

2.1 - 1980 - Tensile tests - Transverse butt tensile test

2.2 - 1988 - Tensile tests Method 2.2: All-weld-metal tensile test

2.3 - 1980 - Tensile tests - Transverse joggle-butt tensile test

3.1 - 1988 - Bend tests Method 3.1: Transverse guided bend test

3.2 - 1988 - Bend tests Method 3.2: Transverse free bend test

3.3 - 1988 - Bend tests Method 3.3: Longitudinal guided bend test

- 3.4 - 1980 - Bend tests - Transverse joggle-butt wrap around bend test
- 3.5 - 1980 - Bend test - Tongue bend test
- 4.1 - 1980 - Break tests - Nick-break test
- 4.2 - 1980 - Break tests - Fillet break test
- 5.1 - 1988 - Metallographic tests - Method 5.1: Macro test-cross - section examination
- 6.1 - 1988 - Hardness tests - Method 6.1: Weld joint hardness test
- 7.1 - 1980 - Fracture toughness tests - Charpy v-notch impact test
- AS 2382 - 1981 - Surface roughness comparison specimens
- AS 2505.1 - 1981 - Methods for bend and related testing of metals - sheet, strip and plate
- AS 2528 - 1982 - Bolts, studbolts and nuts for flanges and other high and low temperature applications
- AS 2582.4 - 1983 - Complete, filled transport packages - Methods of test - Vertical impact test by dropping
- AS 2613 - 1989 - Safety devices for gas cylinders
- AS 2812 - 1985 - Welding, brazing and cutting of metals - Glossary of terms
- AS 2971 - 1987 - Serially produced pressure vessels
- AS 3509 - 1988 - LP gas fuel vessels for automotive use
- AS 3992 - 1992 - Boilers and Pressure vessels - Welding and brazing qualification
- AS CB15.1 - 1970 - SAA Pipe Welding Code - Part 1 - Oxy-acetylene welding of ferritic steel piping
- AS CB15.3 - 1967 - SAA Pipe Welding Code - Part 3 - Arc welding of ferritic steel piping
- AS CB15.5 - 1968 - SAA Pipe Welding Code - Part 5 - Flash butt welding of steel pipes and tubes
- AS CB18.1 - 1967 - SAA Pressure Piping Code - Part 1 - Ferrous piping

*British Standards:*

- BS 3351 - 1971 - Specification for Piping Systems for the Petroleum Refineries and Petrochemical Plants
- BS 3688.1 - 1963 - Methods for mechanical testing of metals at elevated temperatures - Part 1: Tensile testing
- BS 4076 - 1989 - Specification for steel chimneys
- BS 3915 - 1965 - Specification for carbon and low alloy steel pressure vessels for primary circuits of nuclear reactors (as amended)
- BS 4208 - 1967 - Specification for carbon and low alloy steel containment structures for stationary nuclear power reactors (as amended)

*American Standards:*

- ANSI/NFPA 85C - 1991 - Prevention of Furnace Explosions /Implosions in Multiple Burner Boiler-Furnaces
- ANSI/NFPA 85F - 1988 - Pulverised Fuel Systems
- ASME/ANSI B16.5 - 1988 - Pipe flanges and flanged fittings (as amended)
- ASTM A370 - 1991 - Standard test methods and definitions for mechanical testing of steel products
- TEMA - 1988 - Standards of Tubular Exchanger Manufacturers Association

*Tertiary Documents:**Australian Standards:*

- AS 1100.201 - 1984 - Technical Drawing - Mechanical Drawing (as amended)
- AS 1170.1 - 1989 - SAA Loading Code Part 1: Dead and Live loads and Load Combinations
- AS 1511 - 1984 - SAA High-Strength Structural Bolting Code (as amended)
- AS 1538 - 1988 - Cold-Formed Steel Structures Code
- AS 1544.2 - 1989 - Methods for Impact tests on metals - Part 2: Charpy V-Notch
- AS 1544.5 - 1981 - Impact tests of metals - Part 5: Assessment of fracture surface appearance of steel
- AS 1554.1 - 1991 - Structural steel welding - Part 1: Welding of steel structures
- AS 1664 - 1979 - SAA Aluminium Structures Code
- AS 1817 - 1991 - Metallic materials - Vickers hardness test
- AS 1942 - 1987 - Refrigerant gas cylinder identification
- AS 1943 - 1987 - Industrial gas cylinder identification
- AS 1944 - 1987 - Medical gas cylinder identification
- AS 2083 - 1981 - Calibration blocks and their methods of use in ultrasonic testing
- AS 2205.1 - 1988 - Methods of Destructive Testing of Welds in Metal - Part 1: General requirements for tests
- AS 2764 - 1985 - Fibre reinforced plastics (FRP) aluminium alloy gas cylinders - Hoop overwrapped
- AS 4100 - 1990 - Steel structures

*Australian Welding Research Association:*

AWRATN5 - Technical Note 5 - Flame Cutting of Steels - Australian Welding Research Association, July 1981

Hazardous Materials Regulations of the Department of Transportation by Air, Rail, Highway and Water including Specifications for Shipping Containers (Issued 23 March 1992 by Association of American Railways Bureau of Explosives):

US DOT 4L - Specification for Welded Cylinders - Insulated (pp 409/412 section 178.57)

US DOT 39 - Specification for non-re-usable non re-fillable cylinder (pp 423/425 section 178.65)

*S.R. 204*

Building Control Act 1981 - S.R. No. 77

Business Franchise (Tobacco) Act 1974 - S.R. No. 132

Business Names Act 1962 - S.R. No. 83

Children and Young Persons Act 1989 - S.R. No. 165

Conservation, Forests and Lands Act 1987 - S.R. No. 164

Constitution Act Amendment Act 1958 - S.R. No. 109

Co-operation Act 1981 - S.R. No. 174

Co-operative Housing Societies Act 1958 - S.R. No. 224

Corporations (Victoria) Act 1990 - S.R. No. 98

Country Fire Authority Act 1958 - S.R. No. 180, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:



*Australian Standards:*

- AS 1687 - 1991 - Knapsack Spray Pumps for Firefighting
- AS 1842 - 1983 - Portable Fire Extinguishers - Water (Stored Pressure) Type
- AS 1687 - 1981 - Knapsack Spray Pumps for Firefighting
- AS 1019 - 1985 - Internal Combustion Engines - Spark Emission Control Devices

County Court Act 1958 - S.R. No. 217

Crimes Act 1958 - S.R. Nos. 141, 178

Crown Proceedings Act 1958 - S.R. No. 131

Dairy Industry Act 1984 - S.R. Nos. 102, 103

Dental Technicians Act 1972 - S.R. No. 185

Discharged Servicemen's Preference Act 1943 - S.R. No. 124

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 94

Environment Protection Act 1970 - S.R. No. 127, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

- ESMP Data Manual 1992 - Engine Speed at Maximum Power and Noise Test Engine Speeds for Vehicles 1970 to 1991 (EPA Publication No. 317)

*Australian Standards:*

- AS 1259.1 - 1990 - Sound level meters - Part 1: Non-integrating
- AS 2877 - 1986 - Methods of Test for Fuel Consumption of Motor Vehicles Designed to Comply with Australian Design Rules 37 and 40

*American Standards:*

- ASTM D2700 - 88a - Standard Test Method for Knock Characteristics of Motor and Aviation Fuels by the Motor Method
- ASTM D2699 - 88a - Standard Test Method for Knock Characteristics of Motor Fuels by the Research Method

*British Standard:*

- BS AU 141a - 1971 - Specification for the Performance of Diesel Engines for Road Vehicles

Uniform Provisions Concerning the Approval of Vehicles Equipped with Diesel Engines with Regard to the Emission of Pollutants by the Engine:

United Nations Agreement concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval for Motor Vehicle Equipment and Parts: Regulation No.24 - Uniform Provisions Concerning the Approval of Vehicles Equipped with Diesel Engines with Regard to the Emission of Pollutants by the Engine, 23 August 1971

S 85.874 of sub-part I in Part II of Number 221 of Volume 37 of the Federal Register of the United States of America published on 15 November 1972

Estate Agents Act 1980 - S.R. Nos. 115, 129, 134

Evidence Act 1958 - S.R. Nos. 143, 144, 176

Finance Brokers Act 1969 - S.R. Nos. 93, 184

Financial Institutions Duty Act 1982 - S.R. No. 108

Fisheries Act 1968 - S.R. Nos. 151 to 158 (eight papers)

Food Act 1984 - S.R. No. 222

Forests Act 1958 -

S.R. Nos. 188 and 191, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rules:

*Australian Standards:*

AS 1019 - 1985 - Internal Combustion Engines - Spark Emission Control Devices (S.R. No. 188)

AS 1687 - 1991 - Knapsack Spray Pumps for Fire Fighting (as amended) (S.R. No. 188)

AS 1846 - 1985 - Portable Fire Extinguishers - Powder Type (as amended) (S.R. No. 188)

*Plans:*

Copy of Parish Plan No 2879 (Parish of Kimbolten) (S.R. Nos. 188, 191)

Copy of Parish Plan No 3023 (Parish of Lyell) (S.R. Nos. 188, 191)

S.R. Nos. 190, 192

Gas and Fuel Corporation Act 1958 - S.R. No. 119, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

1. Primary documents incorporated as listed in Schedule 1 of the Statutory Rule:

(a) *Standards or codes published by The Australian Gas Association:*

AG 501-1984 - Code for Industrial and Commercial Gas Fired Appliances.

AG 601-1992 - Gas Installation Code

(b) *Standards and codes published by the Standards Association of Australia:*

AS 1375-1985 - Industrial Fuel-fired Appliances

AS 1697-1981 - Gas Transmission and Distribution Systems

AS 1796-1983 - Certification of Welders and Welding Supervisors (as amended)

AS 2177.1-1981 - Radiography of Welded Butt Joints in Metal - Methods of test

AS 2177.2-1982 - Radiography of Welded Butt Joints in Metal - Image Quality Indicators (IQI) and recommendations for their use

AS 2885-1987 - Pipelines - Gas and Liquid Petroleum

AS CB 15 - Pipe Welding Code -

Part 1-1970 - Oxy-acetylene welding of ferritic steel piping

Part 3-1967 - Arc welding of ferritic steel piping

Part 5-1968 - Flash butt welding of steel pipes and tubes

2. Secondary and tertiary documents incorporated:

(a) *Standards or codes published by The Australian Gas Association:*

AG 102-1989 - Approval requirements for gas water heaters

AG 201-1983 - Approval requirements for manual shut-off valves

AG 202-1984 - Approval requirements for gas appliance regulators

AG 204-1984 - Approval requirements for thermoelectric flame safeguards

AG 208-1985 - Approval requirements for jointing compounds and materials for use in gas pipe joints

AG 209-1980 - Approval requirements for combination controls

- AG 210-1984 - Approval requirements for electronic flame safeguards and flame detectors
- AG 212-1983 - Approval requirements for quick-connect devices
- AG 214-1985 - Approval requirements for automatic shut-off valves and vent valves
- AG 215-1985 - Approval requirements for leakage detection systems
- AG 504-1987 - Code of practice for NGV refuelling stations
- AG 604-1984 - Approval requirements for flue cowls
- AG 605-1985 - Approval requirements for twin wall metal flues
- AG 701-1977 - Glossary of terms used in the AGA Codes
- AG 807-1992 - Approval requirements for natural gas flexible hose and hose assemblies for pressures above 2.6 MPa

*(b) Standards or codes published by the Standards Association of Australia:*

- AS 1074-1989 - Steel tubes and tubulars for ordinary service
- AS 1135-1973 - SAA Non-ferrous Pressure Piping Code
- AS 1167.1-1984 - Welding and brazing - Filler metals - Filler metal for brazing and braze welding
- AS 1167.2-1986 - Welding and brazing - Filler metals - Filler metal for welding
- AS 1210-1989 - SAA Unfired Pressure Vessels Code (as amended)
- AS 1271-1990 - Safety valves, other valves, liquid level gauges, and other fittings for boilers and unfired pressure vessels
- AS 1345-1982 - Identification of the contents of piping, conduits and ducts (as amended)
- AS 1349-1986 - Bourdon tube pressure and vacuum gauges (as amended)
- AS 1357.1-1988 - Water valves for use with unvented water heaters - Protection valves (as amended)
- AS 1397-1984 - Steel sheet and strip - Hot-dipped zinc-coated or aluminium/zinc-coated
- AS 1415-1984 - Unplasticized PVC (UPVC) pipes and fittings for soil, waste and vent (SWV) applications (as amended)
- AS 1432-1990 - Copper tubes for plumbing, gasfitting and drainage applications
- AS 1464.1-2-1984 - Plastics pipes and fittings for gas reticulation - Unplasticized PVC (UPVC) (as amended)
- AS 1477.1-1988 - Unplasticized PVC (pipes) and fittings for pressure applications - pipes (as amended)
- AS 1477.2-1990 - Unplasticized PVC (UPVC) pipes and fittings for pressure applications - Moulded fittings
- AS 1477.4-1988 - Unplasticized PVC (UPVC) pipes and fittings for pressure applications - Post-formed bends
- AS 1518-1979 - Extruded high-density polyethylene protective coating for pipes
- AS 1530.1-1984 - Methods for Fire Tests on Building materials, components and structures - Combustibility test for materials.
- AS 1530.3-1989 - Methods for Fire Tests on Building materials, components and structures - Simultaneous determination of ignitability, flame propagation, heat release and smoke release (as amended)
- AS 1572-1985 - Copper and copper alloys - Seamless tubes for engineering purposes
- AS 1667.1-2-1984 - Plastics pipes and fittings for gas reticulation - Polyethylene - Nominal size series (as amended)
- AS 1668.1-1991 - The use of mechanical ventilation and air-conditioning in buildings - Fire and smoke control

- AS 1668.2-1991 - The use of mechanical ventilation and air-conditioning in buildings - Mechanical ventilation for acceptable indoor-air quality
- AS 1722.1-1975 - Pipe threads of Whitworth form - Sealing pipe threads (metric units)
- AS 1869-1991 - Hose and hose assemblies for liquified petroleum gases (LPG), natural gas and town gas (as amended)
- AS 1929-1981 - Non-destructive testing - Glossary of terms
- AS 2062-1977 - Methods for non-destructive penetrant testing of products and components
- AS 2129-1982 - Flanges for pipes, valves and fittings (as amended)
- AS 2205 - Methods of destructive testing of welds in metal
- AS 2207-1980 - Methods for the ultrasonic testing of fusion welded joints in steel
- AS 2430.1-1987 - Classification of hazardous areas - Explosive gas atmospheres
- AS 2593-1990 - Boilers - Unattended and limited attendance
- AS 2700-1985 - Colour standards for general purposes
- AS 2717.1-1984 - Welding - Electrodes - Gas Metal Arc - Ferritic steel electrodes
- AS 2718.1-2-1984 - Plastics pipes and fittings for gas reticulation - Polyethylene - Outside diameter series (as amended)
- AS 2738.2-1984 - Copper and copper alloys - Compositions and designations - Wrought products
- AS 2812-1985 - Welding, brazing and cutting of metals - Glossary of terms
- AS 2944.1-2-1987 - Plastics pipes and fittings for gas reticulation - Polyamide - pipes and fittings
- AS 3000-1991 - SAA Wiring rules (as amended)
- AS 3500.4-1990 - National Plumbing and Drainage Code - Hot water supply systems
- AS 3672-1989 - Wrought steel threaded pipe fittings
- AS 3673-1989 - Malleable cast iron threaded pipe fittings
- AS 3688-1990 - Water Supply - Copper and copper alloy compression and capillary fittings and threaded end connectors
- AS 3723-1989 - Installation and maintenance of plastics pipe systems for gas
- AS 3772-1990 - Fire protection of cooking areas
- AS CB18.1-1967 - SAA Pressure Piping Code - Ferrous piping
- AS D26-1972 - Tube fittings with Dryseal American Standard taper pipe and unified threads for automotive and industrial use
- SAA MP52-1990 - Manual of authorisation procedures for plumbing and drainage products (as amended)

(c) *American Standards:*

- ANSI/ASME B1.20.1-1983 - Pipe threads, general purpose (Inch)
- ASME/ANSI B16.5-1988 - Pipe flanges and flanged fittings (as amended)
- ASME/ANSI B16.9-1986 - Factory-made wrought steel butt-welding fittings
- ASME B16.11-1991 - Forged fittings, socket - welding and threaded
- ASTM A53-90b-1991 - Standard specification for pipe, steel, black and hot-dipped, zinc-coated welded and seamless
- ASTM A105/A105M-90-1991 - Standard specification for forgings, carbon steel, for piping components
- ASTM A106-87a-1987 - Standard specification for seamless carbon steel pipe for high-temperature service
- API 5L-1991 - Specification for line pipe

*(d) British and other European Standards:*

- BS 1384 - Photographic density measurements -
  - Part 1-1985 - Guide for terms, symbols and notations
  - Part 2-1986 - Specification for geometric conditions for transmission density
  - Part 3-1985 - Specification for spectral conditions
  - Part 4-1985 - Specification for geometric conditions for reflection density
- BS 1560 - Circular flanges for pipes, valves and fittings (Class designated) -
  - Sect.3.1-1989 - Specification for steel flanges
  - Sect.3.2-1989 - Specification for cast iron flanges
- BS 1640 - Steel butt-welding pipe fittings -
  - Part 1-1962 - Wrought carbon and ferritic alloy steel fittings (as amended)
  - Part 3-1968 - Wrought carbon and ferritic alloy steel fittings (Metric units)
- BS 1723 1-2-1986 - Brazing -
  - Part 1-Specification for brazing
  - Part 2-Guide to brazing (as amended)
- BS 3799-1974 - Specification for steel pipe fittings, screwed and socket-welding for the petroleum industry (as amended)
- DIN 54 109 - Non-destructive testing - Image quality of radiographs -
  - Part 1-1987 - Concepts, image quality indicators, determination of image quality value
  - Part 2-1989 - Recommended practice for determining image quality values and image quality classes.

Guardianship and Administration Board Act 1986 - S.R. No. 130

Health Act 1958 - S.R. Nos. 92, 104, 186, 205

Hospitals Remuneration Tribunal Act 1978 - S.R. No. 167

Industrial Relations Act 1979 -

S.R. No. 168, together with a copy of the following document as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Australian Commonwealth Industrial Relations Act 1988, together with a copy of amending Acts Nos 37, 71 and 108 of 1990 and Nos 19, 62 and 122 of 1991

S.R. No. 173

Juries Act 1967 - S.R. No. 166

Land Act 1958 - S.R. No. 150

Land Conservation (Vehicle Control) Act 1972 - S.R. No. 189

Legal Profession Practice Act 1958 - S.R. No. 212

Lifts and Cranes Act 1967 - S.R. Nos. 200, 201, 202

Local Government Act 1989 - S.R. Nos. 159, 225

Lotteries Gaming and Betting Act 1966 - S.R. No. 112

Magistrates' Court Act 1989 - S.R. No. 91

Margarine Act 1975 - S.R. No. 84

Marine Act 1988 - S.R. No. 114

Marketing of Primary Products Act 1958 - S.R. No. 121

Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 85, 86, 87, 88, 89, 96, 135, 136, 137, 138.

Members of Parliament (Register of Interests) Act 1978 - S.R. No. 182

Motor Car Traders Act 1986 - S.R. No. 215

National Parks Act 1975 - S.R. No. 160

Occupational Health and Safety Act 1985 -

S.R. No. 195, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

*Primary Document:*

Guidance note on the membrane filter method for estimating airborne asbestos dust (NOHSC: 3003 - 1988)

*Secondary Documents:*

Membrane Filter Method for Estimating Airborne Asbestos Dust - National Health and Medical Research Council, October 1976

*Australian Standards:*

AS 2430.1-1987 - Classification of hazardous areas - Part 1: Explosive gas atmospheres

AS 2430.2-1986 - Classification of hazardous areas - Part 2: Combustible dusts

AS 2380.7-1987 - Electrical equipment for explosive atmospheres - Explosion-protection techniques - Part 7: Intrinsic safety i

S.R. No. 196

Parliamentary Committees Act 1968 - S.R. No. 181

Parliamentary Salaries and Superannuation Act 1968 - S.R. No. 111, 183

Patriotic Funds Act 1958 - S.R. No. 142

Petroleum Act 1958 - S.R. No. 120

Police Regulation Act 1958 - S.R. No. 118, 187

Port of Geelong Authority Act 1958 - S.R. No. 208

Port of Melbourne Authority Act 1958 -

S.R. No. 207, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

*Acts:*

Australian Commonwealth Explosives Act 1961 (reprinted as at 30 June 1981)

Australian Commonwealth Environment Protection (Nuclear Codes) Act 1978 (reprinted as at 31 July 1983)

*Australian Standards:*

AS 2018-1981 - SAA Liquid Petroleum Pipeline Code

AS 2117-1991 - Hose and Hose Assemblies for Petroleum and Petroleum Products - Marine Suction and Discharge

AS 1697-1981 - SAA Gas Pipeline Code

AS 1596-1989 - LP Gas - Storage and Handling

AS 1978-1987 Pipelines - Gas and Liquid Petroleum Field Pressure Testing

AS 1958-1981 - SAA Submarine Pipeline Code

AS 2022-1983 - SAA Anhydrous Ammonia Code (as amended)

AS 2885-1987 - Pipelines Gas and Liquid Petroleum

- AS 2430.1-1987 - Classification of Hazardous Areas - Explosive Gas Atmospheres
- AS 2380.7-1987 - Electrical Equipment for Explosive Atmospheres - Explosion-protection techniques: Part 7 - Intrinsic Safety i
- AS 2036-1991 - Automatic Fire Detection and Alarm Systems - Part 5 Manual Call Points
- AS 3000-1986 - SAA Wiring Rules (as amended)

*International Maritime Organisation (IMO) Codes and Conventions:*

- International Maritime Dangerous Goods Code - Volumes 1 to 4, Supplement and Australian Supplement
- International Code of Signals 1987
- International Conference on Training and Certification of Seafarers 1978 (reprinted 1990, 1992 - two volumes)
- International Convention for Safe Containers 1984
- Code of Safe Practice for Solid Bulk Cargoes and Supplement 1989
- Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (BCH Code) 1990
- International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (IBC Code) 1990
- Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk 1983 (incorporating Amendments 1 to 4)
- Code for Existing Ships Carrying Liquefied Gases in Bulk 1976 and Supplement (three papers)
- Inert Gas Systems 1990
- Crude Oil Washing Systems 1983

United Nations Recommendations on the Transport of Dangerous Goods 1991

Commonwealth Code of Practice for the Safe Transport of Radioactive Substances 1990

Exposure Standards for Atmospheric Contaminants in the Occupational Environment - National Occupational Health and Safety Commission 1990

AIP - CP2 - 1977 - Code of Practice for Design and Operation of Wharflines 1977 - Australian Institute of Petroleum Ltd

*International Chamber of Shipping:*

- International Safety Guide for Oil Tankers and Terminals 1988
- Tanker Safety Guide (Chemicals) 1971 (five papers, as amended 1974)
- Tanker Safety Guide (Liquefied Gas) 1978

Design and Construction Specifications for Marine Loading Arms - Oil Companies International Marine Forum 1987

S.R. Nos. 48 (*in lieu of Statutory Rule tabled on 28 April 1992*), 214

Post-Secondary Education Act 1978 - S.R. No. 172

Prevention of Cruelty to Animals Act 1986 - S.R. No. 163

Property Law Act 1958 - S.R. No. 140

Public Service Act 1974 - S.R. Nos. 105, 228 and Public Service Determinations Nos. 15, 16, 17, 18, 19, 20 and Public Service Board Declaration No. 7

Racing Act 1958 - S.R. No. 194

Registration of Births Deaths and Marriages Act 1959 - S.R. No. 128

Residential Tenancies Act 1980 - S.R. No. 125

Road Safety Act 1986 - S.R. No. 223

## Scaffolding Act 1971 -

S.R. No. 197, together with copies of the following documents as required by section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

*Primary Documents:**Australian Standards:*

- AS 1576 - 1991 - Scaffolding
  - Part 1 - General requirements
  - Part 2 - Couplers and accessories
  - Part 3 - Prefabricated and tube-and-coupler scaffolding and Supplement 1: Metal tube-and-coupler scaffolding - Deemed to comply
  - Part 4 - Suspended scaffolding
- AS 1577 - 1974 - Solid Timber Scaffold Planks
- AS 1578 - 1974 - Laminated Timber Scaffold Planks (metric units)
- AS 1688 and 1689 - 1974 - Portable Timber Ladders (metric units)
- AS 1892.1 - 1986 - Portable Ladders - Part 1: Metal

*British Standards:*

- BS 1139 - Part 4 - 1982 - Metal Scaffolding - Specification For Prefabricated Steel Splitheads and Trestles

*Secondary Documents:**Australian Standards:*

- AS 1080.1 - 1972 - Methods of Test for Timber - Moisture Content (metric units)
- AS 1148 - 1971 - Nomenclature of Commercial Timbers - Imported into Australia
- AS 1170 - 1989 - SAA Loading Code
  - Part 1 - Dead and Live Loads and Load Combinations
  - Part 2 - Wind Loads (as amended)
  - Part 3 - Snow Loads
- AS 1418.1 - 1986 - Part 1 - SAA Crane Code - General Requirements (as amended)
- AS 1538 - 1988 - Cold-Formed Steel Structures Code
- AS 1554 - SAA Structural Steel Welding Code
  - Part 1 - 1991 - Welding of Steel Structures
  - Part 5 - 1989 - Welding of Steel Structures Subject to High Levels of Fatigue Loading
- AS 1604 - 1980 - Preservative Treatment for Sawn Timber, Veneer and Plywood
- AS 1657 - 1985 - SAA Code for Fixed Platforms, Walkways, Stairways, and Ladders
- AS 1664 - 1979 - SAA Aluminium Structures Code
- AS 1665 - 1992 - Welding of Aluminium Structures
- AS 1720.1 - 1988 - SAA Timber Structures Code - Design Methods
- AS 1728 - 1975 - Types of Timber Surfaces (metric units)
- AS 1748 and AS 1749 - 1978 - Mechanically Stress-Graded Timber and Rules for Mechanical Stress Grading of Timber
- AS 2121 - 1979 - SAA Earthquake Code
- AS 2543 - 1983 - Nomenclature of Australian Timbers
- AS 4100 - 1990 - Steel Structures
- AS 01 - 1964 - Terms Used in Timber Standards

*British Standards:*

- BS 5135 - 1984 - Process of Arc Welding of Carbon and Carbon Manganese Steels (as amended)



*American Standard:*

ASTM Designation D 903 - Standard Test Method for Peel or Stripping Strength of Adhesive Bonds

*Tertiary Documents:**Australian Standards:*

AS 1101.3 - 1987 - Graphical Symbols for General Engineering - Welding and Non-destructive Examination

AS 1250 - 1981 - SAA Steel Structures Code (as amended)

AS 1511 - 1984 - SAA High-Strength Structural Bolting Code (as amended)

AS 1796 - 1983 - SAA Welder Certification Code (as amended)

AS 2082 - 1979 - Visually Stress-Graded Hardwood for Structural Purposes

AS 2205 - Methods of Destructive Testing of Welds in Metal:

2.1 - 1980 - Tensile Tests - Transverse Butt Tensile Test

3.1 - 1988 - Bend Tests - Method 3.1: Transverse Guided Bend Test

5.1 - 1988 - Metallographic Tests - Method 5.1: Macro Test - Cross Section Examination

6.1 - 1988 - Hardness Tests - Method 6.1: Weld Joint Hardness Test

7.1 - 1980 - Fracture Toughness Tests - Charpy V-Notch Impact Test

AS 2214 - 1988 - The Certification of Welding Supervisors in Structural Steel Welding

AS 2812 - 1985 - Welding, Brazing and Cutting of Metals - Glossary of Terms

AS 2858 - 1986 - Timber - Softwood - Visually Stress-Graded for Structural Purposes

AS 2878 - 1986 - Timber - Classification into Strength Groups

AS 2980 - 1987 - Qualification of Arc-Welders for Welding of Steels (as amended)

S.R. Nos. 198, 199

Second-Hand Dealers and Pawnbrokers Act 1989 - S.R. No. 219

Sentencing Act 1991 - S.R. No. 209

Small Claims Tribunals Act 1973 - S.R. No. 126

Stamps Act 1958 - S.R. No. 175, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Commonwealth Life Insurance Act 1945 (reprinted as at 30 September 1987), together with amending Acts No 99 of 1987, No 16 of 1989 and No 1 of 1992

State Electricity Commission Act 1958 - S.R. Nos. 116, 147, 206

State Employees Retirement Benefits Act 1979 - S.R. No. 179

State Superannuation Act 1988 - S.R. No. 95

Subdivision Act 1988 - S.R. No. 227

Subordinate Legislation Act 1962 - S.R. No. 139

Sunday Entertainment Act 1967 - S.R. No. 171

Supreme Court Act 1986 - S.R. Nos. 97, 98, 101, 209, 210, 211, 213, 216

Surveyors Act 1978 - S.R. Nos. 99, 100

Survey Co-ordination Act 1958 - S.R. No. 122, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Extract of Minutes defining Australian Height Datum - National Mapping Council Twenty Ninth Meeting, 4-6 May 1971

Official Map and Plan Systems Victoria, Third Edition (reprinted February 1978)

Tattersall Consultations Act 1958 - S.R. No. 133

Transfer of Land Act 1958 - S.R. No. 90

Transport Accident Act 1986 - S.R. No. 113

Transport Act 1983 - S.R. Nos. 106, 107

Vermin and Noxious Weeds Act 1958 - S.R. No. 220

Water Act 1989 - S.R. No. 117, together with a copy of the following document as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Australian Accounting Standard AAS28 - Statement of Cash Flows

Wildlife Act 1975 - S.R. No. 161

Workers Compensation Act 1958 - S.R. No. 169

Zoological Parks and Gardens Act 1967 - S.R. No. 193

Tobacco Leaf Marketing - Report for the year ended 31 March 1992

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 25 October 1988:

Agricultural Acts (Amendment) Act 1988 - Sections 20, 22 and 23 on 1 July 1992 (*Gazette No. G24, 24 June 1992*).

Agricultural Industry Development (Tomato Processing) Act 1992 - Whole Act on 15 July 1992 (*Gazette No. G27, 15 July 1992*).

Agricultural and Veterinary Chemicals Act 1992 - Section 81 on 23 June 1992 (*Gazette No. G24, 24 June 1992*).

Bank Integration Act 1992 - Whole Act on 24 June 1992 (*Gazette No. G24, 24 June 1992*).

Collingwood Land (Victoria Park) Act 1992 - Whole Act (except sections 1 to 4) on 1 July 1992 (*Gazette No. G25, 1 July 1992*).

Community Services Act 1987 - Sections 7 and 8 on 25 June 1992 (*Gazette No. G24, 24 June 1992*).

Corporations (Victoria) (Amendment) Act 1991 - Whole Act on 31 July 1992 (*Gazette No. G29, 29 July 1992*).

Crimes (Culpable Driving) Act 1992 - Whole Act on 13 June 1992 (*Gazette No. G22, 10 June 1992*).

Environment Protection (Resource Recovery) Act 1992 - Whole Act on 16 July 1992 (*Gazette No. G27, 15 July 1992*).

Financial Institutions (Victoria) Act 1992 - Parts 2 to 4, 6 to 10, the remaining provisions of Part 11 (except sections 76 (2) (c), (d) and (e)), the remaining provisions of Part 12 (except section 84 (1) (zn)) and Parts 13 to 15 on 1 July 1992 (*Gazette No. G25, 1 July 1992*), Part 16 (except section 118) on 22 July 1992 (*Gazette No. G28, 22 July 1992*), Section 118 on 29 July 1992 (*Gazette No. G29, 29 July 1992*).

Fire and Emergency Services (Miscellaneous Amendments) Act 1992 - Whole Act on 30 June 1992 (*Gazette No. G24, 24 June 1992*).

- Gaming Machine Control Act 1991 - Section 161 (1) on 17 June 1992 (*Gazette No. G23, 17 June 1992*).
- Industrial Relations (Enterprise Bargaining) Act 1992 - Whole Act on 1 August 1992 (*Gazette No. G28, 22 July 1992*).
- Melbourne Lands and Market Sites Act 1991 - Part 2 on 15 June 1992 (*Gazette No. G23, 17 June 1992*).
- Melbourne University (VCAH) Act 1992 - Part Two (except section 13), Part Three and the Schedule on 1 July 1992 (*Gazette No. G25, 1 July 1992*).
- Melbourne Water Corporation Act 1992 - Whole Act (except section 2) on 1 July 1992 (*Gazette No. G25, 1 July 1992*).
- National Parks (Wilderness) Act 1992 - Parts 2, 4, 5, 6 and 8 on 30 June 1992 (*Gazette No. G24, 24 June 1992*).
- Racing (Further Miscellaneous Amendments) Act 1992 - Whole Act on 17 June 1992 (*Gazette No. G23, 17 June 1992*).
- Royal Botanic Gardens Act 1991 - Whole Act on 1 July 1992 (*Gazette No. G25, 1 July 1992*).
- Royal Melbourne Hospital (Redevelopment) Act 1992 - Whole Act on 30 June 1992 (*Gazette No. S31, 30 June 1992*).
- Royal Melbourne Institute of Technology Act 1992 - Whole Act on 1 July 1992 (*Gazette No. G25, 1 July 1992*).
- Superannuation (Occupational Superannuation Standards) Act 1992 - Whole Act on 30 June 1992 (*Gazette No. S31, 30 June 1992*).
- Swinburne University of Technology Act 1992 - Whole Act on 1 July 1992 (*Gazette No. G25, 1 July 1992*).
- Water (Rural Water Corporation) Act 1992 - Whole Act on 1 July 1992 (*Gazette No. G25, 1 July 1992*).
- Wildlife (Amendment) Act 1990 - Remaining sections (except section 6 (3), (4), and (5)) on 1 July 1992 (*Gazette No. G25, 1 July 1992*).

## 12 MESSAGES FROM THE LEGISLATIVE COUNCIL -

Agreeing to the following Bills, including amendments made by the Legislative Assembly which were suggested by the Legislative Council, without further amendment:

Loy Yang B Bill  
Melbourne University (VCAH) Bill.

Agreeing to the Agricultural and Veterinary Chemicals Bill, including an amendment made by the Legislative Assembly on the suggestion of the Legislative Council, without further amendment.

Agreeing to the following Bills without amendment:

Industrial Relations (Enterprise Bargaining) Bill  
Bank Integration Bill  
Banking (Premium Accounts) Bill  
Supply (1992-93, No. 1) Bill  
Works and Services (Ancillary Provisions, 1992-93, No. 1) Bill  
Appropriation (July to October) Bill  
Agricultural Industry Development (Tomato Processing) Bill.

**13 MESSAGES FROM HIS EXCELLENCY THE DEPUTY GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 16 June 1992, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Racing (Further Miscellaneous Amendments) Bill  
 Building Control (Further Amendment) Bill  
 Egg Industry (Amendment) Bill  
 Melbourne Market and Park Lands Bill  
 Melbourne Lands and Market Sites (Amendment) Bill  
 Local Government (Financial) Bill  
 Royal Melbourne Hospital (Redevelopment) Bill  
 Alpine Resorts (Amendment) Bill  
 Port of Melbourne Authority (Amendment) Bill (No.2)  
 Medical Treatment (Agents) Bill  
 Classification of Films and Publications (Amendment) Bill (No.2)  
 Juries (Amendment) Bill  
 Aboriginal Land (Manatunga Land) Bill  
 Supply (1992-93, No. 1) Bill  
 Works and Services (Ancillary Provisions, 1992-93, No. 1) Bill  
 Appropriation (July to October) Bill  
 Banking (Premium Accounts) Bill  
 Crimes (Family Violence) (Further Amendment) Bill  
 Loy Yang B Bill  
 Heritage Rivers Bill  
 Accident Compensation (Further Amendment) Bill  
 Legal Aid Commission (Amendment) Bill (No.2)  
 Fire and Emergency Services (Miscellaneous Amendments) Bill.

**14 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had 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:

On 23 June 1992

National Parks (Wilderness) Bill  
 Road Safety (Licence Cancellation) Bill  
 Bank Integration Bill  
 Partnership (Limited Partnerships) Bill  
 Swinburne University of Technology Bill  
 Royal Melbourne Institute of Technology Bill  
 Agricultural and Veterinary Chemicals Bill  
 Industrial Relations (Enterprise Bargaining) Bill

On 30 June 1992

Financial Institutions (Victoria) Bill  
 Superannuation (Occupational Superannuation Standards) Bill  
 Water (Rural Water Corporation) Bill  
 Agricultural Industry Development (Tomato Processing) Bill  
 Melbourne University (VCAH) Bill  
 Environment Protection (Resource Recovery) Bill  
 Melbourne Water Corporation Bill.

**15 INTELLECTUALLY DISABLED PERSONS' SERVICES (TRUST MONEY) 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 a third time forthwith.

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

- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 2 to 23 inclusive, be postponed until later this day.
- 17 **PARLIAMENTARY SALARIES AND SUPERANNUATION (AMENDMENT) BILL** - Read a second time, after debate, and by leave, read a third time forthwith.  
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at twenty minutes past Eleven o'clock, adjourned until tomorrow.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

## No. 218 - Wednesday, 12 August 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Pyramid Petrol Tax** - Seeking that the Pyramid Petrol Tax of 3.2% per litre of the wholesale price be withdrawn, bearing 107 signatures (*by Mr Cunningham*)
  - Public Land Use** - Seeking that - (a) all management plans for any areas of public land be revoked if they involve restrictions of access for any recreational user groups and the general public; and (b) any legislation based on the Land Conservation Council's Final Recommendations be rejected unless it is more accurately representative of the views of the majority of public land users, bearing 10,113 signatures (*by Mr Bildstien*)
  - Eastland Development** - Seeking that the Minister for Ethnic, Municipal and Community Affairs conduct a poll of voters as per s.193(7) and (8) of the Local Government Act 1989 to ascertain local community opinion prior to the granting of approval for the proposed Eastland development to proceed, bearing 1,152 signatures (*by Mr Honeywood*)
  - "Lyndoch", Warrnambool** - Seeking that "Lyndoch", Warrnambool should not be forced to amalgamate with any other body, bearing 2,909 signatures (*by Mr McGrath, Warrnambool*).

Severally ordered to lie on the Table.

- 4 **ECONOMIC AND BUDGET REVIEW COMMITTEE** - Mr Cole, Chairman, brought up a Report from the Economic and Budget Review Committee upon Hospital Services in Victoria: Efficiency and Effectiveness of Health Service Agreements: The Impact of the Mix of Public and Private Patients on the Funding of the Public Hospital System, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

- 5 **ENVIRONMENT REPORTING BILL** - Mr Harrowfield obtained leave, with Mr Roper, to bring in a Bill "*to establish the Office of Commissioner for the Environment, with responsibility for collecting information and reporting to Parliament on the state of the Environment, to amend the 'Parliamentary Committees Act 1968', the 'Public Service Act 1974', and the 'Annual Reporting Act 1983', and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 6 **SAFER CHEMICAL STORAGE AUTHORITY BILL** - Ms Kirner obtained leave, with Mr Pope, to bring in a Bill "*to establish a Safer Chemical Storage 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 **LIQUOR CONTROL (CLUBS) BILL** - Mr Roper obtained leave, with Ms Kirner, to bring in a Bill "*to amend the 'Liquor Control Act 1987' to provide for community access to licensed club premises and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 8 **CHILDREN AND YOUNG PERSONS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Setches*).

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

Ordered - That the debate be adjourned until Wednesday, 26 August 1992.

- 9 **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.

- 10 **BORROWING AND INVESTMENT POWERS (MMBW) 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 a third time forthwith.

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

- 11 **NATIONAL PARKS (FURTHER MISCELLANEOUS AMENDMENTS) 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 Roper*) - put and agreed to.

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

- 12 **MESSAGE FROM HIS EXCELLENCY THE DEPUTY GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Deputy Governor recommending an appropriation for the purposes of the Appropriation (1992-93, No. 1) Bill, and transmitting Estimates of Expenditure requiring annual Appropriation in the financial year 1992-93 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

- 13 **APPROPRIATION (1992-93, No. 1) BILL** - Mr Sheehan (Northcote), pursuant to Standing Order No. 169(b), obtained leave, with Ms Kirner, to bring in a Bill "*to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1992-93 and to appropriate the supplies granted under the Supply (1992-93 No. 1) Act 1992 and the Appropriation (July to October) Act 1992 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 Sheehan, Northcote*).
- Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Wednesday, 26 August 1992.
- 14 **MESSAGE FROM HIS EXCELLENCY THE DEPUTY GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Deputy Governor recommending an appropriation for the purposes of the Appropriation (Parliament 1992-93, No. 1) Bill, and transmitting Estimates of Expenditure requiring annual appropriation in the financial year 1992-93 for recurrent services and for certain works and purposes.
- Estimates ordered to lie on the Table.
- 15 **APPROPRIATION (PARLIAMENT 1992-93, No. 1) BILL** - Mr Sheehan (Northcote), pursuant to Standing Order No. 169(b), obtained leave, with Ms Kirner, to bring in a Bill "*to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes in relation to the Parliament for the financial year 1992-93 and to appropriate certain supplies granted under the Supply (1992-93 No. 1) Act 1992 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 Sheehan, Northcote*).
- Motion made and question - That the debate be now adjourned (*Mr Stockdale*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 26 August 1992.
- 16 **NATIONAL PARKS (FURTHER MISCELLANEOUS 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 a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **ORDER OF THE HOUSE RESCINDED** - Motion made, by leave, and question - That the Order of the House making the second reading of the Liquor Control (Clubs) Bill an Order of the Day for tomorrow be read and rescinded and that it be made an Order of the Day for this day (*Mr Roper*) - put and agreed to.
- 18 **LIQUOR CONTROL (CLUBS) BILL** - Read a second time, after debate, and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.  
And the House, at forty-eight minutes past Five o'clock, adjourned until tomorrow.

J.G. LITTLE  
Clerk of the Legislative Assembly

KEN. COGHILL  
Speaker

## No. 219 - Thursday, 13 August 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 65 signatures (*by Mrs Ray*)
  - Bus Service - Sydenham Area** - Seeking that a bus service be introduced for the Sydenham area, bearing 84 signatures (*by Mr Cunningham*)
  - Sexual Abuse of Children** - Seeking that the House ensures that legislation relating to the sexual abuse and other crimes against children be reviewed as a matter of urgency, bearing 15,616 signatures (*by Mr Smith, Glen Waverley*).
- 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 Clerk:
- Law Reform Commission -
    - Report No. 46 Rape: Reform of Law and Procedure Supplementary Issues
    - Report No. 48 Access to the Law: Accountability of the Legal Profession
    - Report No. 49 Competition Law: The introduction of Restrictive Trade Practices Legislation in Victoria
  - Legal Profession Practice Act 1958 - Report of the Lay Observer to the Barristers' and Solicitors' Disciplinary Tribunal for the year 1991
  - Victoria Law Foundation - Report for the year ended 30 September 1991.
- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Parliamentary Salaries and Superannuation (Amendment) Bill without amendment.



- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Liquor Control (Clubs) Bill with amendments.  
And the said amendments were read a second time and, after debate, agreed to by the House.  
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 7 **MESSAGES FROM HIS EXCELLENCY THE DEPUTY GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Deputy Governor recommending appropriations for the purposes of the following Bills:  
Works and Services (Ancillary Provisions, 1992-93, No. 2) Bill  
Children and Young Persons (Further Amendment) Bill.
- 8 **WORKS AND SERVICES (ANCILLARY PROVISIONS, 1992-93, No. 2) BILL** - Mr Sheehan (Northcote) obtained leave, with Mr Roper, to bring in a Bill "*to make further ancillary provisions for certain works and purposes for the financial year 1992-93*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **INDUSTRIAL RELATIONS** - Motion made and question proposed - That this House condemns the Opposition for - (a) its attack on the industrial relations framework of Victoria and contrasts this with the support the industrial relations system has enjoyed from successive Governments of all political persuasions for almost 100 years; and (b) proposing an industrial relations system that would slash the living standards of Victorian wage-earners and their families (*Mr Pope*) - and, after debate -  
Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.  
Ordered - That the debate be adjourned until tomorrow.
- 10 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:  
Central Gippsland Hospital - Report for the year 1990-91  
Woorayl District Memorial Hospital - Report for the year 1990-91.
- 11 **ENVIRONMENT REPORTING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Harrowfield*).  
*Mr Harrowfield made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*  
Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 27 August 1992.
- 12 **SAFER CHEMICAL STORAGE AUTHORITY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Ms Kirner*).  
Motion made and question - That the debate be now adjourned (*Mr Honeywood*) - put and agreed to.  
Ordered - That the debate be adjourned until Thursday, 27 August 1992.
- 13 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 25 August 1992 (*Mr Roper*) - put and agreed to.

- 14 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 3 to 9 inclusive, be postponed until later this day.
- 15 **CO-OPERATIVES BILL (No. 2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennan*).
- Motion made and question - That the debate be now adjourned (*Mrs Wade*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 27 August 1992
- 16 **SMALL CLAIMS TRIBUNALS (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered, after debate - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **FUNERAL DIRECTORS 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, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Roper*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at forty-three minutes past Five o'clock, adjourned until Tuesday, 25 August 1992.

J.G. LITTLE  
*Clerk of the Legislative Assembly*

KEN. COGHILL  
*Speaker*

**SESSION 1988-92**  
**MESSAGE RECEIVED AFTER THE ADJOURNMENT OF**  
**THE HOUSE ON 13 AUGUST 1992**

**MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**

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:

Liquor Control (Clubs) Bill  
Parliamentary Salaries and Superannuation (Amendment) Bill

Melbourne, 14 August, 1992.

# VICTORIA GOVERNMENT GAZETTE

No. S 45 Friday 14 August 1992

By Authority L. V. North, Government Printer Melbourne

**SPECIAL**

## PROROGUING THE LEGISLATIVE COUNCIL AND DISSOLVING THE LEGISLATIVE ASSEMBLY PROCLAMATION

I, Richard E. McGarvie, Governor of Victoria, acting under sections 8 (1), 8 (2) and 8 (3) of the *Constitution Act 1975* and all other powers vested in me, Prorogue the Legislative Council and Dissolve the Legislative Assembly forthwith.

I have today excepted advice that on 21 August 1992 Writs be issued according to law for a general election of Members to be returned to serve in the Legislative Assembly and for a periodical election of Members to be returned to serve in the Legislative Council.

Given under my hand and the seal of  
Victoria at Melbourne this 14 August  
1992

(L.S.) R. E. MCGARVIE  
By His Excellency's Command  
JOAN KIRNER  
Premier

## DEPARTMENT OF FOOD AND AGRICULTURE

### Vegetation and Vine Diseases Regulations 1992

In accordance with the provisions of the *Subordinate Legislation Act 1962* notice is given of the proposal to make regulations to be known as the Vegetation and Vine Diseases Regulations 1992.

A Regulatory Impact Statement has been prepared as required by the *Subordinate Legislation Act*.

The objective of these Regulations is to prevent the introduction and spread of plant pests and diseases.

The Regulatory Impact Statement concludes that the proposed regulations are the best means of achieving the stated objective.

Copies of the regulatory Impact Statement and the proposed regulations may be obtained from Kevin Pagon, Legal Branch, Department of Food and Agriculture, "The Mill", 165 Hargreaves Street, Bendigo 3550. Telephone (054) 30 4476. Fax (054) 30 4499.

Comments and submissions are invited from interested parties.

Written submissions should be sent to the above address by no later than 21 days from the publication of this notice.

MICHAEL BLAMEY  
Director-General

## SIMULTANEOUS ELECTION

Notice is hereby given that His Excellency the Governor will issue Writs for a General Election of Members to serve in the Legislative Assembly of Victoria, and for the Periodical Election of Members to serve in the Legislative Council of Victoria, as follows:

Date of Issue of Writs 21 August 1992.

Date for Close of the Rells 28 August 1992.

Date of Nomination (before or on which nominations are to be made) 4 September 1992.

Day of Polling 3 October 1992.

Returns of Writs 23 October 1992.

By His Excellency's Command

DAMIEN O'SHEA  
Acting Clerk of the Executive Council

## Gazette Services

The *Victoria Government Gazette* (VGG) is published by THE LAW PRINTER (PPSV) for the State of Victoria and is produced in three editions.

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A Victorian Government Publication

Published by

THE LAW PRINTER

a business unit of

Printing and Publishing Services Victoria (PPSV)

Melbourne Victoria Australia

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Address all inquiries to the Government Printer for the State of Victoria

PO Box 292 South Melbourne 3205 Victoria Australia

ISSN 0819—548X

L. V. North, Government Printer Melbourne

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**COMMITTEES**  
**SESSION 1988 - 92**

Members appointed at the same time as the Committee unless otherwise indicated

**ECONOMIC AND BUDGET REVIEW (JOINT)**

*(Appointed 3 November 1988)*

Mr Baker *(Discharged 4 September 1990)*  
Mrs Barker *(Appointed 17 September 1991)*  
Mr Batchelor *(Appointed 8 March 1990)*  
Mr Clark  
Mr Cole  
Mr Ernst *(Appointed 6 June 1991)*  
Mr Gavin  
Mrs Gleeson *(Deceased 16 December 1989)*  
Mr Honeywood  
Mr Mathews *(Appointed 4 September 1990)*  
Mr Sheehan *(Ballarat South) (Discharged 6 June 1991)*  
Mr Steggall

**HOUSE (JOINT)**

*(Appointed 3 November 1988)*

Mr Speaker *(ex-officio)*,  
Mr Dickinson  
Mr McGrath *(Lowan) (Discharged 17 October 1990)*  
Mr Mathews  
Mr Norris  
Mr Wallace *(Appointed 17 October 1990)*  
Mr Weideman

**LEGAL AND CONSTITUTIONAL (JOINT)**

*(Appointed 3 November 1988)*

Mr Jasper  
Mr Lea  
Mr Perton  
Mr Shell *(Appointed 21 March 1989)*  
Mr Smith *(Glen Waverley)*  
Mr Thomson  
Mrs Toner *(Retired as Member of Parliament 28 February 1989)*  
Mr Walsh *(Appointed 29 May 1991)*

**COMMITTEES**  
**SESSION 1988 - 92**

Members appointed at the same time as the Committee unless otherwise indicated

**LIBRARY (JOINT)**

*(Appointed 3 November 1988)*

Mr Speaker  
Mr Dickinson  
Mr McGrath (*Lowan*)  
Mr Mathews  
Mr Norris

**NATURAL RESOURCES AND ENVIRONMENT (JOINT)**

*(Appointed 3 November 1988)*

Mrs Garbutt (*Appointed 30 May 1990*)  
Mrs Hill (*Discharged 7 March 1990*)  
Mr Hamilton (*Appointed 7 March 1990*)  
Mr Leigh (*Appointed 10 December 1991*)  
Mr McDonald  
Mr McGrath (*Warrnambool*)  
Mr Reynolds (*Discharged 10 December 1991*)  
Mr Sheehan (*Northcote*) (*Discharged 7 March 1990*)  
Mr Tanner

**PARLIAMENT OF VICTORIA (JOINT)**

*(Appointed 17 September 1991)*

Mr Cole  
Mr Cooper (*Discharged 26 November 1991*)  
Mr Delzoppo  
Mr Lieberman (*Appointed 26 November 1991*)  
Mr Mathews

**PRINTING**

*(Appointed 3 November 1988)*

Mr Speaker  
Mr McGrath (*Lowan*)  
Mr Mathews  
Mr Norris  
Mr Plowman  
Mr Smith (*Glen Waverley*)

**COMMITTEES**  
**SESSION 1988 - 92**

Members appointed at the same time as the Committee unless otherwise indicated

**PRINTING (JOINT)**

*(Appointed 27 May 1989)*

Mr Speaker

Mr Norris

Mr Smith (*Glen Waverley*)

Dr Vaughan (*Appointed 5 September 1989*)

**PRIVILEGES**

*(Appointed 3 November 1988)*

Mr Cooper (*Appointed 1 October 1991 and discharged 26 November 1991*)

Mr Evans (*Discharged 1 October 1991*)

Mr Lieberman (*Discharged 1 October 1991 and reappointed 26 November 1991*)

Mr McDonald

Mr McGrath (*Warrnambool*) (*Appointed 1 October 1991*)

Mr Maclellan (*Appointed 23 November 1988*)

Mr Mathews

Mr Micallef (*Appointed 26 November 1991*)

Mr Perton (*Discharged 23 November 1988*)

Mr Sheehan (*Northcote*) (*Discharged 26 November 1991*)

Dr Vaughan

**PUBLIC BODIES REVIEW (JOINT)**

*(Appointed 3 November 1988)*

Mr Andrianopoulos

Mr Cunningham

Mr Delzoppo

Mr Dollis

Mr Evans

Mr Harrowfield (*Discharged 24 April 1991*)

Mr Heffernan (*Appointed 25 September 1990 and discharged 20 August 1991*)

Mr Perrin (*Discharged 25 September 1990*)

Mr Plowman (*Appointed 20 August 1991*)

Mr Seitz

Mr Sercombe

Mr Wallace (*Appointed 24 March 1992*)



**COMMITTEES**  
**SESSION 1988 - 92**

Members appointed at the same time as the Committee unless otherwise indicated

**SOCIAL DEVELOPMENT (JOINT)**

*(Appointed 3 November 1988)*

Mr Kilgour *(Appointed 24 March 1992)*  
Mr Leighton  
Mr Maclellan  
Mr Maughan *(Appointed 1 November 1989)*  
Mr Micallef  
Dr Napthine  
Mrs Ray  
Mr Sandon *(Discharged 21 March 1989)*  
Dr Vaughan  
Mr Wallace *(Discharged 24 March 1992)*  
Mrs Wilson *(Appointed 21 March 1989)*

**STANDING ORDERS**

*(Appointed 3 November 1988)*

Mr Speaker  
Mr Andrianopoulos  
Mr Cunningham  
Mr Delzoppo *(Appointed 21 September 1989)*  
Mr Evans  
Mr Jasper  
Mr Lieberman *(Appointed 27 March 1991)*  
Mr Norris  
Mr Plowman *(Discharged 27 March 1991)*  
Mr Richardson *(Discharged 21 September 1989)*  
Dr Vaughan

# LEGISLATIVE ASSEMBLY OF VICTORIA

## DIVISIONS IN COMMITTEE OF THE WHOLE

### No. 1

Wednesday, 16 November 1988

No. 1—LOCAL GOVERNMENT (VALIDATION) BILL—Clause 4.

#### Shire of Kyneton.

4. (1) The election for councillors of the Shire of Kyneton held on 6 August 1988, and any thing done by or in relation to that Shire or its Council or persons acting as its councillors on or after that date, shall be deemed to be as valid as it would have been if the Order of the Governor in Council relating to that Shire published in the *Government Gazette* on 31 May 1988 had taken effect in accordance with Part II of the *Local Government Act* 1958 on that date and had been valid.

(2) The Governor in Council may, by an Order or Orders published in the *Government Gazette*, provide for an election of all councillors of the Shire of Kyneton on a Saturday specified in the Order, being a Saturday before 31 December 1988.

(3) An Order under sub-section (2) may make provision, having regard to the provisions of the *Local Government Act* 1958 and the regulations made under section 149 of that Act dealing with enrolment for and voting at municipal council elections, the election of councillors and polls of voters, and any other matter expedient to be provided in relation to the election.

(4) Section 28 of the *Local Government Act* 1958 applies (with any necessary modifications) in relation to an Order under sub-section (2).

(5) The ridings and the boundaries of the ridings applicable for the purposes of the election referred to in sub-section (2) are the ridings and the boundaries existing before the making of the Order referred to in sub-section (1).

(6) For the purposes of the election referred to in sub-section (2), the entitlement date within the meaning of Part IIA of the *Constitution Act* 1975 is 15 July 1988.

—(Mr McCutcheon)

Amendment proposed—That sub-clauses (2) to (6) inclusive be omitted with the view of inserting in place thereof the following:

“( )Despite clause 2 of the Order of the Full Court of the Supreme Court of Victoria in the proceedings *between* The President, Councillors and Ratepayers of the Shire of Kyneton and Maise Harper *and* J. L. Simmonds (As the Minister for Local Government of the State of Victoria) and the Attorney-General for the State of Victoria (As the Representative of the Crown in Right of the State of Victoria) (intituled No. 2367 of 1988) an election for councillors of the Shire of Kyneton must not be held unless that election is required to be held by the *Local Government Act* 1958 or as the result of an Order being made by the Governor in Council under Part II of that Act.”

—(Mr McCutcheon)

[Sub-clauses (2) to (6) having been omitted.]

Further amendment proposed—That the following words be added at the end of the proposed new sub-clause:

“following a report under section 6”.

—(Mr Steggall)

Question—That the words proposed to be added to the proposed new sub-clause be so added—  
put.

Committee divided.

(Chairman—Mr Norris)

AYES, 39

Mr Austin  
Mr Bildstien  
Mr Brown  
Mr Coleman  
Mr Cooper  
Mr Delzoppo  
Mr Dickinson  
Mr Evans  
Mr Gude  
Mr Hann  
Mr Hayward

Mr Heffernan  
Mr Honeywood  
Mr Jasper  
Mr Kennett  
Mr Lea  
Mr Leigh  
Mr Lieberman  
Mr McGrath  
(*Lowan*)  
Mr McGrath  
(*Warrnambool*)

Mr McNamara  
Mr Maclellan  
Dr Napthine  
Mr Perrin  
Mr Perton  
Mr Pescott  
Mr Reynolds  
Mr Richardson  
Mr Ross-Edwards  
Mr Smith  
(*Glen Waverley*)

Mr Smith  
(*Polwarth*)  
Mr Steggall  
Mr Stockdale  
Mr Tanner  
Mrs Wade  
Mr Weideman  
Dr Wells  
*Tellers*  
Mr Clark  
Mr Wallace

NOES, 43

Mr Andrianopoulos  
Mr Baker  
Mrs Barker  
Mr Cole  
Mr Crabb  
Mr Cunningham  
Mr Ernst  
Mr Fordham  
Mr Gavin  
Mrs Gleeson  
Mr Hamilton  
Mr Harrowfield

Mrs Hill  
Mrs Hirsh  
Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr Leighton  
Mr McCutcheon  
Mr McDonald  
Mr Mathews  
Mr Micallef  
Mr Pope

Mrs Ray  
Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mrs Setches  
Mr Sheehan  
(*Ballarat South*)  
Mr Sheehan  
(*Northcote*)  
Mr Shell

Mr Simmonds  
Mr Spyker  
Mr Thomson  
Mrs Toner  
Mr Trezise  
Mr Walsh  
Mrs Wilson

*Tellers*  
Mr Dollis  
Dr Vaughan

And so it passed in the negative.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## DIVISIONS IN COMMITTEE OF THE WHOLE

No. 2

**Wednesday, 23 November 1988**

No. 1—TRUSTEE COMPANIES (AMENDMENT) BILL—Clause 6.

Motion made and question—That the Chairman do report progress and ask for leave to sit again  
(*Mr Stockdale*)—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 37

Mr Austin	Mr Hann	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr Hayward	Mr Perrin	Mr Tanner
Mr Brown	Mr Jasper	Mr Plowman	Mrs Wade
Mr Clark	Mr John	Mr Reynolds	Mr Wallace
Mr Coleman	Mr Kennett	Mr Richardson	Mr Weideman
Mr Cooper	Mr Leigh	Mr Ross-Edwards	
Mr Delzoppo	Mr Lieberman	Mr Smith	
Mr Dickinson	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Elder	( <i>Warrnambool</i> )	Mr Smith	Tellers
Mr Evans	Mr McNamara	( <i>Polwarth</i> )	Mr Lea
Mr Gude	Mr Maclellan	Mr Steggall	Mr Perton

NOES, 40

Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hill	Mr Roper	Mr Thomson
Mr Cain	Mrs Hirsh	Mr Rowe	Mrs Toner
Mr Cole	Mr Jolly	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr McCutcheon	Mrs Setches	
Mr Fordham	Mr McDonald	Mr Sheehan	Tellers
Mr Gavin	Mr Mathews	( <i>Northcote</i> )	Mr Andrianopoulos
Mrs Gleeson	Mr Micallaf	Mr Shell	Mr Leighton
Mr Hamilton	Mr Pope	Mr Simmonds	

And so it passed in the negative.

**Thursday, 24 November 1988**

No. 2—TRUSTEE COMPANIES (AMENDMENT) BILL—Clause 11.

**Amendment of section 32.**

11. (1) In section 32 of the Principal Act after "32." insert "(1)".

(2) At the end of section 32 of the Principal Act insert—

"(2) Sub-section (1) does not apply to a deposit or loan of a prescribed class or made in prescribed circumstances.

(3) If an estate committed to the administration or management in Victoria of a trustee company includes, at the time it is committed, a deposit or loan to a related corporation of the trustee company, sub-section (1) does not apply to the deposit or loan."

—(Mr McCutcheon)

Amendment proposed—That the following words and expressions be added to clause 11:

"(4) Regulations made under this section may be disallowed in whole or in part by resolution of either House of the Parliament in accordance with the requirements of section 6 (2) of the *Subordinate Legislation Act* 1962.

(5) Disallowance under sub-section (4) is deemed to be disallowance by Parliament for the purposes of the *Subordinate Legislation Act* 1962."

—(Mrs Wade)

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

Committee divided.

(Chairman—Mr Norris)

AYES, 28

Mr Bildstien  
Mr Coleman  
Mr Cooper  
Mr Delzoppo  
Mr Dickinson  
Mr Honeywood  
Mr Jasper  
Mr John

Mr Kennett  
Mr Leigh  
Mr Lieberman  
Mr McGrath  
(Lowan)  
Mr McGrath  
(Warrnambool)  
Mr Maclellan

Dr Napthine  
Mr Perrin  
Mr Pescott  
Mr Plowman  
Mr Reynolds  
Mr Ross-Edwards  
Mr Steggall  
Mr Stockdale

Mr Tanner  
Mrs Wade  
Mr Weideman  
Dr Wells  
*Tellers*  
Mr Clark  
Mr Elder

NOES, 37

Mrs Barker  
Mr Cole  
Mr Cunningham  
Mr Ernst  
Mr Fordham  
Mr Gavin  
Mr Hamilton  
Mr Harrowfield  
Mrs Hill  
Mrs Hirsh

Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr Leighton  
Mr McCutcheon  
Mr McDonald  
Mr Mathews  
Mr Pope  
Mrs Ray

Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mrs Setches  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)

Mr Shell  
Mr Simmonds  
Mr Spyker  
Mr Thomson  
Mrs Toner  
Dr Vaughan  
Mr Walsh  
*Tellers*  
Mr Baker  
Mrs Wilson

And so it passed in the negative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISIONS IN COMMITTEE OF THE WHOLE**

No. 3

**Thursday, 8 December 1988**

No. 1—RACING (FURTHER AMENDMENT) BILL—Clause 1.

**Purposes.**

1. The purposes of this Act are—

- (a) to remove restrictions on the establishment by the Totalizator Agency Board of offices or agencies on licensed premises; and
- (b) to provide for bookmaker betting on sporting contingencies; and
- (c) to broaden the basis for the conduct of approved betting competitions by the Totalizator Agency Board.

—(Mr Trezise)

Amendment proposed—That the word “remove” be omitted with the view of inserting in place thereof the word “alter”.

—(Mr Wallace)

Question—That the word proposed to be omitted stand part—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 66

Mr Andrianopoulos  
Mr Austin  
Mr Baker  
Mrs Barker  
Mr Bildstuen  
Mr Brown  
Mr Cole  
Mr Coleman  
Mr Cooper  
Mr Cunningham  
Mr Delzoppo  
Mr Dickinson  
Mr Dollis  
Mr Elder  
Mr Ernst  
Mr Fordham  
Mrs Gleeson  
Mr Gude

Mr Hamilton  
Mr Harrowfield  
Mr Hayward  
Mr Heffernan  
Mrs Hill  
Mrs Hirsh  
Mr John  
Mr Jolly  
Mr Kennan  
Ms Kirner  
Mr Leigh  
Mr Leighton  
Mr Lieberman  
Mr McCutcheon  
Mr McDonald  
Mr Maclellan  
Mr Mathews  
Mr Micallef

Dr Naphine  
Mr Perrin  
Mr Perton  
Mr Plowman  
Mr Pope  
Mr Reynolds  
Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mrs Setches  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)  
Mr Shell  
Mr Simmonds

Mr Smith  
(Glen Waverley)  
Mr Smith  
(Polwarth)  
Mr Spyker  
Mr Tanner  
Mr Thomson  
Mrs Toner  
Mr Trezise  
Dr Vaughan  
Mrs Wade  
Mr Walsh  
Dr Wells  
Mrs Wilson

*Tellers:*  
Mr Gavin  
Mr Kennedy

NOES, 6

Mr Jasper

Mr McGrath  
(Lowan)

Mr Steggall  
Mr Wallace

*Tellers:*  
Mr Evans  
Mr McGrath  
(Warmambool)

And so it was resolved in the affirmative.

## Friday, 9 December 1988

### No. 2—COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—Clause 3.

New section 84B inserted.

3. After section 84A of the *Country Fire Authority Act 1958* insert:

#### Manufacture and sale of firefighting vehicles and equipment.

“84B. (1) Without derogating from any other power of the Authority under this Act, the Authority may—

- (a) design, make, assemble or alter any vehicle, equipment or product used for the prevention or suppression of fire or any other emergency; and
- (b) enter into any contract or agreement with any person within Australia to design, make, assemble or alter any vehicle, equipment or product referred to in paragraph (a) or a component thereof for or jointly with the Authority; and
- (c) enter into any contract or agreement with any person within Australia—
  - (i) for the sale or lease of any vehicle, equipment or product referred to in paragraph (a); or
  - (ii) for the commercial exploitation of any industrial or intellectual property rights held by the Authority in any design.

(2) The Authority is deemed always to have had the powers referred to in sub-section (1) (a) (b) and (c) and anything done by the Authority or any member or officer of the Authority in the purported exercise of those powers is deemed to have been validly done.

(3) The Authority must obtain the written consent of the Minister before entering into any contract or agreement referred to in sub-section (1) (c) except a contract or agreement for the sale or lease of any vehicle, equipment or product to a brigade or group of brigades registered under this Act or to any person acting on behalf of such a brigade or group of brigades.

(4) The Minister's consent under sub-section (3) may be given in respect of a particular contract or agreement or a class of contracts or agreements.

(5) Sub-sections (3) and (4) apply to contracts and agreements entered into after the commencement of the *Country Fire Authority (Amendment) Act 1988*.”

—(Mr Trezise)

Amendment proposed—That after sub-clause (4), there be inserted the following new sub-clause:

“(5) Before making or before entering into any contract or agreement with any person to make any equipment or product referred to in sub-section (1) (a), the Authority must be satisfied that there is no comparable equipment or product made in Australia available on the market for purchase.”

—(Mr Cooper)

Question—That the sub-clause proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 30

Mr Austin  
Mr Brown  
Mr Cooper  
Mr Delzoppo  
Mr Dickinson  
Mr Elder  
Mr Gude  
Mr Hayward  
Mr Heffernan

Mr Honeywood  
Mr John  
Mr Kennett  
Mr Lea  
Mr Leigh  
Mr Lieberman  
Mr Maclellan  
Dr Napthine  
Mr Perrin

Mr Perton  
Mr Pescott  
Mr Plowman  
Mr Reynolds  
Mr Smith  
(Polwarth)  
Mr Stockdale  
Mr Tanner  
Mrs Wade

Mr Weideman  
Dr Wells

Tellers:  
Mr Bildstien  
Mr Smith  
(Glen Waverley)

## NOES, 51

Mr Andrianopoulos	Mrs Hill	Mr McNamara	Mr Shell
Mrs Barker	Mrs Hirsh	Mr Mathews	Mr Simmonds
Mr Cole	Mr Jasper	Mr Micallef	Mr Spyker
Mr Crabb	Mr Jolly	Mr Pope	Mr Steggall
Mr Cunningham	Mr Kennan	Mrs Ray	Mr Thomson
Mr Dollis	Mr Kennedy	Mr Roper	Mrs Toner
Mr Ernst	Ms Kirner	Mr Ross-Edwards	Mr Trezise
Mr Evans	Mr Leighton	Mr Rowe	Dr Vaughan
Mr Fordham	Mr McCutcheon	Mr Sandon	Mr Walsh
Mr Gavin	Mr McDonald	Mr Seitz	Mrs Wilson
Mrs Gleeson	Mr McGrath	Mr Sercombe	
Mr Hamilton	(Lowan)	Mrs Setches	<i>Tellers:</i>
Mr Hann	Mr McGrath	Mr Sheehan	Mr Baker
Mr Harrowfield	(Warrnambool)	(Ballarat South)	Mr Wallace

And so it passed in the negative.



LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISION IN COMMITTEE OF THE WHOLE

No. 4

Wednesday, 15 March 1989

No. 1—LOCAL GOVERNMENT BILL—Clause 219.

Suspension of Councillors.

219. (1) The Minister may recommend to the Governor in Council that all of the Councillors of a Council be suspended, if the Minister considers that the Council has failed—

- (a) to provide for the good government of its municipal district in relation to its functions; or
- (b) to perform a function which it is required to perform; or
- (c) to form or maintain a quorum; or
- (d) to comply with any law.

\* \* \* \* \*

[Sub-clauses (2) to (12) not printed].

—(Mr McCutcheon)

Amendment proposed—That the words “the Minister considers that” be omitted.

—(Mr Steggall)

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

Committee divided.

(Chairman—Mr Norris)

A YES, 42

Mr Andrianopoulos  
Mr Baker  
Mrs Barker  
Mr Cain  
Mr Crabb  
Mr Cunningham  
Mr Dollis  
Mr Ernst  
Mr Fordham  
Mr Gavin  
Mrs Gleeson  
Mr Harrowfield

Mrs Hill  
Mrs Hirsh  
Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr Leighton  
Mr McCutcheon  
Mr McDonald  
Mr Mathews  
Mr Micallef  
Mr Pope

Mrs Ray  
Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Sercombe  
Mrs Setches  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)  
Mr Shell  
Mr Simmonds

Mr Spyker  
Mr Thomson  
Mr Trezise  
Dr Vaughan  
Mr Walsh  
Mrs Wilson

Tellers  
Mr Cole  
Mr Hamilton

## NOES, 40

Mr Austin  
 Mr Bildstien  
 Mr Brown  
 Mr Clark  
 Mr Coleman  
 Mr Cooper  
 Mr Delzoppo  
 Mr Dickinson  
 Mr Elder  
 Mr Evans  
 Mr Gude

Mr Hayward  
 Mr Heffernan  
 Mr Jasper  
 Mr John  
 Mr Kennett  
 Mr Lea  
 Mr Leigh  
 Mr Lieberman  
 Mr McNamara  
 Mr Maclellan  
 Mr Maughan

Dr Napthine  
 Mr Perrin  
 Mr Perton  
 Mr Pescott  
 Mr Plowman  
 Mr Reynolds  
 Mr Richardson  
 Mr Ross-Edwards  
 Mr Smith  
 (*Polwarth*)  
 Mr Steggall

Mr Stockdale  
 Mr Tanner  
 Mrs Wade  
 Mr Wallace  
 Mr Weideman  
 Dr Wells

*Tellers*  
 Mr Honeywood  
 Mr Smith  
 (*Glen Waverley*)

And so it was resolved in the affirmative.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## DIVISION IN COMMITTEE OF THE WHOLE

No. 5

Tuesday, 21 March 1989

### 1. ENVIRONMENT PROTECTION (OZONE LAYER) BILL—New clause A.

Amendment proposed—

That the following new clause be inserted to follow clause 5:

#### Disallowance

'A. After section 71 (3) of the *Environment Protection Act 1970* insert—

“(4) Regulations made under sub-section (1) (*gba*) may be disallowed in whole or in part by resolution of either House of Parliament in accordance with the requirements of section 6 (2) of the *Subordinate Legislation Act 1962*.

(5) Disallowance under sub-section (4) is deemed to be disallowance by Parliament for the purposes of the *Subordinate Legislation Act 1962*.”.

—(Mr John)

Question—That New Clause A be read a second time—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 38

Mr Brown	Mr Honeywood	Mr Maughan	Mr Smith
Mr Clark	Mr Jasper	Dr Napthine	(Polwarth)
Mr Coleman	Mr John	Mr Perrin	Mr Tanner
Mr Cooper	Mr Leigh	Mr Perton	Mrs Wade
Mr Delzoppo	Mr Lieberman	Mr Pescott	Mr Wallace
Mr Dickinson	Mr McGrath	Mr Plowman	Mr Weideman
Mr Elder	(Lowan)	Mr Reynolds	Dr Wells
Mr Evans	Mr McGrath	Mr Richardson	Tellers
Mr Gude	(Warrnambool)	Mr Ross-Edwards	Mr Bildstien
Mr Hayward	Mr McNamara	Mr Smith	Mr Steggall
Mr Heffernan	Mr Maclellan	(Glen Waverley)	

NOES, 42

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thompson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Cain	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cunningham	Mr Kennedy	Mrs Setches	Mrs Wilson
Mr Dollis	Ms Kirner	Mr Sheehan	
Mr Ernst	Mr Leighton	(Ballarat South)	
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	(Northcote)	Tellers
Mrs Gleeson	Mr Mathews	Mr Shell	Mr Cole
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Sercombe

And so it passed in the negative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISION IN COMMITTEE OF THE WHOLE**

\_\_\_\_\_  
**No. 6**  
 \_\_\_\_\_

**Wednesday, 12 April 1989**

No. 1—BUILDING CONTROL (AMENDMENT) BILL—Clause 4.

\* \* \* \* \*

[Sub-clause (1) not printed]

(2) After section 179 (1) (c) of the Principal Act insert—

“and

(d) prescribing any office or class of offices in—

- (i) the police force; or
- (ii) the Metropolitan Fire Brigades Board or any brigade under its control; or
- (iii) the Country Fire Authority or any brigade under its control; or
- (iv) a municipal council; or
- (v) a government department; or
- (vi) a public authority—

as a prescribed office or prescribed class of offices for the purposes of sections 178A to 178C; and

- (e) prescribing offences against the building regulations for the purposes of sections 178A to 178C; and
- (f) prescribing penalties not exceeding 10 penalty units for the offences prescribed under paragraph (e); and
- (g) prescribing particulars to be included in a building infringement notice under section 178A; and
- (h) prescribing the manner and place of payment of any penalty under section 178C.”.

—(Mr Roper)

Amendment proposed—That the following sub-clause be inserted after sub-clause (2):

‘(3) After section 179 (2) of the Principal Act insert—

“(3) Regulations made under sub-section (1) (d) to (h) may be disallowed in whole or in part by resolution of either House of Parliament in accordance with the requirements of section 6 (2) of the *Subordinate Legislation Act 1962*.

(4) Disallowance under sub-section (3) is deemed to be disallowance by Parliament for the purposes of the *Subordinate Legislation Act 1962*.”.

—(Mr John)

Question—That the sub-clause proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 39

Mr Bildstien	Mr Honeywood	Mr Maclellan	Mr Steggall
Mr Brown	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Clark	Mr John	Mr Perton	Mr Tanner
Mr Coleman	Mr Kennett	Mr Pescott	Mrs Wade
Mr Cooper	Mr Lea	Mr Plowman	Mr Wallace
Mr Delzoppo	Mr Leigh	Mr Reynolds	
Mr Dickinson	Mr Lieberman	Mr Richardson	
Mr Elder	Mr McGrath	Mr Ross-Edwards	
Mr Evans	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	Tellers
Mr Hayward	(Warrnambool)	Mr Smith	Mr Maughan
Mr Heffernan	Mr McNamara	(Polwarth)	Dr Napthine

NOES, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Cunningham	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Hamilton
Mrs Gleeson	Mr Micallef	(Northcote)	Mr Thomson

And so it passed in the negative.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## DIVISIONS IN COMMITTEE OF THE WHOLE

No. 7

Tuesday, 18 April 1989

No. 1—COUNTY COURT (AMENDMENT) BILL—Clause 13.

13. Part VII of the Principal Act is amended as follows:

\* \* \* \* \*

[Paragraph (a) not printed.]

(b) For section 78 (4), (5), (6) and (7) substitute—

“(4) The power to make Rules of Court extends to the repeal and amendment of Rules even if they have been ratified, validated and approved by the Parliament.

(5) In any case not provided for in this Act or by the Rules of Court, the general principles of practice and the rules observed in the Supreme Court may be adopted and applied to any proceeding with such modifications as may be necessary at the discretion of the Court before which the proceeding is being or to be heard.

(6) The Rules are subject to disallowance by the Parliament.”;

(c) In section 79A, for “(g)” substitute “(h)”.

—(Mr McCutcheon)

Amendment proposed—That proposed new sub-clause (6) [contained in paragraph (b)] be omitted with the view of inserting in place thereof—

“(6) The Rules may be disallowed in whole or in part by resolution of either House of Parliament in accordance with the requirements of section 6 (2) of the *Subordinate Legislation Act 1962*.

(7) Disallowance under sub-section (6) is deemed to be disallowance by Parliament for the purposes of the *Subordinate Legislation Act 1962*.”.

—(Mrs Wade)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 43

Mr Andrianopoulos  
Mr Baker  
Mrs Barker  
Mr Cain  
Mr Cole  
Mr Crabb  
Mr Cunningham  
Mr Ernst  
Mr Fordham  
Mr Gavin  
Mrs Gleeson  
Mr Harrowfield

Mrs Hill  
Mrs Hirsh  
Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr Leighton  
Mr McCutcheon  
Mr McDonald  
Mr Mathews  
Mr Micallef  
Mr Pope

Mrs Ray  
Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mrs Setches  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)  
Mr Shell

Mr Simmonds  
Mr Spyker  
Mr Thomson  
Mr Trezise  
Dr Vaughan  
Mr Walsh  
Mrs Wilson  
  
Tellers  
Mr Dollis  
Mr Hamilton

## NOES, 41

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Steggall
Mr Brown	Mr Jasper	Dr Naphthine	Mr Stockdale
Mr Clark	Mr John	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kennett	Mr Pertont	Mrs Wade
Mr Cooper	Mr Lea	Mr Pescott	Mr Wallace
Mr Delzoppo	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Dickinson	Mr Lieberman	Mr Richardson	Dr Wells
Mr Elder	Mr McGrath	Mr Ross-Edwards	
Mr Evans	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	Tellers
Mr Hayward	(Warrnambool)	Mr Smith	Mr Bildstien
Mr Heffernan	Mr McNamara	(Polwarth)	Mr Maughan

And so it was resolved in the affirmative.

Amendment negatived.

## No. 2—VALUATION OF LAND (AMENDMENT) BILL—Clause 9.

## Appeals.

9. Section 40 (3) of the Principal Act is amended as follows:

- (a) In paragraph (a), for "\$75,000", "\$30,000" and "\$3,750" substitute "the prescribed amount";
- (b) In paragraph (b), for "\$75,000", "\$30,000" and "\$3,750" substitute "the prescribed amount".

—(Mr Walsh)

Question—That clause 9 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Norris)

## AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mr Baker	Mrs Hill	Mr Roper	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cole	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mr Gavin	Mr Mathews	Mr Sheehan	Tellers
Mrs Gleeson	Mr Micallef	(Northcote)	Mrs Barker
Mr Hamilton	Mr Pope	Mr Shell	Mr Leighton

## NOES, 35

Mr Austin	Mr Heffernan	Mr Perrin	Mrs Wade
Mr Bildstien	Mr Jasper	Mr Pescott	Mr Weideman
Mr Brown	Mr John	Mr Plowman	Dr Wells
Mr Clark	Mr Kennett	Mr Reynolds	
Mr Coleman	Mr Lea	Mr Richardson	
Mr Cooper	Mr Leigh	Mr Smith	
Mr Delzoppo	Mr Lieberman	(Glen Waverley)	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Polwarth)	Tellers
Mr Gude	Mr Maclellan	Mr Stockdale	Mr Maughan
Mr Hayward	Dr Naphthine	Mr Tanner	Mr Pertont

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISIONS IN COMMITTEE OF THE WHOLE**

**No. 8**

**Tuesday, 9 May 1989**

**No. 1—TRANSPORT (AMENDMENT) BILL—Clause 14.**

**New section 30 substituted**

**14.** For section 30 of the Principal Act substitute—

**Management of Corporations**

“30. (1) The Chief Executive of a Corporation is responsible for the management of the affairs of the Corporation.

(2) The Minister must appoint a Board to advise the Chief Executive of each Corporation.

(3) The members of the Public Transport Corporation Board shall be—

(a) the Chief Executive of the Corporation; and

(b) **thirteen** other members appointed by the Minister of whom—

(i) one is a nominee of the Minister; and

(ii) four are elected by the officers of the Corporation; and

(iii) one has knowledge of and experience in the use of public transport facilities; and

(iv) one has knowledge of and experience in the operation of private buses; and

(v) one has knowledge of and experience in the use of country public transport passenger facilities; and

(vi) one has knowledge of and experience in the use of public transport freight facilities; and

(vii) one has knowledge of and experience in the tourist industry; and

(viii) one represents the Victorian Farmers Federation.

(4) The members of the Roads Corporation Board shall be—

(a) the Chief Executive of the Corporation; and

(b) **eight** other members appointed by the Minister of whom—

(i) one is a nominee of the Minister; and

(ii) two are elected by the officers of the Corporation; and

(iii) one has knowledge of and experience in employment in the transport industry; and

(iv) one has knowledge of and experience in the use of passenger cars; and

(v) one has knowledge of and experience in the operation of road transport vehicles; and

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Note: BOLD TYPE denotes substitution by way of amendment.



- (vi) one is a councillor of a municipality; and
- (vii) one is a member of the Victoria Police Force.

(5) A person is not entitled to be elected as a member of the Board for a Corporation by the officers of the Corporation unless the person is an officer for the time being employed in carrying out duties for the Corporation or a person performing duties for a union or association which represents the officers of that Corporation.

(6) The Chief Executive of the Corporation is the Chairperson of the Board of that Corporation.

(7) The Minister must determine the terms of reference of each Board.

(8) The Minister must, for each member of a Board other than the Chairperson, determine—

- (a) any remuneration and travelling and other allowances of the member, having regard to the rate of remuneration and other allowances for the time being payable to members of statutory corporations; and
- (b) all other terms and conditions of appointment of the member.”.

—(Mr Kennan)

Amendment proposed—That proposed new section 30 (3) (b) (iv) be omitted with the view of inserting in place thereof the following:

“(iv) one is selected from a panel of 3 names submitted to the Minister by the Bus Proprietors’ Association (Vic.) Inc.”.

—(Mr McGrath, Warrnambool)

Question—That the sub-paragraph proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Baker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cole	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cunningham	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Dollis	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Ernst	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Fordham	Mr Leighton	Mr Sheehan	
Mrs Garbutt	Mr McCutcheon	(Ballarat South)	
Mr Gavin	Mr McDonald	Mr Sheehan	Tellers
Mrs Gleeson	Mr Mathews	(Northcote)	Mrs Barker
Mr Hamilton	Mr Micallef	Mr Shell	Mr Sercombe

NOES, 37

Mr Austin	Mr Jasper	Dr Napthine	Mr Tanner
Mr Brown	Mr John	Mr Perrin	Mrs Wade
Mr Coleman	Mr Kennett	Mr Perton	Mr Wallace
Mr Cooper	Mr Leigh	Mr Pescott	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Plowman	Dr Wells
Mr Dickinson	(Lowan)	Mr Reynolds	
Mr Elder	Mr McGrath	Mr Richardson	
Mr Evans	(Warrnambool)	Mr Ross-Edwards	
Mr Hayward	Mr McNamara	Mr Smith	Tellers
Mr Heffernan	Mr Maclellan	(Glen Waverley)	Mr Bildstien
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Clark

## Wednesday, 10 May 1989

### No. 2—DANGEROUS GOODS (AMENDMENT) BILL—Clause 4.

#### Inspectors' identification cards

4. In section 13 (1) of the Principal Act, for "the Minister" substitute "the Director-General".

—(Mr Pope)

Amendment proposed—That after "4." there be inserted the expression "(1)".

—(Mr Gude)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 40

Mr Austin	Mr Jasper	Mr Maughan	Mr Tanner
Mr Bildstien	Mr John	Dr Naphine	Mrs Wade
Mr Brown	Mr Kennett	Mr Perrin	Mr Wallace
Mr Clark	Mr Lea	Mr Pescott	Mr Weideman
Mr Coleman	Mr Leigh	Mr Plowman	Dr Wells
Mr Cooper	Mr Lieberman	Mr Reynolds	
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Dickinson	(Lowan)	Mr Ross-Edwards	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	(Warrnambool)	(Glen Waverley)	Tellers
Mr Hayward	Mr McNamara	Mr Steggall	Mr Elder
Mr Heffernan	Mr Maclellan	Mr Stockdale	Mr Honeywood

NOES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Cole
Mrs Gleeson	Mr Micallef	(Northcote)	Mr Hamilton

And so it passed in the negative.

### No. 3—Clause 5.

#### Delegation

5. (1) In section 14 of the Principal Act, for sub-section (3) substitute—

“(3) The Director-General may, by instrument in writing, delegate to—

- (a) any officer or employee, or the holder of any office, in the public service or transport service; or
- (b) any member of, or the holder of any office in, the police force; or
- (c) any member or officer of, or the holder of any office in, a permanent fire brigade under the *Metropolitan Fire Brigades Act 1958*, or any permanent officer or member of a brigade under the *Country Fire Authority Act 1958*; or
- (d) any officer or employee, or the holder of an office, in a municipality; or

(e) any officer or employee, or the holder of any office, in the public service of the Commonwealth—

all or any of the powers, functions, authorities or discretions of an inspector except this power of delegation.”.

(2) In section 41 of the Principal Act, for sub-section (3) substitute—

‘(3) In this section, “delegate” means a delegate under section 14 (3).’

—(Mr Pope)

Question—That clause 5 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 43

Mr Andrianopoulos.	Mrs Gleeson	Mr Pope	Mr Shell
Mr Baker	Mr Hamilton	Mrs Ray	Mr Simmonds
Mrs Barker	Mr Harrowfield	Mr Roper	Mr Spyker
Mr Cain	Mrs Hill	Mr Rowe	Mr Trezise
Mr Cole	Mrs Hirsh	Mr Sandon	Dr Vaughan
Mr Crabb	Mr Jolly	Mr Seitz	Mr Walsh
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Dollis	Ms Kirner	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Leighton
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Thomson
Mr Gavin	Mr Micallef	(Northcote)	

NOES, 39

Mr Austin	Mr Heffernan	Mr Maclellan	Mrs Wade
Mr Bildstien	Mr Honeywood	Mr Perrin	Mr Wallace
Mr Brown	Mr Jasper	Mr Pescott	Mr Weideman
Mr Clark	Mr John	Mr Plowman	Dr Wells
Mr Coleman	Mr Lea	Mr Reynolds	
Mr Cooper	Mr Leigh	Mr Richardson	
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Evans	Mr McGrath	Mr Steggall	<i>Tellers</i>
Mr Gude	(Warrnambool)	Mr Stockdale	Mr Maughan
Mr Hayward	Mr McNamara	Mr Tanner	Dr Napthine

And so it was resolved in the affirmative.

#### No. 4—OCCUPATIONAL HEALTH AND SAFETY (AMENDMENT) BILL—Clause 1.

##### Purposes

1. The purposes of this Act are to amend the *Occupational Health and Safety Act 1985* to apply to lifts, cranes, boilers, pressure vessels, scaffolding and amusement structures at workplaces and elsewhere, and to amend the *Limitation of Actions Act 1958*.

—(Mr Pope)

Amendment proposed—That the word “purposes” be omitted with the view of inserting in place thereof the word “purpose”.

—(Mr Gude)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 41

Mr Andrianopoulos	Mrs Gleeson	Mr Mathews	Mr Sheehan
Mr Baker	Mr Hamilton	Mr Micallef	(Northcote)
Mr Cain	Mr Harrowfield	Mr Pope	Mr Simmonds
Mr Cole	Mrs Hill	Mrs Ray	Mr Spyker
Mr Crabb	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cunningham	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Dollis	Mr Kennan	Mr Sandon	Mr Walsh
Mr Ernst	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Fordham	Ms Kirner	Mrs Setches	Tellers
Mrs Garbutt	Mr Leighton	Mr Sheehan	Mr Barker
Mr Gavin	Mr McCutcheon	(Ballarat South)	Mr Sercombe

NOES, 38

Mr Bildstien	Mr Kennett	Dr Napthine	Mr Stockdale
Mr Brown	Mr Lea	Mr Perrin	Mr Tanner
Mr Coleman	Mr Leigh	Mr Perton	Mrs Wade
Mr Delzoppo	Mr Lieberman	Mr Pescott	Mr Wallace
Mr Dickinson	Mr McGrath	Mr Plowman	Mr Weideman
Mr Elder	(Lowan)	Mr Reynolds	Dr Wells
Mr Gude	Mr McGrath	Mr Richardson	
Mr Hayward	(Warrnambool)	Mr Ross-Edwards	
Mr Heffernan	Mr McNamara	Mr Smith	Tellers
Mr Jasper	Mr Maclellan	(Glen Waverley)	Mr Clark
Mr John	Mr Maughan	Mr Steggall	Mr Honeywood

And so it was resolved in the affirmative.

**No. 5—OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENT) BILL—**  
**Clause 4.**

**Nomination of health and safety co-ordinators**

4. In section 21 (4) of the Principal Act, after paragraph (c) insert—

“(ca) nominate a person with an appropriate level of seniority (not being a health and safety representative) to co-ordinate health and safety activities on behalf of the employer;”.

—(Mr Pope)

Amendment proposed—That after “4.” there be inserted the expression “(1)”.

—(Mr Gude)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 38

Mr Brown	Mr John	Mr Maughan	Mr Steggall
Mr Clark	Mr Kennett	Dr Napthine	Mr Stockdale
Mr Coleman	Mr Lea	Mr Perrin	Mr Tanner
Mr Delzoppo	Mr Leigh	Mr Perton	Mrs Wade
Mr Dickinson	Mr Lieberman	Mr Pescott	Mr Weideman
Mr Elder	Mr McGrath	Mr Plowman	Dr Wells
Mr Gude	(Lowan)	Mr Reynolds	
Mr Hayward	Mr McGrath	Mr Richardson	
Mr Heffernan	(Warrnambool)	Mr Ross-Edwards	Tellers
Mr Honeywood	Mr McNamara	Mr Smith	Mr Bildstien
Mr Jasper	Mr Maclellan	(Glen Waverley)	Mr Wallace

Mr Andrianopoulos  
 Mr Baker  
 Mrs Barker  
 Mr Cain  
 Mr Cole  
 Mr Crabb  
 Mr Cunningham  
 Mr Ernst  
 Mr Fordham  
 Mrs Garbutt  
 Mr Gavin  
 Mrs Gleeson

Mr Hamilton  
 Mr Harrowfield  
 Mrs Hill  
 Mrs Hirsh  
 Mr Jolly  
 Mr Kennan  
 Mr Kennedy  
 Ms Kirner  
 Mr Leighton  
 Mr McCutcheon  
 Mr Mathews  
 Mr Micallef

## NOES, 43

Mr Pope  
 Mrs Ray  
 Mr Roper  
 Mr Rowe  
 Mr Sandon  
 Mr Seitz  
 Mr Sercombe  
 Mrs Setches  
 Mr Sheehan  
 (Ballarat South)  
 Mr Sheehan  
 (Northcote)

Mr Shell  
 Mr Simmonds  
 Mr Spyker  
 Mr Trezise  
 Dr Vaughan  
 Mr Walsh  
 Mrs Wilson

*Tellers*  
 Mr Dollis  
 Mr Thomson

And so it passed in the negative.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## DIVISIONS IN COMMITTEE OF THE WHOLE

No. 9

Tuesday, 23 May 1989

No. 1—CORRECTIONS (AMENDMENT) BILL—Clause 2.

### Commencement

2. (1) Subject to sub-section (2), this Act comes into operation on a day or days to be proclaimed.

(2) Section 16 (except paragraphs (a) to (g) and paragraphs (s) and (t)) is deemed to have come into operation on 1 March 1988.

—(Mr Crabb)

Amendment proposed—That the words “on a” be omitted with the view of inserting in place thereof the expression “6 months after the day on which it receives the Royal Assent or on any earlier”.

—(Mr Cooper)

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

Committee divided.

(Chairman—Mr Norris)

AYES, 42

Mr Andrianopoulos  
Mrs Barker  
Mr Cain  
Mr Cole  
Mr Crabb  
Mr Dollis  
Mr Ernst  
Mr Fordham  
Mrs Garbutt  
Mr Gavin  
Mrs Gleeson  
Mr Hamilton

Mr Harrowfield  
Mrs Hill  
Mrs Hirsh  
Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr Leighton  
Mr McCutcheon  
Mr McDonald  
Mr Mathews  
Mr Micallef

Mr Pope  
Mrs Ray  
Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)  
Mr Shell

Mr Simmonds  
Mr Spyker  
Mr Thomson  
Dr Vaughan  
Mr Walsh  
Mrs Wilson  
  
Tellers  
Mr Baker  
Mr Cunningham

NOES, 38

Mr Bildstien  
Mr Brown  
Mr Clark  
Mr Coleman  
Mr Cooper  
Mr Delzoppo  
Mr Dickinson  
Mr Elder  
Mr Evans  
Mr Gude  
Mr Hayward

Mr Heffernan  
Mr John  
Mr Kennett  
Mr Lea  
Mr Leigh  
Mr Lieberman  
Mr McGrath  
(Lowan)  
Mr McGrath  
(Warrnambool)  
Mr McNamara

Mr Maughan  
Dr Napthine  
Mr Perrin  
Mr Pescott  
Mr Plowman  
Mr Reynolds  
Mr Ross-Edwards  
Mr Smith  
(Glen Waverley)  
Mr Smith  
(Polwarth)

Mr Steggall  
Mr Stockdale  
Mr Tanner  
Mr Wade  
Mr Wallace  
Mr Weideman  
Dr Wells  
  
Tellers  
Mr Honeywood  
Mr Perton

And so it was resolved in the affirmative.

## No. 2—Clause 6.

**Confidential information**

6. In section 30 (1) of the Principal Act, for the definition of “Confidential information” substitute—

“Confidential information” means—

- (a) information relating to the classification of a prisoner given to the Director-General or to the classification committee established under Division 10 of Part 3 of the Corrections Regulations 1988; or
- (b) information given to the Adult Parole Board that is not disclosed in a decision of the Board or in any reasons given by the Board for a decision of the Board; or
- (c) information given to an official visitor as an official visitor; or
- (d) information concerning procedures or plans to be adopted or followed in a prison in the event of an emergency; or
- (e) information concerning the management of, or the operation of security measures in, a prison; or
- (f) information concerning the investigation of a breach or possible breach of the law by a prisoner or an officer within the meaning of Part 5; or
- (g) information contained in a report given to a court that is not disclosed in a decision of the court or in any reasons given by the court for a decision of the court.’

—(Mr Crabb)

Question—That clause 6 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 42

Mr Andrianopoulos	Mrs Gleeson	Mr Pope	Mr Simmonds
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hill	Mr Roper	Mr Thomson
Mr Cain	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Cole	Mr Jolly	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Cunningham	Mr Kennedy	Mr Sercombe	
Mr Dollis	Ms Kirner	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	Tellers
Mrs Garbutt	Mr Mathews	(Northcote)	Mr Hamilton
Mr Gavin	Mr Micallef	Mr Shell	Mr Leighton

NOES, 36

Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Coleman	Mr Lea	Mr Pescott	Mrs Wade
Mr Cooper	Mr Leigh	Mr Plowman	Mr Wallace
Mr Delzoppo	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Dickinson	Mr McGrath	Mr Ross-Edwards	Dr Wells
Mr Elder	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	
Mr Hayward	(Warrnambool)	Mr Smith	
Mr Heffernan	Mr McNamara	(Polwarth)	Tellers
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Bildstien
Mr Jasper	Dr Naphine	Mr Stockdale	Mr Clark

And so it was resolved in the affirmative.

No. 3—Clause 11.

**New Division 4 substituted in Part 8**

11. For Division 4 of Part 8 of the Principal Act substitute—

**“Division 4—Merit Time”**

**Division not to apply to certain prisoners**

‘59. This Division does not apply to the following classes of prisoners:

- (a) A person who is serving a sentence of imprisonment for murder;
- (b) A person who has been sentenced to death but whose sentence has been commuted to “life without the benefit of regulations relating to remission”;
- (c) A person ordered to be held in custody during the pleasure of the Governor of Victoria.’

**Merit time**

‘60. (1) Subject to and in accordance with the regulations, every prisoner to whom this Division applies who is serving a sentence of imprisonment is eligible to earn merit time on account of his or her—

- (a) good conduct while serving the sentence; and
- (b) industry in the performance of any work allocated to him or her while serving the sentence; and
- (c) taking part in a programme approved by the Director-General to the satisfaction of the Director-General.

(2) The length of the sentence (including any prison term fixed in respect of the sentence) to be served by a prisoner is to be reduced by the period of merit time earned by that prisoner while serving the sentence.

\* \* \* \* \*

[Proposed new sections 60 (3), 60A and 60B not printed.]

—(Mr Crabb)

Amendment proposed—That the word “including” [appearing in proposed new section 60 (2)] be omitted with the view of inserting in place thereof the word “excluding”.

—(Mr Cooper)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 41

Mr Andrianopoulos  
Mr Baker  
Mrs Barker  
Mr Cain  
Mr Crabb  
Mr Cunningham  
Mr Ernst  
Mr Fordham  
Mrs Garbutt  
Mr Gavin  
Mrs Gleeson  
Mr Hamilton

Mr Harrowfield  
Mrs Hill  
Mrs Hirsh  
Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr Leighton  
Mr McCutcheon  
Mr Mathews  
Mr Micallef  
Mr Pope

Mrs Ray  
Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)  
Mr Shell  
Mr Simmonds

Mr Spyker  
Mr Thomson  
Dr Vaughan  
Mr Walsh  
Mrs Wilson

Tellers  
Mr Cole  
Mr Dollis



## NOES, 36

Mr Bildstien	Mr Honeywood	Mr Perrin	Mr Tanner
Mr Brown	Mr Jasper	Mr Pescott	Mrs Wade
Mr Clark	Mr John	Mr Plowman	Mr Wallace
Mr Coleman	Mr Lea	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Leigh	Mr Ross-Edwards	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Smith	
Mr Dickinson	Mr McGrath	( <i>Glen Waverley</i> )	
Mr Elder	( <i>Lowan</i> )	Mr Smith	
Mr Gude	Mr McGrath	( <i>Polwarth</i> )	<i>Tellers</i>
Mr Hayward	( <i>Warrnambool</i> )	Mr Steggall	Mr Maughan
Mr Heffernan	Mr McNamara	Mr Stockdale	Dr Napthine

And so it was resolved in the affirmative.

### Wednesday, 24 May 1989

#### No. 4—CORRECTIONS (AMENDMENT) BILL—Clause 14.

##### New Division 7 inserted in Part 8

14. In Part 8 of the Principal Act, after Division 6 insert—

##### “Division 7—Home Detention Programme”

\* \* \* \* \*

##### Suspension of home detention order by Director-General

“84D. (1) The Director-General may suspend a home detention order—

- (a) subject to sub-section (2), before the person is released under the order; and
- (b) subject to sub-section (3), at any time during the period of the order.

(2) The Director-General may suspend a home detention order before the person is released under the order if the person has committed, or is suspected of having committed, a prison offence and the matter has not yet been fully dealt with.

(3) The Director-General may suspend a home detention order during the period of the order if the Director-General is of the opinion that the home detainee has not complied with any condition of the order.

(4) If the Director-General suspends a home detention order after the person is released under the order, the Director-General may, by warrant signed by him or her, authorise an officer appointed under Part 4 or a member of the police force to apprehend the home detainee and take and safely convey him or her to an institution (within the meaning of section 56) specified in the warrant.

(5) A warrant issued under sub-section (4) may be recalled and cancelled by the Director-General.

(6) If a home detention order is suspended under this section after the person is released under the order—

- (a) the original warrant of commitment or other authority for the person's imprisonment is to be regarded as again in force; and
- (b) unless the Board otherwise directs, the period during which the home detention order was in force is to be regarded as time served in respect of the sentence of imprisonment.

(7) If a home detention order is suspended under this section, the Board must—

- (a) in the case of a suspension before the person was released under the order, as soon as possible after being informed by the Director-General of the outcome of the matter referred to in sub-section (2); or

(b) in any other case, as soon as possible after the execution of the warrant issued under sub-section (4)—  
re-consider the order and exercise its powers under section 84E (1).”

\* \* \* \* \*

[Proposed new sections 84A, 84B, 84C and 84E not printed.]

—(Mr Crabb)

Amendment proposed—That the expression “unless the Board otherwise directs,” [appearing in proposed new section 84D (6) (b)] be omitted.

—(Mr Cooper)

Question—That the expression proposed to be omitted stand part of the clause—put.  
Committee divided.

(Chairman—Mr Norris)

AYES, 43

Mr Andrianopoulos	Mrs Gleeson	Mr Mathews	Mr Spyker
Mr Baker	Mr Hamilton	Mr Pope	Mr Thomson
Mrs Barker	Mr Harrowfield	Mrs Ray	Mr Trezise
Mr Cain	Mrs Hill	Mr Roper	Dr Vaughan
Mr Cole	Mrs Hirsh	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sandon	Mrs Wilson
Mr Cunningham	Mr Kennan	Mr Seitz	
Mr Dollis	Mr Kennedy	Mrs Setches	
Mr Ernst	Ms Kirner	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr Leighton	(Ballarat South)	Mr Sercombe
Mrs Garbutt	Mr McCutcheon	Mr Shell	Mr Sheehan
Mr Gavin	Mr McDonald	Mr Simmonds	(Northcote)

NOES, 41

Mr Austin	Mr Jasper	Mr Perrin	Mr Tanner
Mr Bildstien	Mr John	Mr Perton	Mrs Wade
Mr Brown	Mr Lea	Mr Pescott	Mr Wallace
Mr Clark	Mr Leigh	Mr Plowman	Mr Weideman
Mr Coleman	Mr Lieberman	Mr Reynolds	
Mr Cooper	Mr McGrath	Mr Richardson	
Mr Delzoppo	(Lowan)	Mr Ross-Edwards	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Evans	(Warrnambool)	(Glen Waverley)	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Polwarth)	<i>Tellers</i>
Mr Heffernan	Mr Maughan	Mr Steggall	Mr Elder
Mr Honeywood	Dr Napthine	Mr Stockdale	Dr Wells

And so it was resolved in the affirmative.

No. 5—Clause 20.

#### Fixing of prison term

20. (1) In section 3 of the Principal Act, at the end of the section insert—

“(3) If in this or any other Act reference is made to a term of imprisonment or to a person being imprisoned for a term or any other similar reference is made, the reference must not, unless the contrary intention appears, be construed as a reference to a prison term fixed in accordance with Part 3.”

(2) Section 17 of the Principal Act is amended as follows:

- In sub-section (1), for ‘lesser term (in this section called a “minimum term”)’ substitute “prison term in respect of the sentence”;
- In sub-sections (2), (3), (4) and (5), for “minimum term” (wherever occurring) substitute “prison term”;
- In sub-section (5), for “minimum terms” (wherever occurring) substitute “prison terms”;

(d) At the end of the section insert—

“(7) A reference in this Part to a prison term includes a reference to a minimum term fixed, before the commencement of section 20 of the *Corrections (Amendment) Act 1989*, in accordance with this Part or any corresponding previous enactment.”.

(3) In sub-sections (1) and (2) of section 18 of the Principal Act, for “minimum term” (wherever occurring) substitute “prison term”.

(4) Section 18A of the Principal Act is amended as follows:

(a) In sub-section (1), for “minimum term” substitute “prison term”;

(b) In sub-section (2), for “minimum term” (wherever occurring) substitute “prison term”.

(5) In section 19A of the Principal Act, for “minimum term” (wherever occurring) substitute “prison term”.

(6) In section 82 (1) of the Principal Act, for “minimum term” substitute “prison term”.

(7) After section 19A of the Principal Act insert—

**Statement of sentence**

“19B. (1) Despite anything to the contrary in this or any other Act or in any rule of law or practice, if a court sentences a person to a term of imprisonment and in accordance with this Part fixes a prison term in respect of that sentence, the court must state the sentence as being—

(a) a prison term of a length specified by the court; and

(b) a parole term (that is, a term during which the person is eligible to be released on parole) of a length specified by the court—

and the sentence must be so entered in the records of the court.

(2) The failure of a court to comply with sub-section (1) does not invalidate any sentence imposed by it.

(3) Nothing in this section affects the duty of a court in sentencing a person to impose the overall sentence that it considers appropriate in the particular circumstances.”.

—(Mr Crabb)

Amendment proposed—That after sub-clause (5), there be inserted the following new sub-clauses:

( ) In section 19A of the Principal Act, for “murder” substitute “an offence and sentenced to be imprisoned”.

( ) The amendment made to the Principal Act by sub-section (6) applies only with respect to sentences of imprisonment imposed on or after the commencement of that sub-section.’

—(Mr Cooper)

Question—That the sub-clauses proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 39

Mr Austin  
Mr Bildstien  
Mr Clark  
Mr Coleman  
Mr Cooper  
Mr Delzoppo  
Mr Dickinson  
Mr Elder  
Mr Evans  
Mr Gude  
Mr Hayward

Mr Heffernan  
Mr Honeywood  
Mr Jasper  
Mr John  
Mr Kennett  
Mr Leigh  
Mr Lieberman  
Mr McGrath  
(Lowan)  
Mr McGrath  
(Warrnambool)

Mr McNamara  
Mr Maclellan  
Mr Maughan  
Mr Perrin  
Mr Pescott  
Mr Plowman  
Mr Reynolds  
Mr Richardson  
Mr Ross-Edwards  
Mr Smith  
(Glen Waverley)

Mr Steggall  
Mr Stockdale  
Mr Tanner  
Mrs Wade  
Mr Wallace  
Mr Weideman  
Dr Wells  
  
Tellers  
Dr Naphine  
Mr Perton

## NOES, 42

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Spyker
Mr Baker	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cole	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Dollis	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Ernst	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Fordham	Mr Leighton	Mr Sheehan	
Mrs Garbutt	Mr McCutcheon	(Ballarat South)	
Mr Gavin	Mr McDonald	Mr Sheehan	
Mrs Gleeson	Mr Micallef	(Northcote)	Tellers
Mr Hamilton	Mr Pope	Mr Shell	Mrs Barker
Mr Harrowfield	Mrs Ray	Mr Simmonds	Mr Cunningham

And so it passed in the negative.

## No. 6—FIRE AUTHORITIES BILL—Clause 3.

## Definitions

3. (1) The *Country Fire Authority Act 1958* is amended as follows:

(a) In section 3 after the definition of “Country area of Victoria” insert—

“Demonstration”—

(a) means a gathering of brigades and apparatus for the purposes of engaging in training exercises and other events and increasing public awareness of fire prevention, protection or suppression techniques and other brigade activities; and

(b) includes any competition or championship;’

(b) In section 23 (1) (k) omit “and competitions”;

(c) In section 96 omit “competitions”;

(d) In section 103 (1) omit “and published in the *Government Gazette*”;

(e) In section 110 (1) (g) omit “and competitions” where twice occurring.

(2) In section 3 of the *Country Fire Authority Act 1958* in the definition of “Volunteer officer or member” after “brigade” insert “other than any remuneration for services provided in the course of his or her trade, profession or calling unless that trade, profession or calling is the suppression or prevention of fires or the provision of assistance at an accident or emergency not involving a fire.”

—(Mr Crabb)

Amendment proposed—That the expression “(1)” (where first occurring) be omitted.

—(Mr Cooper)

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

Committee divided.

(Chairman—Mr Norris)

## AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mrs Ray	Mr Spyker
Mr Baker	Mr Harrowfield	Mr Roper	Mr Trezise
Mrs Barker	Mrs Hill	Mr Rowe	Dr Vaughan
Mr Cain	Mrs Hirsh	Mr Sandon	Mr Walsh
Mr Cole	Mr Jolly	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennan	Mr Sercombe	
Mr Cunningham	Mr Kennedy	Mrs Setches	
Mr Dollis	Ms Kirner	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mr Leighton
Mrs Gleeson	Mr Pope	Mr Simmonds	Mr Thomson

## NOES, 38

Mr Austin	Mr Heffernan	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Perton	Mr Stockdale
Mr Brown	Mr John	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lea	Mr Plowman	Mrs Wade
Mr Cooper	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr Lieberman	Mr Richardson	Dr Wells
Mr Dickinson	Mr McGrath	Mr Ross-Edwards	
Mr Elder	(Warrnambool)	Mr Smith	
Mr Evans	Mr Maclellan	(Glen Waverley)	Tellers
Mr Gude	Mr Maughan	Mr Smith	Mr Clark
Mr Hayward	Dr Napthine	(Polwarth)	Mr Honeywood

And so it was resolved in the affirmative.

### Thursday, 25 May 1989

#### No. 7—CHILDREN AND YOUNG PERSONS BILL—Clause 64.

##### Notification to protective intervener

64. (1) Any person who believes on reasonable grounds that a child is in need of protection may notify a protective intervener of that belief.

(2) The following persons are protective interveners:

- (a) The Director-General;
- (b) All members of the police force.

(3) A notification made under sub-section (1)—

- (a) does not for any purpose constitute unprofessional conduct or a breach of professional ethics on the part of the person by whom it is made; and
- (b) if made in good faith, does not make the person by whom it is made subject to any liability in respect of it; and
- (c) is not admissible in evidence in any proceedings unless—
  - (i) the person by whom it is made otherwise consents in writing; or
  - (ii) the proceedings relate to the performance by a person of that person's duties under this Act and the fact of the making of the notification is relevant in those proceedings; and
- (d) does not constitute a contravention of section 141 of the *Health Services Act 1988*.

(4) If a notification is made under sub-section (1), a person (other than the person who made it) must not, subject to sub-section (3) (c), disclose to any person other than a protective intervener—

- (a) the name of the person who made the notification; or
- (b) any information that is likely to lead to the identification of the person who made the notification.

Penalty applying to this sub-section: 10 penalty units.

—(Mr Spyker)

Amendment proposed—That sub-clause (1) be omitted with the view of inserting in place thereof the following sub-clause:

“(1) Any person who believes on reasonable grounds that a child is in need of protection—

- (a) in the case of a person who is a legally qualified medical practitioner or a member of a prescribed profession, must; and

(b) in any other case, may—

notify a protective intervener of that belief.

Penalty: 5 penalty units.”

—(Mr Hayward)

Motion made and question—That the question be now put.

—(Mr Roper)

Committee divided.

(Chairman—Mr Norris)

AYES, 43

Mr Andrianopoulos  
Mr Baker  
Mrs Barker  
Mr Cain  
Mr Cole  
Mr Crabb  
Mr Cunningham  
Mr Dollis  
Mr Ernst  
Mr Fordham  
Mrs Garbutt  
Mr Gavin

Mrs Gleeson  
Mr Hamilton  
Mrs Hill  
Mrs Hirsh  
Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr Leighton  
Mr McCutcheon  
Mr McDonald  
Mr Micallef

Mr Pope  
Mrs Ray  
Mr Roper  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mrs Setches  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)

Mr Shell  
Mr Simmonds  
Mr Spyker  
Mr Trezise  
Dr Vaughan  
Mr Walsh  
Mrs Wilson

Tellers  
Mr Harrowfield  
Mr Thomson

NOES, 35

Mr Austin  
Mr Bildstien  
Mr Coleman  
Mr Cooper  
Mr Delzoppo  
Mr Dickinson  
Mr Evans  
Mr Gude  
Mr Hayward  
Mr Heffernan

Mr Honeywood  
Mr John  
Mr Kennett  
Mr Lea  
Mr Leigh  
Mr Lieberman  
Mr McGrath  
(Lowan)  
Mr Maclellan  
Mr Maughan

Dr Napthine  
Mr Perrin  
Mr Perton  
Mr Pescott  
Mr Plowman  
Mr Reynolds  
Mr Richardson  
Mr Ross-Edwards  
Mr Smith  
(Glen Waverley)

Mr Steggall  
Mr Tanner  
Mrs Wade  
Mr Wallace  
Mr Weideman

Tellers  
Mr Clark  
Dr Wells

And so it was resolved in the affirmative.

Question—That the sub-clause proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Norris)

AYES, 48

Mr Andrianopoulos  
Mrs Barker  
Mr Cain  
Mr Cole  
Mr Crabb  
Mr Cunningham  
Mr Dollis  
Mr Ernst  
Mr Evans  
Mr Fordham  
Mrs Garbutt  
Mr Gavin  
Mrs Gleeson  
Mr Hamilton

Mr Harrowfield  
Mrs Hill  
Mrs Hirsh  
Mr Jolly  
Mr Kennan  
Mr Kennedy  
Ms Kirner  
Mr McCutcheon  
Mr McDonald  
Mr McGrath  
(Lowan)  
Mr Maughan  
Mr Micallef  
Mr Pope

Mrs Ray  
Mr Roper  
Mr Ross-Edwards  
Mr Rowe  
Mr Sandon  
Mr Seitz  
Mr Sercombe  
Mrs Setches  
Mr Sheehan  
(Ballarat South)  
Mr Sheehan  
(Northcote)  
Mr Shell  
Mr Simmonds

Mr Spyker  
Mr Steggall  
Mr Thomson  
Dr Vaughan  
Mr Wallace  
Mr Walsh  
Mrs Wilson

Tellers  
Mr Baker  
Mr Leighton

NOES, 29

Mr Austin  
Mr Clark  
Mr Coleman  
Mr Cooper  
Mr Delzoppo  
Mr Dickinson  
Mr Gude  
Mr Hayward

Mr Heffernan  
Mr Honeywood  
Mr John  
Mr Kennett  
Mr Lea  
Mr Leigh  
Mr Lieberman  
Mr Maclellan

Dr Napthine  
Mr Perrin  
Mr Pescott  
Mr Plowman  
Mr Reynolds  
Mr Richardson  
Mr Smith  
(Glen Waverley)

Mr Tanner  
Mrs Wade  
Mr Weideman  
Dr Wells

Tellers  
Mr Bildstien  
Mr Perton

And so it was resolved in the affirmative.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## DIVISION IN COMMITTEE OF THE WHOLE

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No. 10

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Thursday, 7 September 1989

### No. 1 - PRICES BILL

Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill with amendments - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 41

Mr Andrianopoulos	Mr Hamilton	Mrs Ray	Mr Spyker
Mr Baker	Mr Harrowfield	Mr Roper	Mr Thomson
Mr Cain	Mrs Hill	Mr Rowe	Dr Vaughan
Mr Cole	Mrs Hirsh	Mr Sandon	Mr Walsh
Mr Crabb	Mr Jolly	Mr Seitz	Mrs Wilson
Mr Cunningham	Mr Kennan	Mr Sercombe	
Mr Dollis	Mr Kennedy	Mr Sheehan	
Mr Ernst	Ms Kirner	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mrs Barker
Mrs Gleeson	Mr Pope	Mr Simmonds	Mr Leighton

NOES, 32

Mr Clark	Mr Kennett	Mr Pescott	Mrs Wade
Mr Coleman	Mr Leigh	Mr Plowman	Mr Wallace
Mr Cooper	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Delzoppo	(Lowan)	Mr Richardson	Dr Wells
Mr Evans	Mr McGrath	Mr Smith	
Mr Hayward	(Warrnambool)	(Glen Waverley)	
Mr Heffernan	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Polwarth)	Tellers
Mr Jasper	Mr Perrin	Mr Stockdale	Mr Maughan
Mr John	Mr Perton	Mr Tanner	Dr Napthine

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISIONS IN COMMITTEE OF THE WHOLE**

No. 11

**Tuesday, 31 October 1989**

No. 1 - CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL  
 - Clause 4.

**Definitions and application**

4. In section 3 of the Principal Act -

(a) in sub-section (1) -

*[Sub-paragraphs (i) to (iv) not printed.]*

(v) for the definition of "Resident" substitute -

"Resident" means a person who occupies a site in a caravan park as his or her only or main residence, whether that occupation began before or after the commencement of this Act.; and

*[Sub-paragraph (vi) and paragraph (b) not printed.]*

- (Mr McCutcheon)

Amendment proposed - That sub-paragraph (v) be omitted.

- (Mr Cooper)

Question - That the sub-paragraph proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 42

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Thomson
Mr Baker	Mrs Hill	Mr Roper	Mr Trezise
Mrs Barker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Cain	Mr Jolly	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Cunningham	Mr Kennedy	Mr Sercombe	
Mr Dollis	Ms Kirner	Mrs Setches	
Mr Ernst	Mr Leighton	Mr Sheehan	
Mr Fordham	Mr McCutcheon	<i>(Northcote)</i>	
Mrs Garbutt	Mr McDonald	Mr Shell	<i>Tellers</i>
Mr Gavin	Mr Mathews	Mr Simmonds	Mr Cole
Mrs Gleeson	Mr Micallef	Mr Spyker	Mr Hamilton



## NOES, 36

Mr Austin	Mr John	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Tanner
Mr Brown	Mr Lea	Mr Perton	Mrs Wade
Mr Clark	Mr Leigh	Mr Pescott	Mr Weideman
Mr Coleman	Mr Lieberman	Mr Plowman	Dr Wells
Mr Cooper	Mr McGrath	Mr Reynolds	
Mr Delzoppo	(Lowan)	Mr Richardson	
Mr Gude	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Hayward	(Warrnambool)	(Glen Waverley)	Mr Elder
Mr Heffernan	Mr Maclellan	Mr Smith	Mr Honeywood
Mr Jasper	Mr Maughan	(Polwarth)	

And so it was resolved in the affirmative.

No. 2 - Clause 11.

### Warrants of possession

11.(1) In section 44(2)(a) of the Principal Act, for "of Schedule 1" substitute "approved by the Minister".

(2) In section 44(2)(c) of the Principal Act, for "sunrise and sunset" substitute "8.00 a.m. and 4.00 p.m.".

(3) Schedule 1 to the Principal Act is repealed.

- (Mr McCutcheon)

Amendment proposed - That the expression "4.00" be omitted with the view of inserting in place thereof the expression "6.00".

- (Mr Cooper)

Question - That the expression proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

### AYES, 43

Mr Andrianopoulos	Mrs Gleeson	Mr Micallef	Mr Simmonds
Mr Baker	Mr Hamilton	Mr Pope	Mr Spyker
Mrs Barker	Mr Harrowfield	Mrs Ray	Mr Trezise
Mr Cain	Mrs Hill	Mr Roper	Dr Vaughan
Mr Cole	Mrs Hirsh	Mr Rowe	Mr Walsh
Mr Crabb	Mr Jolly	Mr Sandon	Mrs Wilson
Mr Cunningham	Mr Kennan	Mr Seitz	
Mr Dollis	Mr Kennedy	Mr Sercombe	
Mr Ernst	Ms Kirner	Mrs Setches	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mr Sheehan	Mr Leighton
Mrs Garbutt	Mr McDonald	(Northcote)	Mr Thomson
Mr Gavin	Mr Mathews	Mr Shell	

## NOES, 34

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Smith
Mr Bildstien	Mr Jasper	Mr Maughan	(Polwarth)
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Coleman	Mr Kennett	Mr Perton	Mr Tanner
Mr Cooper	Mr Lea	Mr Pescott	Mrs Wade
Mr Delzoppo	Mr Leigh	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	Mr Reynolds	
Mr Gude	(Lowan)	Mr Richardson	Tellers
Mr Hayward	Mr McGrath	Mr Smith	Mr Clark
Mr Heffernan	(Warrnambool)	(Glen Waverley)	Dr Napthine

And so it was resolved in the affirmative.

No. 3 - Clause 24.

### Constitution of Caravan Parks Referees Board

24. In section 78(2) of the Principal Act, after "consist of" insert ", as the Minister determines, of the Chairperson of the Caravan Parks Committee sitting alone or".

- (Mr McCutcheon)

Question - That clause 24 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Walsh
Mr Baker	Mrs Hill	Mr Roper	Mrs Wilson
Mrs Barker	Mrs Hirsh	Mr Rowe	
Mr Cain	Mr Jolly	Mr Sandon	
Mr Cole	Mr Kennan	Mr Seitz	
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Ernst	Mr Leighton	Mr Shell	
Mr Fordham	Mr McCutcheon	Mr Simmonds	
Mrs Garbutt	Mr McDonald	Mr Spyker	Tellers
Mr Gavin	Mr Mathews	Mr Thomson	Mr Dollis
Mrs Gleeson	Mr Micallef	Mr Trezise	Mr Sheehan
Mr Hamilton	Mr Pope	Dr Vaughan	(Northcote)

## NOES, 34

Mr Austin	Mr Jasper	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Perton	Mrs Wade
Mr Clark	Mr Kennett	Mr Pescott	Mr Weideman
Mr Coleman	Mr Lea	Mr Plowman	
Mr Cooper	Mr Leigh	Mr Reynolds	
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Elder	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	
Mr Hayward	(Warrnambool)	Mr Smith	Tellers
Mr Heffernan	Mr Maclellan	(Polwarth)	Mr Bildstien
Mr Honeywood	Mr Maughan	Mr Stockdale	Dr Napthine

And so it was resolved in the affirmative.

# Wednesday, 1 November 1989

No. 4 - FISHERIES (AMENDMENT) BILL - Clause 8.

## Repeal of *Victorian Fishing Industry Council Act 1979*

8. (1) The Victorian Fishing Industry Council Act 1979 is repealed.

(2) For section 15(4) of the Principal Act substitute -

"(4) For use in promoting the commercial fishing industry there is to be paid from time to time as determined by the Minister from money appropriated by Parliament for the purpose to the fishing industry body which in the opinion of the Minister best represents all sections of the commercial fishing industry an amount equivalent to the total amount of surcharges paid under sub-section (5)."

- (*Mrs Setches*)

Amendment proposed - That the expression beginning with the words "there is" and ending with the expression "sub-section (5)" be omitted with the view of inserting in place thereof the expression "the Minister must authorise each year the payment to the Victorian Fishing Industry Federation, from money appropriated by Parliament for the purpose, an amount equivalent to the total amount of surcharges paid in that year under sub-section (5)".

- (*Mr Coleman*)

Question - That the expression proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cole	Mr Kennan	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	( <i>Ballarat South</i> )	<i>Tellers</i>
Mrs Gleeson	Mr Mathews	Mr Sheehan	Mr Cunningham
Mr Hamilton	Mr Micallef	( <i>Northcote</i> )	Mrs Garbutt

## NOES, 35

Mr Austin	Mr Jasper	Mr Perrin	Mrs Wade
Mr Clark	Mr John	Mr Pescott	Mr Wallace
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Weideman
Mr Cooper	Mr Leigh	Mr Richardson	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Smith	
Mr Elder	Mr McGrath	(Glen Waverley)	
Mr Evans	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Polwarth)	
Mr Hayward	(Warrnambool)	Mr Steggall	Tellers
Mr Heffernan	Mr McNamara	Mr Stockdale	Mr Bildstien
Mr Honeywood	Dr Napthine	Mr Tanner	Mr Maughan

And so it was resolved in the affirmative.

## No. 5 - Clause 8.

Further amendment proposed - That after the expression 'sub-section (5).', there shall be inserted the following:

'(4A) The Minister must specify the name of the fishing industry body determined under sub-section (4) in a notice published in the *Government Gazette*.

(4B) On the publication of the notice under sub-section (4A) -

(a) all real property of whatsoever nature or tenure; and

(b) all personal property of whatsoever nature or description

of the Victorian Fishing Industry Council is deemed to be the property of the fishing industry body specified in the notice."

(3) In section 6(1)(b)(vi) of the *Historic Shipwrecks Act 1982* for "Victorian Fishing Industry Council" substitute "fishing industry body determined under section 15(4) of the *Fisheries Act 1968* nominated by the Minister administering that Act."

- (Mrs Setches)

Question - That the expression proposed to be inserted be so inserted - put.  
Committee divided.

(Chairman - Mr Norris)

AYES, 42

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Baker	Mrs Hirsh	Mr Roper	Mr Spyker
Mrs Barker	Mr Jolly	Mr Rowe	Mr Trezise
Mr Cole	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Dollis	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Ernst	Mr Leighton	Mrs Setches	
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	
Mr Gavin	Mr Mathews	Mr Sheehan	Tellers
Mrs Gleeson	Mr Micallef	(Northcote)	Mr Hamilton
Mr Harrowfield	Mr Pope	Mr Shell	Mr Thomson

NOES, 35

Mr Austin	Mr Jasper	Dr Naphthine	Mr Wallace
Mr Bildstien	Mr John	Mr Perrin	Mr Weideman
Mr Coleman	Mr Kennett	Mr Pescott	Dr Wells
Mr Cooper	Mr Leigh	Mr Reynolds	
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Lowan)	(Polwarth)	
Mr Gude	Mr McGrath	Mr Steggall	Tellers
Mr Hayward	(Warrnambool)	Mr Stockdale	Mr Clark
Mr Heffernan	Mr McNamara	Mr Tanner	Mr Smith
Mr Honeywood	Mr Maughan	Mrs Wade	(Glen Waverley)

And so it was resolved in the affirmative.

## Thursday, 2 November 1989

No. 6 - WATER BILL - Clause 1, as amended.

Motion made and question - That the Chairman do report progress and ask for leave to sit again (*Mr Lieberman*) - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 36

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Smith
Mr Brown	Mr John	Mr Maughan	(Polwarth)
Mr Clark	Mr Kennett	Dr Naphthine	Mr Steggall
Mr Coleman	Mr Lea	Mr Perrin	Mr Stockdale
Mr Cooper	Mr Leigh	Mr Pescott	Mr Weideman
Mr Delzoppo	Mr Lieberman	Mr Plowman	Dr Wells
Mr Elder	Mr McGrath	Mr Richardson	
Mr Evans	(Lowan)	Mr Ross-Edwards	
Mr Gude	Mr McGrath	Mr Smith	Tellers
Mr Hayward	(Warrnambool)	(Glen Waverley)	Mr Bildstien
Mr Heffernan	Mr McNamara		Mr Perton

## NOES, 43

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Baker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cole	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Ernst	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Fordham	Mr Leighton	Mrs Setches	Mrs Wilson
Mrs Garbutt	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	(Ballarat South)	
Mrs Gleeson	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Hamilton	Mr Micallef	(Northcote)	Mrs Barker
Mr Harrowfield	Mr Pope	Mr Shell	Mr Dollis

And so it passed in the negative.

No. 7 - Clause 3.

### Definitions

3.(1) In this Act -

*[Definitions "Administrative Appeals Tribunal" to "Flow" not printed.]*

"Groundwater" means any water occurring in or obtained from an aquifer and includes any matter dissolved or suspended in any such water.

*[Definitions "Holding" to "Yallourn Works area", and sub-clause (2) not printed.]*

- (Mr Walsh)

Amendment proposed - That the following new definition be inserted to follow the definition of "Groundwater":

"Groundwater supply protection area" means an area declared to be a groundwater supply protection area by an Order made under section 27(1).'

- (Mr Lieberman)

Question - That the definition proposed to be inserted be so inserted - put.  
Committee divided.

(Chairman - Mr Norris)

### AYES, 29

Mr Bildstien	Mr John	Mr Perton	Mrs Wade
Mr Clark	Mr Kennett	Mr Pescott	Dr Wells
Mr Coleman	Mr Lea	Mr Richardson	
Mr Cooper	Mr Leigh	Mr Ross-Edwards	
Mr Delzoppo	Mr Lieberman	Mr Smith	
Mr Elder	Mr McGrath	(Polwarth)	
Mr Evans	(Warrnambool)	Mr Steggall	<i>Tellers</i>
Mr Hayward	Dr Napthine	Mr Stockdale	Mr Honeywood
Mr Heffernan	Mr Perrin	Mr Tanner	Mr Maughan

## NOES, 43

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Cain	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Ms Kirner	Mr Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	<i>Tellers</i>
Mrs Gleeson	Mr Pope	Mr Simmonds	Mr Baker
Mr Harrowfield	Mrs Ray	Mr Spyker	Mr Hamilton

And so it passed in the negative.

No. 8 - Clause 223, *as amended*.

**Renewable transfer of water rights**

223. (1) The owner of a holding within a prescribed irrigation district may, in accordance with this section and the regulations made under section 228, transfer to the Authority, or to the owner or occupier of any land (including the transferor as the owner or occupier of any other land) any water rights that are attached to any holding owned by the transferor within that district.

(2) A transfer under this section may only be made with the approval of the relevant Authority (unless the Authority is the transferee) and with the consent of each person who has a prescribed interest in the holding of the transferor.

(3) A person who proposes to transfer water rights under this section must, at least 28 days before applying under sub-section (4), cause notice of the proposed application to be published in a newspaper circulating generally in the area concerned.

(4) An application to the relevant Authority for approval of a transfer must be in the prescribed form and accompanied by -

(a) a copy of the written consent to the transfer of each person who has a prescribed interest in the holding of the proposed transferor; and

(b) a copy of -

(i) in the case of land under the *Transfer of Land Act* 1958, the Crown grant or certificate of title; or

(ii) in any other case -

(A) the last conveyance in the chain of title to the land; or

(B) any other document that gives evidence of the proposed transferor's title to the land; and

(c) a copy of the notice published under sub-section (3); and

(d) a statutory declaration made by the proposed transferor setting out the names and addresses of each person known by the proposed transferor to have a prescribed interest in the holding; and

(e) the prescribed fee.

(5) The relevant Authority must not approve a transfer under this section unless it is satisfied that each person whom it knows, or ought to have known, to have a prescribed interest in the holding has consented to the transfer.

(6) A transfer of water rights under this section made for valuable consideration and in good faith to a person who, at the time of the transfer, did not have notice of the prescribed interest of a person in the holding is not liable to be set aside on the ground that the holder of that prescribed interest had not consented to the transfer.

(7) A transfer takes effect subject to the prescribed terms and conditions and to any other terms and conditions of which notice is given to the parties by the Authority when the transfer is approved.

(8) Subject to this Act, the relevant Authority must supply to the holding of the transferee any volume of water the right to which is the subject of the transfer and which would, if the transfer had not been approved, have been supplied to the holding of the transferor.

(9) A transfer does not affect the attachment of water rights (as opposed to the actual delivery of water) to a holding or, subject to sub-section (10), the liability to pay any amount payable under a tariff for irrigation or for drainage.

(10) The Authority may, when approving a transfer, determine that the liability to pay any amount payable under a tariff for irrigation or for drainage is transferred to the transferee, and that liability is, by virtue of that determination, transferred accordingly.

(11) A person may apply to the Administrative Appeals Tribunal for review of a decision by an Authority -

(a) to refuse to approve a transfer under this section; or

(b) that the liability to pay any amount payable under a tariff for irrigation or for drainage is not transferred to the transferee under sub-section (10).



(12) Sub-sections (8), (9), (10), (11) and (14) do not apply to a transfer if the Authority is the transferee.

(13) Subject to sub-section (15), a transfer under this section operates for the time (not exceeding 5 years) that is agreed between the parties, and may be extended for any further periods (each not exceeding 5 years), and on any terms and conditions, that are agreed between the parties on or before the expiry of the previous period.

(14) The parties must, as soon as practicable, notify the Authority if the transfer is not extended on or before the expiry of the previous period.

(15) A transfer may operate indefinitely if -

- (a) the parties so agree; and
- (b) the Authority is the transferee.

- (Mr Walsh)

Question - That clause 223, as amended, stand part of the Bill - put.  
Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mrs Hill	Mr Rowe	Mr Trezise
Mr Baker	Mrs Hirsh	Mr Sandon	Dr Vaughan
Mrs Barker	Mr Jolly	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennan	Mr Sercombe	Mrs Wilson
Mr Crabb	Mr Kennedy	Mrs Setches	
Mr Dollis	Ms Kirner	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	Tellers
Mrs Gleeson	Mr Pope	Mr Simmonds	Mr Cunningham
Mr Hamilton	Mrs Ray	Mr Spyker	Mr Leighton
Mr Harrowfield	Mr Roper	Mr Thomson	

NOES, 36

Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Lea	Mr Pescott	Mrs Wade
Mr Clark	Mr Leigh	Mr Plowman	Mr Wallace
Mr Coleman	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Cooper	Mr McGrath	Mr Richardson	Dr Wells
Mr Delzoppo	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Warrnambool)	Mr Smith	
Mr Hayward	Mr McNamara	(Polwarth)	Tellers
Mr Honeywood	Mr Maclellan	Mr Steggall	Mr Elder
Mr John	Dr Napthine	Mr Stockdale	Mr Heffernan

And so it was resolved in the affirmative.

## No. 9 - New Clause BB.

**Waterway Plans**

"BB. (1) An Authority that intends to carry out works to restore the natural characteristics of a waterway may, if those works are likely to result in increased flooding on the natural flood plain of the waterway, adopt a waterway plan.

(2) An Authority that intends to adopt a waterway plan must publish, in the *Government Gazette* and in a newspaper circulating generally in the affected area, a notice which -

- (a) states that the Authority intends to adopt a waterway plan to restore the natural characteristics of the specified waterway; and
- (b) describes the waterway plan; and
- (c) describes the expected effects of carrying out the plan; and
- (d) describes the area likely to be affected; and
- (e) states where a copy of the plan may be inspected; and
- (f) invites anyone who may be affected by the carrying out of the plan to make submissions to the Authority within 6 weeks after the date of publication of the notice in the *Government Gazette*.

(3) The Authority must consider all submissions that are received within that time, and may modify the waterway plan.

(4) The Authority must publish, in the *Government Gazette* and in a newspaper circulating generally in the affected area, a notice which -

- (a) states that no modifications have been made and the plan has been adopted; or
- (b) gives details of any modifications that have been made and states that the plan has been adopted as modified.

(5) A person may apply to the Administrative Appeals Tribunal for the review of the Authority's decision to adopt a plan, whether the plan is adopted with or without modifications.

(6) The Authority must -

- (a) make any modifications to the plan that are necessary to implement the decision of the Administrative Appeals Tribunal; and
- (b) publish, in the *Government Gazette* and in a newspaper circulating generally in the affected area, a notice that gives details of those modifications and states that the plan has been adopted as modified."

Question - That new clause BB be read a second time - put.  
Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Trezise
Mr Baker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Barker	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mrs Setches	
Mr Dollis	Ms Kirner	Mr Sheehan	
Mr Ernst	Mr Leighton	(Ballarat South)	
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Northcote)	
Mr Gavin	Mr Mathews	Mr Shell	
Mrs Gleeson	Mr Micallef	Mr Simmonds	<i>Tellers</i>
Mr Hamilton	Mr Pope	Mr Spyker	Mr Cunningham
Mr Harrowfield	Mrs Ray	Mr Thomson	Mr Sercombe

NOES, 36

Mr Bildstien	Mr John	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perton	Mr Tanner
Mr Clark	Mr Leigh	Mr Pescott	Mrs Wade
Mr Coleman	Mr Lieberman	Mr Plowman	Mr Wallace
Mr Cooper	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Delzoppo	(Lowan)	Mr Richardson	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Warrnambool)	(Glen Waverley)	
Mr Gude	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Hayward	Mr Maclellan	(Polwarth)	Mr Honeywood
Mr Heffernan	Dr Napthine	Mr Steggall	Dr Wells

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISIONS IN COMMITTEE OF THE WHOLE

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No. 12

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Tuesday, 14 November 1989

No. 1 - CONSERVATION, FORESTS AND LANDS ACTS (AMENDMENT) BILL -  
Clause 13.

New section 22A inserted and transitional provision

13. (1) After section 22 of the Principal Act insert -

**Game licences**

"22A. (1) A person must not hunt, take or destroy any game unless he or she holds a game licence under this section.

Penalty: \$1000.

(2) A person seeking a game licence may apply to the Director-General in the prescribed manner for the game licence and must lodge the prescribed fee with the application.

(3) The Director-General may, subject to any conditions, limitations and restrictions that are prescribed or as the Director-General thinks fit to impose, license any person to hunt, take or destroy any game.

(4) A game licence may be general in application or may be restricted as to the kinds or species of game which may be hunted, taken or destroyed or the area in which game may be hunted, taken or destroyed or the type of weapon which may be used to hunt, take or destroy game.

(5) The Director-General may refuse to grant any application for a game licence if the Director-General is satisfied that -

- (a) the applicant is not a fit and proper person to hold the licence; or
- (b) the applicant is not qualified under the regulations to hold the licence; or
- (c) the issue of the licence would be deleterious to the conservation of any species or any kind of game; or
- (d) the number of game licences in force ought to be limited; or
- (e) the applicant has been convicted of any offence against this Act or any corresponding previous enactment.

(6) A game licence unless sooner cancelled under this Act continues in force for any period up to three years that is specified in the licence.

(7) The holder of a game licence must not contravene any conditions, limitation or restriction to which the licence is subject.

Penalty for an offence against this sub-section: \$1000."

(2) Any Authority to hunt issued under section 22AA(4)(c) or 22A(1)(d) of the *Firearms Act* 1958 and in force immediately before the commencement of this section shall be deemed to be a game licence issued under section 22A of the Principal Act and shall subject to that Act and regulations and notices made under that Act, continue in force for the unexpired period of the authority.

- (Mrs Setches)

Amendment proposed - That the expression "Penalty: \$1000" be omitted with the view of inserting in place thereof the following expression:

"Penalty:

(a) in the case of an offence relating to game other than deer - \$100; and

(b) in the case of an offence relating to deer - \$1000."

- (Mr Coleman)

Question - That the expression proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mrs Hill	Mr Rowe	Mr Trezise
Mr Baker	Mrs Hirsh	Mr Sandon	Dr Vaughan
Mrs Barker	Mr Jolly	Mr Seitz	Mr Walsh
Mr Cain	Mr Kennan	Mr Sercombe	Mrs Wilson
Mr Crabb	Mr Kennedy	Mrs Setches	
Mr Cunningham	Ms Kirner	Mr Sheehan	
Mr Dollis	Mr Leighton	(Ballarat South)	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Northcote)	
Mrs Garbutt	Mr Mathews	Mr Shell	
Mr Gavin	Mr Micallef	Mr Simmonds	Tellers
Mrs Gleeson	Mr Pope	Mr Spyker	Mr Cole
Mr Harrowfield	Mrs Ray	Mr Thomson	Mr Hamilton

## NOES, 37

Mr Austin	Mr Heffernan	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Jasper	Mr Perton	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Wade
Mr Clark	Mr Kennett	Mr Plowman	Mr Wallace
Mr Coleman	Mr Leigh	Mr Reynolds	Mr Weideman
Mr Cooper	Mr McGrath	Mr Richardson	
Mr Delzoppo	(Warrnambool)	Mr Ross-Edwards	
Mr Elder	Mr McNamara	Mr Smith	
Mr Evans	Mr Maclellan	(Glen Waverley)	Tellers
Mr Gude	Mr Maughan	Mr Smith	Mr Honeywood
Mr Hayward	Dr Napthine	(Polwarth)	Dr Wells

And so it was resolved in the affirmative.

## No. 2 - Clause 13.

Further amendment proposed - That the expression "(c)" in sub-clause (5) of the proposed new section 22A of the Principal Act be omitted with the view of inserting in place thereof the expression "(b) after considering the advice of an advisory committee,".

- (Mr Evans)

Question - That the expression proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 42

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Simmonds
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hill	Mr Rowe	Mr Trezise
Mr Cain	Mrs Hirsh	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	Tellers
Mr Gavin	Mr Mathews	(Northcote)	Mrs Garbutt
Mr Gleeson	Mr Micallef	Mr Shell	Mr Thomson

## NOES, 40

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Smith
Mr Bildstien	Mr Jasper	Dr Napthine	(Polwarth)
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perton	Mr Tanner
Mr Coleman	Mr Lea	Mr Pescott	Mrs Wade
Mr Cooper	Mr Leigh	Mr Plowman	Mr Wallace
Mr Delzoppo	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	
Mr Evans	(Lowan)	Mr Ross-Edwards	
Mr Gude	Mr McGrath	Mr Smith	Tellers
Mr Hayward	(Warrnambool)	(Glen Waverley)	Mr Maughan
Mr Heffernan	Mr McNamara		Dr Wells

And so it was resolved in the affirmative.

## Wednesday, 15 November 1989

No. 3 - PLANNING AND ENVIRONMENT (AMENDMENT) BILL - Clause 13.

### Repeal of provision concerning Crown land reserves

13. Section 46 of the Principal Act is repealed.

- (Mr Roper)

Question - That clause 13 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

#### AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Cain	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Crabb	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cunningham	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Dollis	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Ernst	Ms Kirner	Mr Sercombe	Mrs Wilson
Mr Fordham	Mr Leighton	Mrs Setches	
Mrs Garbutt	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	<i>(Ballarat South)</i>	<i>Tellers</i>
Mrs Gleeson	Mr Mathews	Mr Sheehan	Mr Barker
Mr Hamilton	Mr Micallef	<i>(Northcote)</i>	Mr Cole

#### NOES, 40

Mr Austin	Mr John	Dr Napthine	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Lea	Mr Perton	Mrs Wade
Mr Cooper	Mr Leigh	Mr Pescott	Mr Wallace
Mr Delzoppo	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Dr Wells
Mr Evans	<i>(Lowan)</i>	Mr Ross-Edwards	
Mr Gude	Mr McGrath	Mr Smith	
Mr Hayward	<i>(Warrnambool)</i>	<i>(Glen Waverley)</i>	
Mr Heffernan	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	<i>(Polwarth)</i>	Mr Bildstien
Mr Jasper	Mr Maughan	Mr Steggall	Mr Clark

And so it was resolved in the affirmative.

## Thursday, 16 November 1989

### No. 4 - FIRE AUTHORITIES (CONTRIBUTIONS) BILL - Clause 3.

#### Amendments to contribution provisions of *Country Fire Authority Act 1958*

3. For sections 76, 77, 78, 79, 80, 80A and 81 of the *Country Fire Authority Act 1958* substitute -

#### Amounts of contribution

"76.(1) The total amount of contributions are to be contributed as follows:

- (a) 22.5 per cent from the Consolidated Fund;
- (b) 77.5 per cent by the insurance companies insuring against fire property situated within the country area of Victoria.

(2) The amount to be contributed under sub-section (1)(a) is to be paid to the Authority in equal quarterly instalments on 1 July, 1 October, 1 January and 1 April in each financial year."

*[Proposed new sections 77, 77A, 77B, 78, 79, 80, 80A, 81 not printed.]*

- (Mr Crabb)

Amendment proposed - That the expression "76," be omitted.

- (Mr Perton)

Question - That the expression proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cole	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Ernst	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Fordham	Mr Leighton	Mrs Setches	Mrs Wilson
Mrs Garbutt	Mr McCutcheon	Mr Sheehan	
Mr Gavin	Mr McDonald	<i>(Ballarat South)</i>	
Mrs Gleeson	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Hamilton	Mr Micallef	<i>(Northcote)</i>	Mr Baker
Mr Harrowfield	Mr Pope	Mr Shell	Mr Dollis



## NOES, 37

Mr Austin	Mr Heffernan	Mr McNamara	Mr Smith
Mr Bildstien	Mr Honeywood	Mr Maclellan	<i>(Glen Waverley)</i>
Mr Brown	Mr John	Mr Maughan	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Lea	Mr Perton	Mrs Wade
Mr Cooper	Mr Leigh	Mr Pescott	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Plowman	
Mr Elder	Mr McGrath	Mr Reynolds	
Mr Evans	<i>(Lowan)</i>	Mr Richardson	<i>Tellers</i>
Mr Gude	Mr McGrath	Mr Ross-Edwards	Dr Napthine
Mr Hayward	<i>(Warrnambool)</i>		Mr Wallace

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISION IN COMMITTEE OF THE WHOLE**

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No.13

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**Thursday, 5 April 1990**

No. 1 - LAND CONSERVATION (AMENDMENT) BILL - Clause 4.

**Membership of the Land Conservation Council**

4. (1) In section 3 of the Principal Act -

(a) in sub-section (1) -

(i) for paragraph (b) substitute -

"(b) the **Director-General of Planning and Urban Growth** or his or her nominee;" and

(ii) for paragraph (e) substitute -

"(e) the Chief Administrator of the Administrative Unit specified in Column One of Schedule Two of the *Public Service Act 1974* and called "Department of Conservation and Environment" (or the successor of that Unit) or his or her nominee;" and

(iii) for paragraph (h) substitute -

"(h) one person, being a member of a municipal council, appointed by the Governor in Council on the recommendation of the Minister responsible for local government;" and

(b) after sub-section (3) insert -

"(3A) A member appointed under sub-section (1)(h) shall cease to be a member of the Council on ceasing to be a member of a municipal council." and

(c) for sub-section (12) substitute -

"(12) The Governor in Council shall appoint a member of the Council to be deputy chairman."

(2) The Land Conservation Council as reconstituted after the commencement of this section is the same body as the Land Conservation Council as constituted before that commencement, and no act, matter or thing is abated or affected by the reconstitution.

- (Mr McCutcheon)

Amendment proposed - That sub-paragraph (iii) in proposed clause 4(1)(a) be omitted with the view of inserting in place thereof the following:

(iii) for paragraph (h) substitute -

"(h) one person, being a member of a municipal council whose municipal district lies wholly or partly outside the metropolis (as defined in the *Melbourne and Metropolitan Board of Works Act 1958*), appointed by the Governor in Council -

(i) from a panel of three names submitted by the Municipal Association of Victoria; or

(ii) if such a panel of names is not submitted within two months of receipt of a written request from the Minister on the recommendation of the Minister;

(ha) one person appointed by the Governor in Council on the recommendation of the Land Protection Council or, if such a recommendation is not made within two months of receipt of a written request from the Minister, on the recommendation of the Minister;" and

(iv) in paragraph (j), after "Governor in Council" insert "on the recommendation of the Victorian Farmers Federation or, if such a recommendation is not made within two months after receipt of a written request from the Minister, on the recommendation of the Minister"; and

(v) in paragraph (k), for "two persons" substitute "one person"; and

(b) in sub-section (3), before "(4)" substitute "(3A)"; and'.

- (Mr Evans)

Question - That the sub-paragraph proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 66

Mr Andrianopoulos	Mr Gude	Mr Micallef	Mr Sheehan
Mr Baker	Mr Hamilton	Dr Napthine	(Northcote)
Mrs Barker	Mr Harrowfield	Mr Perrin	Mr Shell
Mr Batchelor	Mr Heffernan	Mr Perton	Mr Simmonds
Mr Clark	Mrs Hill	Mr Pescott	Mr Smith
Mr Cole	Mr Hirsh	Mr Plowman	(Glen Waverley)
Mr Coleman	Mr John	Mr Pope	Mr Stockdale
Mr Cooper	Mr Kennan	Mrs Ray	Mr Tanner
Mr Crabb	Mr Kennedy	Mr Reynolds	Mr Trezise
Mr Cunningham	Mr Kennett	Mr Richardson	Dr Vaughan
Mr Delzoppo	Ms Kirner	Mr Roper	Mr Walsh
Mr Dickinson	Mr Lea	Mr Rowe	Mr Weideman
Mr Dollis	Mr Leigh	Mr Sandon	Mrs Wilson
Mr Elder	Mr Leighton	Mr Seitz	
Mr Ernst	Mr Lieberman	Mr Sercombe	<i>Tellers</i>
Mr Fordham	Mr McCutcheon	Mrs Setches	Mr Honeywood
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Thomson
Mr Gavin	Mr Mathews	(Ballarat South)	

NOES, 8

Mr Evans	Mr McGrath	Mr Ross-Edwards	<i>Tellers</i>
Mr McGrath	(Warrnambool)	Mr Wallace	Mr Maughan
(Lowan)	Mr McNamara		Mr Steggall

And so it was resolved in the affirmative.

Amendment negatived.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISION IN COMMITTEE OF THE WHOLE**

No. 14

**Tuesday, 10 April 1990**

No. 1 - COMMUNITY PROTECTION BILL - Clause 16.

**Expiry of Act**

16. This Act expires on the first anniversary of the day on which it receives the Royal Assent.

- (Mr Kennan)

Question - That clause 16 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Shell
Mr Baker	Mr Harrowfield	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cain	Mr Jolly	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr Leighton	Mr Sheehan	
Mr Fordham	Mr McCutcheon	(Ballarat South)	<i>Tellers</i>
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Cole
Mr Gavin	Mr Mathews	(Northcote)	Mr Sercombe

NOES, 38

Mr Austin	Mr John	Mr Perrin	Mrs Wade
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Wallace
Mr Brown	Mr Lea	Mr Plowman	Mr Weideman
Mr Clark	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Coleman	Mr McGrath	Mr Richardson	
Mr Cooper	(Lowan)	Mr Ross-Edwards	
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Dickinson	(Warrnambool)	(Glen Waverley)	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Polwarth)	<i>Tellers</i>
Mr Heffernan	Mr Maughan	Mr Stockdale	Mr Elder
Mr Jasper	Dr Naphthine	Mr Tanner	Mr Honeywood

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISION IN COMMITTEE OF THE WHOLE**

No. 15

**Thursday, 17 May 1990**

**No. 1 - POLICE REGULATION (FURTHER AMENDMENT) BILL - Clause 1.**

Motion made and question - That the Chairman do report progress and ask for leave to sit again (*Mr Roper*) - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cole	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	<i>(Ballarat South)</i>	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Batchelor
Mr Gavin	Mr Micallef	<i>(Northcote)</i>	Mr Leighton

NOES, 38

Mr Brown	Mr John	Mr Perton	Mrs Wade
Mr Clark	Mr Kennett	Mr Pescott	Mr Wallace
Mr Coleman	Mr Lea	Mr Plowman	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	Mr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Dickinson	<i>(Lowan)</i>	Mr Ross-Edwards	
Mr Elder	Mr McGrath	Mr Smith	
Mr Gude	<i>(Warrnambool)</i>	<i>(Glen Waverley)</i>	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	<i>(Polwarth)</i>	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Stockdale	Mr Bildstien
Mr Jasper	Mr Perrin	Mr Tanner	Dr Naphthine

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISIONS IN COMMITTEE OF THE WHOLE**

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No. 16

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**Tuesday, 22 May 1990**

No. 1 - NATIONAL PARKS (FURTHER AMENDMENT) BILL - Clause 5.

**Creation of Murray-Sunset National Park**

5. In Schedule Two to the Principal Act, after Part 37 insert:

**"PART 38 - MURRAY-SUNSET NATIONAL PARK**

All those pieces or parcels of land containing 6330 square kilometres, more or less, situate in the Counties of Karkaroc, Millewa and Wecah, being the lands delineated and bordered red, excepting from them the roads shown as excluded, also excepting from them the land bordered blue, in the plans lodged in the Central Plan Office of the Department of Property and Services and numbered N.P. 51/2A and 51/2B."

- (Mr Crabb)

Amendment proposed - That after "5." there be inserted the expression "(1)".

- (Mr McNamara)

Question - That the expression proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 9

Mr Evans  
 Mr Jasper  
 Mr McGrath  
 (Lowan)

Mr McGrath  
 (Warrnambool)  
 Mr McNamara  
 Mr Ross-Edwards

Mr Wallace

*Tellers*  
 Mr Maughan  
 Mr Steggall

## NOES, 70

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Simmonds
Mr Austin	Mr Harrowfield	Dr Napthine	Mr Smith
Mr Baker	Mr Hayward	Mr Perrin	(Glen Waverley)
Mr Batchelor	Mr Heffernan	Mr Perton	Mr Spyker
Mr Brown	Mrs Hill	Mr Pescott	Mr Stockdale
Mr Cole	Mrs Hirsh	Mr Plowman	Mr Tanner
Mr Coleman	Mr John	Mr Pope	Mr Thomson
Mr Cooper	Mr Jolly	Mrs Ray	Mr Trezise
Mr Crabb	Mr Kennan	Mr Reynolds	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Richardson	Mrs Wade
Mr Delzoppo	Ms Kirner	Mr Roper	Mr Walsh
Mr Dickinson	Mr Lea	Mr Rowe	Mr Weideman
Mr Dollis	Mr Leigh	Mr Sandon	Mrs Wilson
Mr Elder	Mr Leighton	Mr Seitz	
Mr Ernst	Mr Lieberman	Mr Sercombe	
Mr Fordham	Mr McCutcheon	Mrs Setches	
Mrs Garbutt	Mr McDonald	Mr Sheehan	Tellers
Mr Gavin	Mr Maclellan	(Northcote)	Mrs Barker
Mr Gude	Mr Mathews	Mr Shell	Mr Clark

And so it passed in the negative

**No. 2 - New clause A.**

Amendment proposed -

That the following new clause be inserted to follow the heading to Part 6:

**Section 26B inserted:**

'A. After section 26A of the Principal Act insert:

**Grazing licences in certain Mallee Parks**

"26B. (1) The Minister may grant licences in respect of the Mallee Grazing Licence Areas in accordance with the provisions set out in Schedule Five.

(2) A person who -

(a) immediately before any land in the Mallee Grazing Licence Areas is included in a Mallee Park was the licensee of a cattle grazing licence in respect of that land; and

(b) applies in writing to the Director within 60 days after the date on which the land is included in a Mallee Park - is entitled to be granted a licence under sub-section (1).

(3) Despite anything to the contrary in this Act, on the inclusion of any land in the Mallee Grazing Licence Areas in a park, section 37 applies to that land as if section 37(2) and (6) included a reference to that land.

(4) In this section -

"Mallee Grazing Licence Areas" means the areas, to the extent that they are within a Mallee Park, covered by cattle grazing licences issued under the *Land Act 1958* and the *Forests Act 1958* and numbered 10932/130, 10931/130, 9672/130, 67/2913, 67/2912, 10967/130, WF59471, 8078/130, 10480/130, 8562/130,



11375/130, 10632/130, 2245/130, 11146/130, 9448/130, 8552/130, 8827/130, 11378/130, 11381/130, 11397/130, 11370/130, 8944/130, 10399/130, 9716/130, 10663/130, 9181/130, 11429/130, 11464/138, and in the lease issued under the *Water Act 1958* and numbered YY5.

"**Mallee Park**" means the land in the Parks described in Parts 25 and 38 of Schedule Two, Part 34 of Schedule Two B and Parts 8 and 11 of Schedule Three."

- (Mr. McNamara)

Question - That new clause A be read a second time - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 9

Mr Evans	Mr McGrath	Mr Maughan	<i>Tellers</i>
Mr Jasper	( <i>Warrnambool</i> )	Mr Ross-Edwards	Mr Steggall
Mr McGrath	Mr McNamara		Mr Wallace
( <i>Lowan</i> )			

NOES, 68

Mr Andrianopoulos	Mr Gavin	Mr Mathews	Mr Shell
Mr Austin	Mr Gude	Mr Micallef	Mr Simmonds
Mr Baker	Mr Hamilton	Dr Napthine	Mr Smith
Mrs Barker	Mr Harrowfield	Mr Perrin	( <i>Glen Waverley</i> )
Mr Batchelor	Mr Hayward	Mr Perton	Mr Spyker
Mr Brown	Mr Heffernan	Mr Pescott	Mr Stockdale
Mr Clark	Mrs Hill	Mr Plowman	Mr Tanner
Mr Cole	Mrs Hirsh	Mr Pope	Mr Thomson
Mr Coleman	Mr John	Mrs Ray	Mr Trezise
Mr Cooper	Mr Jolly	Mr Reynolds	Dr Vaughan
Mr Crabb	Mr Kennan	Mr Roper	Mrs Wade
Mr Cunningham	Mr Kennedy	Mr Rowe	Mr Walsh
Mr Delzoppo	Ms Kirner	Mr Sandon	Mr Weideman
Mr Dickinson	Mr Leigh	Mr Seitz	Mrs Wilson
Mr Elder	Mr Leighton	Mr Sercombe	
Mr Ernst	Mr Lieberman	Mrs Setches	<i>Tellers</i>
Mr Fordham	Mr McDonald	Mr Sheehan	Mr Dollis
Mrs Garbutt	Mr MacLellan	( <i>Northcote</i> )	Mr Honeywood

And so it passed in the negative.

## Thursday, 24 May 1990

No. 3 - POLICE REGULATION (FURTHER AMENDMENT) BILL - Clause 11.

### Payment for police services

11. In section 130(1)(*de*) of the Principal Act, omit "when such services are supplied at the request of any person or body".

- (*Mr. Sandon*)

Question - That Clause 11 stand part of the Bill - put.  
Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cain	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	( <i>Northcote</i> )	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	Mr Shell	Mr Cole
Mr Gavin	Mr Micallef	Mr Simmonds	Mr Hamilton

NOES, 37

Mr Austin	Mr Kennett	Mr Perrin	Mr Wallace
Mr Clark	Mr Lea	Mr Perton	Dr Wells
Mr Coleman	Mr Leigh	Mr Pescott	
Mr Cooper	Mr Lieberman	Mr Plowman	
Mr Delzoppo	Mr McGrath	Mr Reynolds	
Mr Dickinson	( <i>Lowan</i> )	Mr Richardson	
Mr Evans	Mr McGrath	Mr Ross-Edwards	
Mr Gude	( <i>Warrnambool</i> )	Mr Smith	
Mr Hayward	Mr McNamara	( <i>Glen Waverley</i> )	
Mr Heffernan	Mr Maclellan	Mr Steggall	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Tanner	Mr Bildstien
Mr John	Dr Naphine	Mrs Wade	Mr Elder

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISIONS IN COMMITTEE OF THE WHOLE**

No. 17

**Wednesday, 29 August 1990**

**No. 1 - BREAD INDUSTRY (REPEAL) BILL - Clause 1.**

**Purpose**

1. The purpose of this Act is to repeal the *Bread Industry Act 1959* and Division 2 of Part VII of the *Labour and Industry Act 1958* and to amend section 79A of the *Weights and Measures Act 1958*.

- (Mr Pope)

Amendment proposed - That the word "and" (where first occurring) be omitted with the view of inserting in place thereof the expression ", to amend".

- (Mr Gude)

Question - That the word proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cole	Mr Kennan	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Cunningham	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Dollis	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	Tellers
Mr Gavin	Mr Micallef	(Northcote)	Mr Andrianopoul
Mr Harrowfield	Mr Pope	Mr Shell	Mr Hamilton

## NOES, 39

Mr Austin	Mr John	Mr Maughan	Mr Steggall
Mr Bildstien	Mr Kennett	Dr Napthine	Mr Stockdale
Mr Coleman	Mr Lea	Mr Perrin	Mr Tanner
Mr Cooper	Mr Leigh	Mr Perton	Mrs Wade
Mr Delzoppo	Mr Lieberman	Mr Pescott	Mr Wallace
Mr Dickinson	Mr McGrath	Mr Plowman	Mr Weideman
Mr Elder	(Lowan)	Mr Reynolds	Dr Wells
Mr Evans	Mr McGrath	Mr Richardson	
Mr Gude	(Warrnambool)	Mr Ross-Edwards	Tellers
Mr Hayward	Mr McNamara	Mr Smith	Mr Clark
Mr Heffernan	Mr Maclellan	(Glen Waverley)	Mr Honeywood

And so it was resolved in the affirmative.

## Thursday, 30 August 1990

### No. 2 - MARGARINE (REPEAL) BILL - Clause 1.

#### Purpose

1. The purpose of this Act is to repeal the Margarine Act 1975.

- (Mr Rowe)

Amendment proposed - That after the word "repeal" there be inserted the expression "section 7 of".

- (Mr McGrath, Lowan)

Question - That the expression proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr Norris)

#### AYES, 37

Mr Austin	Mr Honeywood	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Pescott	Mrs Wade
Mr Coleman	Mr Lea	Mr Reynolds	Mr Wallace
Mr Cooper	Mr Leigh	Mr Richardson	Mr Weideman
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	Dr Wells
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Gude	Mr McGrath	Mr Smith	Tellers
Mr Hayward	(Warrnambool)	(Polwarth)	Mr Maughan
Mr Heffernan	Mr McNamara	Mr Steggall	Mr Perton

## NOES, 43

Mr Andrianopoulos	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Baker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	
Mr Gavin	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Hamilton	Mr Micallef	(Northcote)	Mr Barker
Mr Harrowfield	Mr Pope	Mr Shell	Mr Cole

And so it passed in the negative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISION IN COMMITTEE OF THE WHOLE**

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No. 18

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**Tuesday, 30 October 1990**

No. 1 - VICTORIAN PUBLIC OFFICES CORPORATION (REPEAL) BILL -  
 Clause 6.

**6. Transfer of assets and liabilities**

(1) On and from the date of commencement of this section the Victorian Public Offices Corporation ("the Corporation") must be taken to have been authorised to surrender its assets and rights to the Crown.

(2) On and from the date of commencement of this section the Corporation must be taken to have been authorised to transfer its obligations in respect of money borrowed by it to the Victorian Public Authorities Finance Agency.

- (Mr Baker)

Question - That clause 6 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 42

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Simmonds
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hill	Mr Rowe	Mr Trezise
Mr Batchelor	Mrs Hirsh	Mr Sandon	Dr Vaughan
Mr Cain	Mr Jolly	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennan	Mr Sercombe	Mrs Wilson
Mr Crabb	Mr Kennedy	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	(Northcote)	Mr Cunningham
Mr Gavin	Mr Micallef	Mr Shell	Mr Thomson

## NOES, 36

Mr Brown	Mr Jasper	Mr Perrin	Mr Tanner
Mr Clark	Mr John	Mr Pescott	Mrs Wade
Mr Coleman	Mr Kennett	Mr Plowman	Mr Wallace
Mr Cooper	Mr Lea	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr Leigh	Mr Richardson	
Mr Dickinson	Mr Lieberman	Mr Ross-Edwards	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Lowan)	(Glen Waverley)	
Mr Gude	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Hayward	Mr Maughan	(Polwarth)	Mr Bildstien
Mr Heffernan	Dr Napthine	Mr Stockdale	Mr Perton

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISIONS IN COMMITTEE OF THE WHOLE**

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No. 19

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**Wednesday, 21 November 1990**

No. 1 - TRANSPORT (ANTI-GRAFFITI) BILL - Clause 4.

**4. Penalties for breach of regulations**

(1) In section 56(3)(h) of the Transport Act 1983, for "8 penalty units" substitute "20 penalty units".

(2) Omit section 56(5).

- (Mr Spyker)

Question - That clause 4 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mr Gavin	Mr Pope	Mr Simmonds
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hill	Mr Roper	Mr Thomson
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Cain	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sercombe	Mr Walsh
Mr Crabb	Mr Kennedy	Mrs Setches	Mrs Wilson
Mr Cunningham	Mr Leighton	Mr Sheehan	
Mr Dollis	Mr McCutcheon	(Ballarat South)	
Mr Ernst	Mr McDonald	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr Mathews	(Northcote)	Mr Hamilton
Mrs Garbutt	Mr Micallef	Mr Shell	Mr Seitz



## NOES, 37

Mr Austin	Mr John	Mr Maughan	Mr Stockdale
Mr Bildstien	Mr Kennett	Dr Napthine	Mr Tanner
Mr Coleman	Mr Lea	Mr Perrin	Mrs Wade
Mr Cooper	Mr Leigh	Mr Perton	Mr Wallace
Mr Delzoppo	Mr Lieberman	Mr Pescott	Mr Weideman
Mr Dickinson	Mr McGrath	Mr Plowman	Dr Wells
Mr Evans	(Lowan)	Mr Richardson	
Mr Gude	Mr McGrath	Mr Smith	
Mr Hayward	(Warrnambool)	(Glen Waverley)	<i>Tellers</i>
Mr Heffernan	Mr McNamara	Mr Smith	Mr Clark
Mr Jasper	Mr Maclellan	(Polwarth)	Mr Honeywood

And so it was resolved in the affirmative.

## No. 2 - Clause 5

## 5. Speed limit penalty

In section 224 of the Transport Act 1983, for "2 penalty units" substitute "5 penalty units".

- (Mr Spyker)

Question - That clause 5 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 43

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mr Baker	Mrs Hill	Mr Roper	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cole	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	<i>Tellers</i>
Mr Gavin	Mr Micallef	(Northcote)	Mrs Barker
Mr Hamilton	Mr Pope	Mr Shell	Mr Batchelor

## NOES, 38

Mr Austin	Mr Heffernan	Mr McNamara	Mr Stockdale
Mr Bildstien	Mr Honeywood	Mr Maclellan	Mr Tanner
Mr Brown	Mr Jasper	Mr Perrin	Mrs Wade
Mr Clark	Mr John	Mr Perton	Mr Wallace
Mr Coleman	Mr Kennett	Mr Pescott	Mr Weideman
Mr Cooper	Mr Lea	Mr Plowman	Dr Wells
Mr Delzoppo	Mr Leigh	Mr Richardson	
Mr Dickinson	Mr Lieberman	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	<i>Tellers</i>
Mr Gude	(Lewan)	Mr Smith	Mr Maughan
Mr Hayward	Mr McGrath	(Polwarth)	Dr Napthine
	(Warrnambool)		

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 20

Tuesday, 9 April 1991

No. 1 - LAND (RESERVATIONS REMOVAL) BILL - Clause 3.

3. Revocation of reservations - Beechworth land

The Orders in Council specified in items 1 and 2 of Schedule 1 are revoked.

- (Mr Crabb)

Question - That clause 3 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cain	Mr Kennan	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Cole
Mr Hamilton	Mr Micallef	(Northcote)	Mr Cunningham

NOES, 40

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Tanner
Mr Brown	Mr Jasper	Dr Napthine	Mrs Wade
Mr Clark	Mr John	Mr Perrin	Mr Wallace
Mr Coleman	Mr Kennett	Mr Perton	Mr Weideman
Mr Cooper	Mr Lea	Mr Pescott	Dr Wells
Mr Delzoppo	Mr Leigh	Mr Plowman	
Mr Dickinson	Mr Lieberman	Mr Reynolds	
Mr Elder	Mr McGrath	Mr Richardson	
Mr Evans	(Lowan)	Mr Smith	
Mr Gude	Mr McGrath	(Polwarth)	Tellers
Mr Hayward	(Warrnambool)	Mr Steggall	Mr Bildstien
Mr Heffernan	Mr McNamara	Mr Stockdale	Mr Maughan

And so it was resolved in the affirmative.

## No. 2 - Clause 4

**4. Revocation of reservations and Crown grant - Prince Henry's Hospital land**

(1) The Order in Council and Crown grant specified in Part 1 of Schedule 2 are revoked.

(2) The Orders in Council specified in Part 2 of Schedule 2 are revoked.

- (Mr Crabb)

Question - That clause 4 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mrs Ray	Mr Spyker
Mr Baker	Mr Harrowfield	Mr Roper	Mr Trezise
Mrs Barker	Mrs Hill	Mr Rowe	Dr Vaughan
Mr Batchelor	Mrs Hirsh	Mr Sandon	Mr Walsh
Mr Cain	Mr Jolly	Mr Seitz	Mrs Wilson
Mr Cole	Mr Kennan	Mr Sercombe	
Mr Crabb	Mr Kennedy	Mrs Setches	
Mr Cunningham	Ms Kirner	Mr Sheehan	
Mr Dollis	Mr McCutcheon	(Ballarat South)	
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	(Northcote)	Tellers
Mrs Garbutt	Mr Micallef	Mr Shell	Mr Leighton
Mr Gavin	Mr Pope	Mr Simmonds	Mr Thomson

## NOES, 40

Mr Austin	Mr Honeywood	Dr Napthine	Mrs Wade
Mr Bildstien	Mr Jasper	Mr Perrin	Mr Wallace
Mr Brown	Mr John	Mr Perton	Mr Weideman
Mr Clark	Mr Kennett	Mr Pescott	Dr Wells
Mr Coleman	Mr Lea	Mr Plowman	
Mr Cooper	Mr Leigh	Mr Reynolds	
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Polwarth)	Tellers
Mr Evans	Mr McNamara	Mr Steggall	Mr Heffernan
Mr Gude	Mr Maclellan	Mr Stockdale	Mr McGrath
Mr Hayward	Mr Maughan	Mr Tanner	(Warrnambool)

And so it was resolved in the affirmative.

**No. 3 - INDUSTRIAL RELATIONS BILL**

Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill with amendments - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cain	Mr Jolly	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	Tellers
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Cunningham
Mr Gavin	Mr Micallef	(Northcote)	Mr Leighton

NOES, 38

Mr Austin	Mr Heffernan	Mr McNamara	Mr Stockdale
Mr Bildstien	Mr Jasper	Dr Naphine	Mr Tanner
Mr Clark	Mr John	Mr Perrin	Mrs Wade
Mr Coleman	Mr Kennett	Mr Perton	Mr Wallace
Mr Cooper	Mr Lea	Mr Pescott	Mr Weideman
Mr Delzoppo	Mr Leigh	Mr Plowman	Dr Wells
Mr Dickinson	Mr Lieberman	Mr Reynolds	
Mr Elder	Mr McGrath	Mr Richardson	
Mr Evans	(Lowan)	Mr Smith	Tellers
Mr Gude	Mr McGrath	(Polwarth)	Mr Honeywood
Mr Hayward	(Warrnambool)	Mr Steggall	Mr Maughan

And so it was resolved in the affirmative.

**Wednesday, 10 April 1991**

**No. 4 - WATER (MINERAL WATER) BILL - Clause 3.****3. Amendment of Water Act**

In section 56(1)(b) of the Water Act 1989, for "one cent" substitute "2 cents".

- (Mr Crabb)

## Amendments proposed:

- (1) Before "In" there be inserted the expression "(1)".
- (2) At the end of the clause, insert the following -

"(2) After section 324 of the *Water Act* 1989 insert -

**Mineral water development fund**

'324A. (1) There shall be established in the Public Account as part of the Trust Fund an account to be known as the Mineral Water Development Fund.

(2) There must be paid into the Fund any money paid under section 56(1)(b).

(3) The Treasurer may, at the request of the Minister in respect of any mineral water development, apply money held in the Fund for the purposes of -

- (a) promoting and assisting the mineral water development, including promoting tourism and the environmental protection of mineral water resources; and
- (b) carrying out works, improvements and maintenance, and providing services, associated with mineral springs, including works, improvements, maintenance and services on Crown land on or adjacent to which mineral springs are situated."

Question - That the amendments be agreed to - put.

Committee divided.

[The Chairman decided to test these amendments on the question - That the expression "(1)" be inserted before the word "In".]

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Batchelor	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cain	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Crabb	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Cunningham	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	Tellers
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Dollis
Mr Gavin	Mr Micallef	(Northcote)	Mr Hamilton

## NOES, 38

Mr Austin	Mr Hayward	Mr Maclellan	Mr Stockdale
Mr Bildstien	Mr Heffernan	Dr Napthine	Mr Tanner
Mr Brown	Mr Honeywood	Mr Perrin	Mrs Wade
Mr Clark	Mr Jasper	Mr Perton	Mr Wallace
Mr Coleman	Mr John	Mr Pescott	Mr Weideman
Mr Cooper	Mr Kennett	Mr Richardson	Dr Wells
Mr Delzoppo	Mr Lea	Mr Smith	
Mr Dickinson	Mr Lieberman	(Glen Waverley)	
Mr Elder	Mr McGrath	Mr Smith	<i>Tellers</i>
Mr Evans	(Lowan)	(Polwarth)	Mr Leigh
Mr Gude	Mr McNamara	Mr Steggall	Mr Maughan

And so it was resolved in the affirmative.

## Thursday, 11 April 1991

### No. 5 - EQUIPMENT (PUBLIC SAFETY) BILL

Motion made and question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill with amendments and with an amended Long Title - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 44

Mr Andrianopoulos	Mr Gavin	Mr Micallef	Mr Shell
Mr Baker	Mr Harrowfield	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Dollis	Mr Leighton	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	<i>Tellers</i>
Mr Fordham	Mr McDonald	(Ballarat South)	Mr Hamilton
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Thomson
		(Northcote)	

## NOES, 33

Mr Austin	Mr Hayward	Mr McGrath	Mr Stockdale
Mr Brown	Mr Heffernan	(Warrnambool)	Mr Tanner
Mr Clark	Mr Honeywood	Mr Maclellan	Mrs Wade
Mr Coleman	Mr Jasper	Mr Perrin	Mr Weideman
Mr Cooper	Mr John	Mr Pescott	Dr Wells
Mr Delzoppo	Mr Kennett	Mr Reynolds	
Mr Dickinson	Mr Lea	Mr Richardson	
Mr Evans	Mr Leigh	Mr Smith	<i>Tellers</i>
Mr Gude	Mr McGrath	(Glen Waverley)	Mr Elder
	(Lowan)	Mr Steggall	Mr Perton

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISION IN COMMITTEE OF THE WHOLE

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No. 21

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Thursday, 18 April 1991

No. 1 - FISHERIES (ABALONE LICENCES TRANSFER CHARGES) BILL - New Clause AA.

**"AA. Impost on transfer of abalone licences**

For section 13A(9) of the **Fisheries Act 1968** substitute -

(9) The Director-General must not transfer a declared abalone licence or a new abalone licence unless there is paid to the Director-General in respect of the licence to be transferred an impost -

(a) of \$50000 for the period ending 31 March 1992; or

(b) calculated in accordance with the following formula for the year commencing 1 April 1992 and in each subsequent year:

$$Y \times 2711.5$$

where -

Y means the average beach price of abalone for the financial year immediately preceding year X;

Year X means the year commencing 1 April in respect of which the abalone licence is to be transferred.

(9A) If any duty is payable under the **Stamps Act 1958** in respect of the transfer of an abalone licence, the amount of that duty must be deducted from the amount of impost payable under this Act in respect of the transfer of the abalone licence.'".

- (Mr Crabb)

Question - That new clause AA be read a second time - put.

Committee divided.



(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Simmonds
Mr Baker	Mr Harrowfield	Mr Pope	Mr Spyker
Mrs Barker	Mrs Hill	Mrs Ray	Mr Thomson
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mrs Setches	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sheehan	
Mr Ernst	Mr Leighton	(Ballarat South)	
Mr Fordham	Mr McCutcheon	Mr Sheehan	Tellers
Mrs Garbutt	Mr McDonald	(Northcote)	Mr Dollis
Mr Gavin	Mr Mathews	Mr Shell	Mr Sercombe

NOES, 37

Mr Austin	Mr Heffernan	Dr Napthine	Mr Steggall
Mr Brown	Mr Honeywood	Mr Perrin	Mr Stockdale
Mr Clark	Mr Jasper	Mr Perton	Mr Tanner
Mr Coleman	Mr John	Mr Pescott	Mrs Wade
Mr Cooper	Mr Leigh	Mr Plowman	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Reynolds	Dr Wells
Mr Dickinson	(Lowan)	Mr Richardson	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Warrnambool)	(Glen Waverley)	Tellers
Mr Gude	Mr Maclellan	Mr Smith	Mr Bildstien
Mr Hayward	Mr Maughan	(Polwarth)	Mr Wallace

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISIONS IN COMMITTEE OF THE WHOLE

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No. 22

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Wednesday, 8 May 1991

No. 1 - SUPPLY (1991-92, No. 1) BILL - Clauses 1-5.

Question - That clauses 1 to 5 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Baker	Mr Harrowfield	Mr Pope	Mr Shell
Mrs Barker	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Batchelor	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cain	Mr Jolly	Mr Rowe	Mr Thomson
Mr Cole	Mr Kennan	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Andrianopoulos
Mr Hamilton	Mr Micallef	(Northcote)	Mr Cunningham

NOES, 42

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Smith
Mr Bildstien	Mr Jasper	Mr Maughan	(Polwarth)
Mr Brown	Mr John	Dr Napthine	Mr Steggall
Mr Clark	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Coleman	Mr Lea	Mr Perton	Mr Tanner
Mr Cooper	Mr Leigh	Mr Pescott	Mrs Wade
Mr Delzoppo	Mr Lieberman	Mr Plowman	Mr Weideman
Mr Dickinson	Mr McGrath	Mr Reynolds	Dr Wells
Mr Elder	(Lowan)	Mr Richardson	
Mr Evans	Mr McGrath	Mr Ross-Edwards	Tellers
Mr Gude	(Warrnambool)	Mr Smith	Mr Honeywood
Mr Hayward	Mr McNamara	(Glen Waverley)	Mr Wallace

And so it was resolved in the affirmative.

## No. 2.

Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill without amendment - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cole	Mr Jolly	Mr Sandon	Mr Trezise
Mr Crabb	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	Tellers
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Batchelor
Mr Gavin	Mr Micallef	(Northcote)	Mr Leighton

## NOES, 42

Mr Austin	Mr Jasper	Dr Napthine	Mr Tanner
Mr Brown	Mr John	Mr Perrin	Mrs Wade
Mr Clark	Mr Kennett	Mr Pescott	Mr Wallace
Mr Coleman	Mr Lea	Mr Plowman	Mr Weideman
Mr Cooper	Mr Leigh	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr Lieberman	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Ross-Edwards	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Warrnambool)	Mr Smith	
Mr Hayward	Mr McNamara	(Polwarth)	Tellers
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Bildstien
Mr Honeywood	Mr Maughan	Mr Stockdale	Mr Perton

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISION IN COMMITTEE OF THE WHOLE

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No. 23

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Tuesday, 14 May 1991

No. 1 - SENTENCING BILL - Clause 7.

**7. Power of Full Court to hand down guideline judgments**

- (1) The Full Court may give a judgment setting out guidelines to be followed by courts when sentencing offenders and declare the judgment to be a guideline judgment.
- (2) A guideline judgment is binding on every court in imposing a sentence in any subsequent proceeding unless the court is of the opinion that the particular circumstances of the proceeding are so materially different as to require it to depart from the guidelines.
- (3) A guideline judgment may set out -
  - (a) the criteria to be applied in selecting among the various sentencing alternatives; or
  - (b) the appropriate range of the various sentencing alternatives; or
  - (c) the purposes that should be pursued in sentencing offenders for a particular class of offence; or
  - (d) the criteria by which the court is to determine the seriousness of a particular offence; or
  - (e) the criteria which the court may use to reduce the sentence for a particular offence; or
  - (f) the weighting to be given to relevant criteria; or
  - (g) any other matter consistent with the principles contained in this Act; or
  - (h) two or more of those matters.
- (4) In giving a guideline judgment the Full Court must have regard to the principles contained in this Act and may have regard (among other things) to -
  - (a) any statistical research or other similar material submitted to it by a party to the proceeding; and

- (b) the need to make the most efficient use of correctional and other relevant facilities.
- (5) The Full Court may only give a guideline judgment if the Chief Justice (whether or not he or she is sitting as a member of the Full Court) approves its giving a guideline judgment.
- (6) The Director of Public Prosecutions may apply, in accordance with the regulations, for a guideline judgment or the Full Court may give one of its own motion.
- (7) The Full Court may give a guideline judgment in a proceeding even if it is not necessary for the purpose of determining that proceeding.
- (8) The Full Court may in any subsequent proceeding review, vary or revoke the guidelines set out in a guideline judgment.

- (Mr Kennan)

Question - That clause 7 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 42

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Spyker
Mr Baker	Mrs Hill	Mrs Ray	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Roper	Mr Trezise
Mr Cain	Mr Jolly	Mr Rowe	Dr Vaughan
Mr Cole	Mr Kennan	Mr Sandon	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Seitz	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sercombe	
Mr Ernst	Mr Leighton	Mrs Setches	
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mr Batchelor
Mr Hamilton	Mr Micallef	(Northcote)	Mr Dollis

NOES, 40

Mr Austin	Mr Honeywood	Dr Napthine	Mr Stockdale
Mr Brown	Mr Jasper	Mr Perrin	Mr Tanner
Mr Clark	Mr John	Mr Perton	Mrs Wade
Mr Coleman	Mr Kennett	Mr Pescott	Mr Wallace
Mr Cooper	Mr Leigh	Mr Plowman	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Reynolds	Dr Wells
Mr Dickinson	(Lowan)	Mr Richardson	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Warrnambool)	(Glen Waverley)	
Mr Gude	Mr McNamara	Mr Smith	Tellers
Mr Hayward	Mr Maclellan	(Polwarth)	Mr Bildstien
Mr Heffernan	Mr Maughan	Mr Steggall	Mr Lea

And so it was resolved in the affirmative.

**LEGISLATIVE ASSEMBLY OF VICTORIA**  
**DIVISIONS IN COMMITTEE OF THE WHOLE**

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No. 24

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**Tuesday, 28 May 1991**

No. 1 - COURTS (CASE TRANSFER) BILL - Clause 36.

**36. Civil jurisdiction of Magistrates' Court**

In section 3(1) of the Magistrates' Court Act 1989, in paragraph (b) of the definition of "Jurisdictional limit" for "\$25000" substitute "\$40000".

- (Mr Kennan)

Question - That clause 36 stand part of the Bill - put.

The Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Gavin	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cain	Mr Jolly	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Cunningham	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	Tellers
Mr Fordham	Mr Mathews	Mr Sheehan	Mr Hamilton
Mr Garbutt	Mr Micallef	(Northcote)	Mr Leighton

NOES, 40

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Maughan	Mr Tanner
Mr Brown	Mr John	Dr Napthine	Mrs Wade
Mr Coleman	Mr Kennett	Mr Perrin	Mr Wallace
Mr Cooper	Mr Lea	Mr Pescott	Mr Weideman
Mr Delzoppo	Mr Leigh	Mr Plowman	Dr Wells
Mr Dickinson	Mr Lieberman	Mr Reynolds	
Mr Elder	Mr McGrath	Mr Ross-Edwards	
Mr Evans	(Lwan)	Mr Smith	
Mr Gude	Mr McGrath	(Glen Waverley)	Tellers
Mr Hayward	(Warrnambool)	Mr Smith	Mr Clark
Mr Heffernan	Mr McNamara	(Polwarth)	Mr Perton

And so it was resolved in the affirmative.

## Wednesday, 29 May 1991

### No. 2 - CRIMES LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL (No. 2) - Clause 1.

#### 1. Purposes

The purposes of this Act are -

- (a) to repeal the sunset provision in the **Crimes (Blood Samples) Act 1989**; and
- (b) to amend the **Crimes Act 1958** to provide for the taking of fingerprints and blood samples from people incapable of giving informed consent by reason of mental impairment; and
- (c) to amend the **Crimes Act 1958** to enable a court order to be obtained to compel a person suspected of or charged with committing an indictable offence against the person to provide a blood sample; and
- (d) to amend the **Director of Public Prosecutions Act 1982** to create the position of Deputy Director of Public Prosecutions; and
- (e) to abolish the rule at common law that a charge relating to the causing of a death may not be laid unless the death occurs within a year and a day after the injury causing death was inflicted.

- (Mr Kennan)

Amendment proposed - Clause 1, after paragraph (c), omit the word "and".

- (Mrs Wade)

Question - That the word proposed to be omitted stand part of the clause - put.

The Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Simmonds
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mrs Barker	Mrs Hill	Mr Roper	Mr Thomson
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Cain	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mrs Setches	Mrs Wilson
Mr Cunningham	Ms Kirner	Mr Sheehan	
Mr Dollis	Mr Leighton	(Ballarat South)	
Mr Ernst	Mr McCutcheon	Mr Sheehan	Tellers
Mr Fordham	Mr McDonald	(Northcote)	Mrs Garbutt
Mr Gavin	Mr Mathews	Mr Shell	Mr Sercombe

## NOES, 38

Mr Austin	Mr Honeywood	Mr Maughan	Mrs Wade
Mr Bildstien	Mr Jasper	Mr Perrin	Mr Wallace
Mr Brown	Mr John	Mr Pescott	Mr Weideman
Mr Coleman	Mr Lea	Mr Plowman	Dr Wells
Mr Cooper	Mr Leigh	Mr Reynolds	
Mr Delzoppo	Mr Lieberman	Mr Ross-Edwards	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	(Warrnambool)	(Polwarth)	Tellers
Mr Hayward	Mr McNamara	Mr Steggall	Mr Clark
Mr Heffernan	Mr Maclellan	Mr Tanner	Dr Napthine

And so it was resolved in the affirmative.

## No. 3 - CASINO CONTROL BILL - Clause 7.

## 7. Ministerial directions as to requirements for casinos

- (1) The Minister may from time to time give a direction in writing to the Authority as to any one or more of the following matters:
  - (a) the maximum permissible number of casinos;
  - (b) the permissible locations for casinos;
  - (c) the required style and size of casinos generally or of any particular casino;
  - (d) any other prescribed matter involving casinos.
- (2) If the Minister gives a direction that a location is acceptable for the establishment of a casino, the Minister may in writing vary the direction to refer to a particular place within that location.
- (3) The Minister may otherwise vary or revoke a direction by further direction in writing to the Authority.
- (4) The Authority must not grant a casino licence if to do so would be inconsistent with the terms of such a direction.

- (Mr Kennan)

Amendment proposed - That all the words and expressions commencing with "(1) The" and ending with "matters:" be omitted with the view of inserting in place thereof the following:

- "(1) The Minister must ensure that -
  - (a) no expressions of interest in the establishment of a casino are called for; and
  - (b) no invitations for applications for casino licences are issued; and



(c) no application for a casino licence is received -  
under or for the purposes of this Act unless regulations are in force  
prescribing -".

- (Mrs Wade)

Question - That the words and expressions proposed to be omitted stand part of the  
clause - put.

The Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Trezise
Mr Batchelor	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Cain	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cole	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mrs Barker
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Thomson

NOES, 39

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Jasper	Mr Perrin	Mrs Wade
Mr Brown	Mr John	Mr Perton	Mr Wallace
Mr Clark	Mr Kennett	Mr Pescott	Mr Weideman
Mr Coleman	Mr Lea	Mr Reynolds	Dr Wells
Mr Cooper	Mr Leigh	Mr Ross-Edwards	
Mr Delzoppo	Mr Lieberman	Mr Smith	
Mr Dickinson	Mr McGrath	(Glen Waverley)	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Polwarth)	Tellers
Mr Gude	(Warrnambool)	Mr Steggall	Mr Honeywood
Mr Hayward	Mr McNamara	Mr Stockdale	Mr Maughan

And so it was resolved in the affirmative.

No. 4 - MAGISTRATES' COURT (COSTS) BILL - Clause 1.

1. Purposes

The purposes of this Act are -

- (a) to limit the circumstances in which costs may be awarded in  
summary criminal proceedings; and

- (b) to protect certain public officials who have brought summary criminal proceedings from personal liability for costs by providing for the payment of costs from the Consolidated Fund.

- (Mr Kennan)

Amendment proposed - That the words "purposes of this Act are" be omitted with the view of inserting in place thereof the words "purpose of this Act is".

- (Mrs Wade)

Question - That the words proposed to be omitted stand part of the clause - put.

The Committee divided.

(Chairman - Mr Norris)

AYES, 43

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Barker	Mrs Hill	Mr Roper	Mr Thomson
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Cain	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cole	Mr Kennan	Mr Seitz	Mr Walsh
Mr Crabb	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Dollis	Ms Kirner	Mrs Setches	
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	(Ballarat South)	Tellers
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Cunningham
Mr Gavin	Mr Micallef	(Northcote)	Mr Leighton

NOES, 39

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Stockdale
Mr Bildstien	Mr Jasper	Mr Maughan	Mr Tanner
Mr Brown	Mr John	Dr Napthine	Mrs Wade
Mr Clark	Mr Kennett	Mr Perrin	Mr Weideman
Mr Coleman	Mr Lea	Mr Pescott	Dr Wells
Mr Cooper	Mr Leigh	Mr Plowman	
Mr Delzoppo	Mr Lieberman	Mr Reynolds	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Gude	Mr McGrath	Mr Smith	Tellers
Mr Hayward	(Warrnambool)	(Polwarth)	Mr Perton
Mr Heffernan	Mr McNamara	Mr Steggall	Mr Wallace

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 25

Tuesday, 4 June 1991

No. 1 - ABORIGINAL LANDS BILL - Clause 1.

1. Purpose

The purposes of this Act are to -

- (a) revoke the reservations and Crown Grants of certain lands;
- (b) authorise the granting of some of that land for the promotion of Aboriginal cultural and community purposes;
- (c) authorise the granting of the rest of that land for Aboriginal cultural and burial purposes;
- (d) provide for related matters.

- (Mr Sandon)

Amendment proposed - That the words "and Crown Grants" be omitted.

- (Mr John)

Question - That the words proposed to be omitted stand part of the clause - put.

The Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Harrowfield	Mr Pope	Mr Shell
Mr Baker	Mrs Hill	Mrs Ray	Mr Simmonds
Mr Cain	Mrs Hirsh	Mr Roper	Mr Spyker
Mr Cole	Mr Jolly	Mr Rowe	Mr Thomson
Mr Crabb	Mr Kennan	Mr Sandon	Mr Trezise
Mr Cunningham	Mr Kennedy	Mr Seitz	Dr Vaughan
Mr Dollis	Ms Kirner	Mr Sercombe	Mr Walsh
Mr Ernst	Mr Leighton	Mrs Setches	Mrs Wilson
Mr Fordham	Mr McCutcheon	Mr Sheehan	
Mrs Garbutt	Mr McDonald	(Ballarat South)	Tellers
Mr Gavin	Mr Mathews	Mr Sheehan	Mrs Barker
Mr Hamilton	Mr Micallef	(Northcote)	Mr Batchelor

## NOES, 40

Mr Austin	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Lea	Mr Pescott	Mrs Wade
Mr Coleman	Mr Leigh	Mr Plowman	Mr Wallace
Mr Cooper	Mr Lieberman	Mr Reynolds	Mr Weideman
Mr Delzoppo	Mr McGrath	Mr Richardson	Dr Wells
Mr Dickinson	(Lowan)	Mr Ross-Edwards	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	(Warrnambool)	(Glen Waverley)	
Mr Hayward	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	Mr Maughan	(Polwarth)	Mr Clark
Mr Jasper	Dr Napthine	Mr Steggall	Mr Elder

And so it was resolved in the affirmative.

## Wednesday, 5 June 1991

### No. 2 - SUBDIVISION (MISCELLANEOUS AMENDMENTS) BILL - Clause 61.

#### 61. Permits and appeals relating to easements, restrictions etc.

(1) In section 47 of the **Planning and Environment Act 1987** -

- (a) after "47." insert "(1)";
- (b) in sub-section (1) after "land" insert "or in any of the circumstances mentioned in section 6A (1) or for any combination of use, development and any of those circumstances,";
- (c) at the end of the section insert -

"(2) Sections 52 and 55 do not apply to an application for a permit to remove a restriction (within the meaning of the **Subdivision Act 1988**) over land if the land has been used or developed for more than 2 years before the date of the application in a manner which would have been lawful under this Act but for the existence of the restriction."

(2) The **Planning and Environment Act 1987** is amended as follows:

- (a) in section 68 (3A) after "land" (where secondly occurring) insert "or relating to any of the circumstances mentioned in section 6A (1), or to any combination of use, development or any of those circumstances,";
- (b) in section 69 (2) after "completed" insert "or within which a plan under the **Subdivision Act 1988** is to be certified";
- (c) after section 81 (a) insert -

"(aa) a decision of the responsible authority refusing to extend the time within which a plan under the **Subdivision Act 1988** is to be certified, in the case of a permit relating to any of the circumstances mentioned in section 6A (1); or";

- (d) in section 85 (1) (f) after "completed" insert "or within which a plan under the **Subdivision Act 1988** is to be certified".

- (Mr McCutcheon)

Amendment proposed - That after sub-clause (1), there be inserted the following new sub-clause:-

- (2) Section 60 of the **Planning and Environment Act 1987** is amended as follows -

- (a) before "Before" insert "(1)";  
 (b) at the end of the section insert -

"(2) The responsible authority must not grant a permit which allows the removal or variation of a restriction (within the meaning of the **Subdivision Act 1988**) unless it is satisfied that the owner of any land benefited by the restriction (other than an owner who, before or after the making of the application for the permit but not more than three months before its making, has consented in writing to the grant of the permit) will be unlikely to suffer -

- (a) financial loss; or  
 (b) loss of amenity; or  
 (c) loss arising from change to the character of the neighbourhood; or  
 (d) any other material detriment -

as a consequence of the removal or variation of the restriction."

- (Mr Maclellan)

Question - That the sub-clause proposed to be inserted be so inserted - put.

The Committee divided.

(Chairman - Mr Norris)

AYES, 37

Mr Austin	Mr Honeywood	Mr Maclellan	Mr Tanner
Mr Bildstien	Mr Jasper	Mr Maughan	Mrs Wade
Mr Brown	Mr John	Dr Napthine	Mr Wallace
Mr Clark	Mr Kennett	Mr Perrin	Mr Weideman
Mr Coleman	Mr Leigh	Mr Pescott	Dr Wells
Mr Cooper	Mr Lieberman	Mr Plowman	
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Dickinson	(Lowan)	Mr Ross-Edwards	
Mr Evans	Mr McGrath	Mr Smith	Tellers
Mr Gude	(Warrnambool)	(Polwarth)	Mr Elder
Mr Hayward	Mr McNamara	Mr Steggall	Mr Perton

## NOES, 44

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Trezise
Mrs Barker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mr Batchelor	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cain	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Ms Kirner	Mrs Setches	
Mr Dollis	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	Tellers
Mr Gavin	Mr Micallef	Mr Shell	Mr Cole
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Thomson

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISIONS IN COMMITTEE OF THE WHOLE

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No. 26

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Wednesday, 28 August 1991

No. 1 - GAMING MACHINE CONTROL BILL - Clause 36.

**36. Amendment of Conditions**

- (1) The conditions of a gaming operator's licence may be amended in accordance with this section.
- (2) An amendment may be proposed -
  - (a) by the gaming operator by requesting the Commission in writing to make the amendment and giving reasons for the request; or
  - (b) by the Commission by giving notice in writing of the proposed amendment and giving reasons to the gaming operator.
- (3) The Commission must give the gaming operator at least 28 days to make submissions to the Commission concerning any proposed amendment (whether proposed by the Commission or the gaming operator) and must consider the submissions made.
- (4) The Commission must then decide whether to make the proposed amendment, either with or without changes from that originally proposed, and must notify the gaming operator of its decision.
- (5) An amendment proposed by the Commission must be in the public interest or for the proper conduct of gaming.
- (6) Any amendment that the Commission decides upon takes effect when notice of the decision is given to the gaming operator or on any later date that may be specified in the notice.

- (Mr Kennan)

Amendment proposed - That in sub-clause (4), the words "to make the proposed amendment" be omitted with the view of inserting in place thereof the words "the proposed amendment should be made".

- (Mrs Wade)

Question - That the words proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 42

Mr Andrianopoulos	Mr Harrowfield	Mrs Ray	Mr Spyker
Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	Tellers
Mr Gavin	Mr Micallef	(Northcote)	Mr Cunningham
Mr Hamilton	Mr Pope	Mr Shell	Mr Leighton

NOES, 36

Mr Austin	Mr Jasper	Mr Perrin	Mr Steggall
Mr Brown	Mr John	Mr Perton	Mr Stockdale
Mr Clark	Mr Lea	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mr Plowman	Mrs Wade
Mr Cooper	Mr McGrath	Mr Reynolds	Mr Wallace
Mr Delzoppo	(Lowan)	Mr Richardson	Mr Weideman
Mr Dickinson	Mr McNamara	Mr Smith	Dr Wells
Mr Elder	Mr Maclellan	(Glen Waverley)	Tellers
Mr Gude	Mr Maughan	Mr Smith	Mr Bildstien
Mr Hayward	Dr Napthine	(Polwarth)	Mr Honeywood

And so it was resolved in the affirmative.

No. 2 - Clause 78.

#### 78. The Commission's Rules

- (1) The Commission may make rules for or with respect to -
  - (a) entry to restricted areas; and
  - (b) dress requirements in restricted areas; and
  - (c) sobriety in restricted areas; and
  - (d) security in approved venues; and
  - (e) services provided by venue operators; and
  - (f) procedures for the resolution of disputes concerning payment of winnings; and
  - (g) any other matter relevant to the conduct of gaming.
- (2) The Commission may repeal, revoke, rescind, amend, alter or vary a rule made under sub-section (1).
- (3) The Director must notify in writing each venue operator of rules made under this section and any repeal, revocation, rescission, amendment, alteration or variation of those rules.



- (4) A repeal, revocation, rescission, amendment, alteration or variation takes effect on the date that the Director gives notice under sub-section (3).
- (5) The Commission must cause rules made under sub-section (1) or (2) to be published in the Government Gazette.

- (Mr Kennan)

Amendment proposed - That the following new sub-clause be inserted to follow sub-clause (5):

- "(6) Sections 5, 6 and 6A of the **Subordinate Legislation Act 1962** apply to and in respect of a rule under this section as if the rule were a statutory rule within the meaning of that Act, notice of which had been published in the Government Gazette on the day on which the Director gives notice under sub-section (3)."

- (Mrs Wade)

Question - That the sub-clause proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 27

Mr Austin	Mr Heffernan	Mr McGrath	Mr Tanner
Mr Brown	Mr Honeywood	(Warrnambool)	Mrs Wade
Mr Clark	Mr Jasper	Mr McNamara	Dr Wells
Mr Coleman	Mr John	Mr Maclellan	
Mr Cooper	Mr Lea	Dr Napthine	
Mr Delzoppo	Mr Leigh	Mr Perrin	<i>Tellers</i>
Mr Dickinson	Mr McGrath	Mr Pescott	Mr Elder
Mr Hayward	(Lowan)	Mr Steggall	Mr Maughan

NOES, 40

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Trezise
Mr Baker	Mrs Hirsh	Mr Rowe	Dr Vaughan
Mrs Barker	Mr Jolly	Mr Sandon	Mr Walsh
Mr Cain	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Crabb	Mr Kennedy	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mrs Setches	
Mr Dollis	Mr McCutcheon	Mr Sheehan	
Mr Ernst	Mr McDonald	(Ballarat South)	
Mrs Garbutt	Mr Mathews	Mr Sheehan	
Mr Gavin	Mr Micallef	(Northcote)	<i>Tellers</i>
Mr Hamilton	Mr Pope	Mr Shell	Mr Cole
Mr Harrowfield	Mrs Ray	Mr Spyker	Mr Thomson

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISIONS IN COMMITTEE OF THE WHOLE

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No. 27

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Tuesday, 29 October 1991

No. 1 - LOCAL GOVERNMENT (RATING) BILL - Clause 5.

5. Deletion of provision enabling a poll of voters on choice of land valuation system

Section 157(3) of the Local Government Act 1989 is repealed.

- (Mr Pope)

Question - That clause 5 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Baker	Mrs Hill	Mr Roper	Mr Thomson
Mrs Barker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mr Batchelor	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Cain	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cole	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	
Mr Dollis	Mr McCutcheon	(Ballarat South)	
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	(Northcote)	
Mrs Garbutt	Mr Micallef	Mr Shell	Tellers
Mr Gavin	Mr Pope	Mr Simmonds	Mr Andrianopoulos
Mr Harrowfield	Mrs Ray	Mr Spyker	Mr Hamilton

## NOES, 40

Mr Austin	Mr Jasper	Mr Maughan	Mr Stockdale
Mr Bildstien	Mr Kennett	Dr Napthine	Mr Tanner
Mr Brown	Mr Kilgour	Mr Perrin	Mrs Wade
Mr Clark	Mr Lea	Mr Pescott	Mr Wallace
Mr Coleman	Mr Leigh	Mr Plowman	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Dickinson	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Warrnambool)	Mr Smith	Tellers
Mr Hayward	Mr McNamara	(Polwarth)	Mr Elder
Mr Honeywood	Mr Maclellan	Mr Steggall	Mr Perton

And so it was resolved in the affirmative.

## Wednesday, 30 October 1991

### No. 2 - CRIMES (YEAR AND A DAY RULE) BILL - Clause 1.

#### 1. Purpose

The purpose of this Act is to amend the **Crimes Act 1958** to abolish the rule at common law that a person may not be convicted of an offence relating to the causing of a death unless the death occurs within a year and a day after the injury causing death was inflicted.

- (Mr Kennan)

Motion made and question - That the Chairman do report progress and ask for leave to sit again (*Mrs Wade*) - after debate, put.

Committee divided.

(Chairman - Mr Norris)

#### AYES, 40

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Stockdale
Mr Bildstien	Mr Jasper	Dr Napthine	Mr Tanner
Mr Brown	Mr John	Mr Perrin	Mrs Wade
Mr Clark	Mr Kennett	Mr Perton	Mr Wallace
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Weideman
Mr Cooper	Mr Lea	Mr Plowman	Dr Wells
Mr Delzoppo	Mr Leigh	Mr Richardson	
Mr Dickinson	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Evans	Mr McGrath	Mr Smith	Tellers
Mr Gude	(Warrnambool)	(Polwarth)	Mr Honeywood
Mr Hayward	Mr McNamara	Mr Steggall	Mr Maughan

## NOES, 44

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Thomson
Mr Baker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mrs Barker	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cain	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cole	Ms Kirner	Mrs Setches	
Mr Crabb	Mr Leighton	Mr Sheehan	
Mr Dollis	Mr McCutcheon	(Ballarat South)	
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	<i>Tellers</i>
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Cunningham
Mr Harrowfield	Mrs Ray	Mr Spyker	Mrs Garbutt

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISION IN COMMITTEE OF THE WHOLE

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No. 28

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Tuesday, 7 April 1992

No. 1 - COMPANION ANIMALS BILL - Clause 1.

1. Purpose

The purpose of this Act is to provide for -

- (a) the registration and control of companion animals; and
- (b) the regulation of companion animals businesses; and
- (c) the regulation of the boarding and agistment of companion animals; and
- (d) the payment of a proportion of the fees for registration of companion animals into an Animal Welfare Fund and the administration of that Fund; and
- (e) other related matters.

- (Mr Baker)

Amendment proposed - That in paragraph (c) the words "and agistment" be omitted.

- (Mr Baker)

Question - That the words to be omitted stand part of the clause -

Motion made and question - That the Chairman of Committees do report progress and ask for leave to sit again (*Dr Napthine*) - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 39

Mr Austin	Mr Jasper	Dr Napthine	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Wade
Mr Brown	Mr Lea	Mr Perton	Mr Wallace
Mr Coleman	Mr Leigh	Mr Pescott	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Warrnambool)	Mr Smith	
Mr Hayward	Mr McNamara	(Polwarth)	Tellers
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Clark
Mr Honeywood	Mr Maughan	Mr Stockdale	Mr Kilgour

## NOES, 44

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Thomson
Mr Baker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mrs Barker	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cain	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	
Mr Dollis	Mr McCutcheon	(Ballarat South)	
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	Tellers
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Cole
Mr Harrowfield	Mrs Ray	Mr Spyster	Mrs Garbutt

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISION IN COMMITTEE OF THE WHOLE

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No. 29

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Tuesday, 14 April 1992

No. 1 - ABORIGINAL LAND (MANATUNGA LAND) BILL - Clause 5.

5. Restrictions on mining and extractive industry

A licence under the **Mineral Resources Development Act 1990** or a lease, licence, permit or other authority under the **Extractive Industries Act 1966** or a lease or permit under the **Petroleum Act 1958** must not be granted in respect of any part of the land granted under section 3, except with the consent of the Murray Valley Aboriginal Co-operative Limited and subject to any terms and conditions that that body determines.

- (Mr Roper)

Question - That clause 5 stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Thomson
Mr Baker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mrs Barker	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cain	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Cole	Ms Kirner	Mrs Setches	
Mr Crabb	Mr Leighton	Mr Sheehan	
Mr Ernst	Mr McCutcheon	(Ballarat South)	
Mr Fordham	Mr McDonald	Mr Sheehan	
Mrs Garbutt	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	Tellers
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Cunningham
Mr Harrowfield	Mrs Ray	Mr Spyker	Mr Dollis

## NOES, 36

Mr Austin	Mr Heffernan	Mr Maclellan	Mr Tanner
Mr Brown	Mr John	Mr Maughan	Mrs Wade
Mr Clark	Mr Kilgour	Mr Perrin	Mr Weideman
Mr Coleman	Mr Lea	Mr Perton	Dr Wells
Mr Cooper	Mr Leigh	Mr Pescott	
Mr Delzoppo	Mr Lieberman	Mr Plowman	
Mr Dickinson	Mr McGrath	Mr Reynolds	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	Tellers
Mr Gude	(Warrnambool)	Mr Steggall	Mr Honeywood
Mr Hayward	Mr McNamara	Mr Stockdale	Dr Napthine

And so it was resolved in the affirmative.



LEGISLATIVE ASSEMBLY OF VICTORIA  
DIVISIONS IN COMMITTEE OF THE WHOLE

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No. 30

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Tuesday, 19 May 1992

No. 1 - DAIRY INDUSTRY BILL - Clause 3.

3. Definitions

In this Act -

"authorised agent" means a person appointed as an authorised agent under section 49;

"authorised officer" means any person appointed under section 65;

*[Remaining definitions not printed]*

- (Mr Baker)

Amendment proposed - That the expression "65" be omitted with the view of inserting in place thereof the expression "64".

- (Mr McGrath, Lowan)

Question - That the expression proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Norris)

AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Pope	Mr Shell
Mr Baker	Mr Harrowfield	Mrs Ray	Mr Simmonds
Mrs Barker	Mrs Hill	Mr Roper	Mr Spyker
Mr Batchelor	Mrs Hirsh	Mr Rowe	Mr Thomson
Mr Cain	Mr Jolly	Mr Sandon	Mr Trezise
Mr Cole	Mr Kennan	Mr Seitz	Dr Vaughan
Mr Crabb	Mr Kennedy	Mr Sercombe	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr McCutcheon	Mr Sheehan	
Mr Fordham	Mr McDonald	<i>(Ballarat South)</i>	<i>Tellers</i>
Mrs Garbutt	Mr Mathews	Mr Sheehan	Mr Cunningham
Mr Gavin	Mr Micallef	<i>(Northcote)</i>	Mr Leighton

## NOES, 39

Mr Austin	Mr John	Dr Napthine	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perrin	Mrs Wade
Mr Brown	Mr Kilgour	Mr Perton	Mr Wallace
Mr Coleman	Mr Lea	Mr Pescott	Mr Weideman
Mr Cooper	Mr Lieberman	Mr Reynolds	Dr Wells
Mr Delzoppo	Mr McGrath	Mr Richardson	
Mr Elder	(Lowan)	Mr Smith	
Mr Evans	Mr McGrath	(Glen Waverley)	
Mr Gude	(Warrnambool)	Mr Smith	
Mr Hayward	Mr McNamara	(Polwarth)	Tellers
Mr Heffernan	Mr Maclellan	Mr Steggall	Mr Clark
Mr Jasper	Mr Maughan	Mr Stockdale	Mr Honeywood

And so it was resolved in the affirmative.

No. 2 - Motion made and question - That the Chairman do report progress and ask for leave to sit again (*Mr Roper*) - put.

Committee divided.

(Chairman - Mr Norris)

## AYES, 44

Mr Andrianopoulos	Mr Hamilton	Mr Micallef	Mr Shell
Mr Baker	Mr Harrowfield	Mr Pope	Mr Simmonds
Mrs Barker	Mrs Hill	Mrs Ray	Mr Spyker
Mr Cain	Mrs Hirsh	Mr Roper	Mr Thomson
Mr Cole	Mr Jolly	Mr Rowe	Mr Trezise
Mr Crabb	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Kennedy	Mr Seitz	Mr Walsh
Mr Dollis	Ms Kirner	Mrs Setches	Mrs Wilson
Mr Ernst	Mr Leighton	Mr Sheehan	
Mr Fordham	Mr McCutcheon	(Ballarat South)	Tellers
Mrs Garbutt	Mr McDonald	Mr Sheehan	Mr Batchelor
Mr Gavin	Mr Mathews	(Northcote)	Mr Sercombe

## NOES, 38

Mr Bildstien	Mr Jasper	Dr Napthine	Mrs Wade
Mr Brown	Mr John	Mr Perrin	Mr Wallace
Mr Clark	Mr Kennett	Mr Pescott	Mr Weideman
Mr Coleman	Mr Lea	Mr Reynolds	Dr Wells
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Elder	(Lowan)	(Glen Waverley)	
Mr Evans	Mr McGrath	Mr Smith	
Mr Gude	(Warrnambool)	(Polwarth)	
Mr Hayward	Mr McNamara	Mr Steggall	<i>Tellers</i>
Mr Heffernan	Mr Maclellan	Mr Stockdale	Mr Kilgour
Mr Honeywood	Mr Maughan	Mr Tanner	Mr Perton

And so it was resolved in the affirmative.

## Wednesday, 20 May 1992

**No. 3 - COMPANION ANIMALS BILL** - Clauses 18 to 110, New Clauses AA to DD, Schedules and remaining Government Amendments.

Question - That Clauses 18 to 110, New Clauses AA to DD, Schedules and remaining Government amendments stand part of the Bill - put.

Committee divided.

(Chairman - Mr Norris)

### AYES, 44

Mr Andrianopoulos	Mrs Hill	Mr Roper	Mr Thomson
Mr Baker	Mrs Hirsh	Mr Rowe	Mr Trezise
Mrs Barker	Mr Jolly	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Seitz	Mr Walsh
Mr Cain	Mr Kennedy	Mr Sercombe	Mrs Wilson
Mr Crabb	Ms Kirner	Mrs Setches	
Mr Cunningham	Mr Leighton	Mr Sheehan	
Mr Dollis	Mr McCutcheon	(Ballarat South)	
Mr Ernst	Mr McDonald	Mr Sheehan	
Mr Fordham	Mr Mathews	(Northcote)	
Mr Gavin	Mr Micallef	Mr Shell	<i>Tellers</i>
Mr Hamilton	Mr Pope	Mr Simmonds	Mr Cole
Mr Harrowfield	Mrs Ray	Mr Spyker	Mrs Garbutt

## NOES, 40

Mr Austin	Mr John	Mr Perton	Mr Wallace
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Weideman
Mr Brown	Mr Kilgour	Mr Plowman	Dr Wells
Mr Coleman	Mr Lea	Mr Reynolds	
Mr Cooper	Mr Lieberman	Mr Richardson	
Mr Delzoppo	Mr McGrath	Mr Smith	
Mr Dickinson	(Lowan)	(Glen Waverley)	
Mr Elder	Mr McGrath	Mr Smith	
Mr Evans	(Warrnambool)	(Polwarth)	
Mr Gude	Mr McNamara	Mr Steggall	
Mr Hayward	Mr Maclellan	Mr Stockdale	<i>Tellers</i>
Mr Honeywood	Dr Naphthine	Mr Tanner	Mr Clark
Mr Jasper	Mr Perrin	Mrs Wade	Mr Maughan

And so it was resolved in the affirmative.

PARLIAMENT OF VICTORIA

# MINUTES OF THE PROCEEDINGS

OF THE

## JOINT SITTINGS

OF THE HOUSES OF PARLIAMENT OF THE STATE OF VICTORIA

TO

RECOMMEND TWO MEMBERS FOR APPOINTMENT TO THE COUNCIL  
OF THE LA TROBE UNIVERSITY FOR THE REMAINDER OF A FOUR  
YEAR TERM EXPIRING ON 18 DECEMBER 1990

TO

RECOMMEND TWO MEMBERS FOR APPOINTMENT TO THE  
VICTORIAN CURRICULUM AND ASSESSMENT BOARD FOR THE  
REMAINDER OF A TERM EXPIRING ON 16 SEPTEMBER 1990

TO

RECOMMEND THREE MEMBERS FOR APPOINTMENT TO THE  
VICTORIAN INSTITUTE OF MARINE SCIENCES COUNCIL FOR A TERM  
OF OFFICE EXPIRING ON 1 MARCH 1992

AND TO

ELECT ONE MEMBER FOR APPOINTMENT TO THE VICTORIAN  
HEALTH PROMOTION FOUNDATION FOR A TERM NOT EXCEEDING  
FIVE YEARS

**23 NOVEMBER 1988**

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*Held in accordance with the provisions of section 7 and 15 of the La Trobe  
University Act 1964 (No. 7189) section 7 (1) (d) of the Victorian Curriculum and  
Assessment Board Act 1986, section 7 (1) (a) of the Victorian Institute of Marine  
Sciences Act 1974 and section 21 of the Tobacco Act 1987 (No. 81 of 1987).*

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MELBOURNE  
JEAN GORDON, GOVERNMENT PRINTER  
1988

# MINUTES OF THE PROCEEDINGS

*of the*

## JOINT SITTINGS

*held in the*

### LEGISLATIVE COUNCIL CHAMBER

on

**WEDNESDAY, 23 NOVEMBER 1988**

*The Members of the Legislative Assembly and the Members of the Legislative Council having assembled in the Legislative Council Chamber, pursuant to resolutions of the two Houses—*

- 1 **ELECTION OF PRESIDENT**—The Honourable R. C. Fordham, M.P., Deputy Premier, moved—That the Honourable A. J. Hunt, M.L.C., President of the Legislative Council, be appointed President of these Joint Sittings; which motion, being seconded by the Leader of the Opposition, the Honourable J. G. Kennett, M.P., was resolved in the affirmative.

The Honourable A. J. Hunt, M.L.C., having expressed his acknowledgement for the honour conferred upon him, then took the Chair.

- 2 **RULES OF PROCEDURE**—The President announced that section 7 (a) (i) of the *La Trobe University Act 1964*, section 7 (1) (d) of the *Victorian Curriculum and Assessment Board Act 1986*, section 7 (1) (a) of the *Victorian Institute of Marine Sciences Act 1974* and section 21 (1) (f) of the *Tobacco Act 1987* provide that a Joint Sitting shall be conducted in accordance with rules adopted for the purpose by members at the sitting. Accordingly, the Honourable R. C. Fordham, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved that they be adopted as the rules of procedure of these Joint Sittings:

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 Member to the recommended for appointment or nominate a Member for election (as the case may be) and any such proposal/nomination shall be duly seconded. When any Member is so proposed or nominated, his proposer or nominator shall state that such Member is willing to be so recommended for appointment if chosen, or elected if nominated.
3. If no more than the required number of Members are proposed/nominated and seconded for the various vacancies, the President shall declare such Members as having been chosen to be recommended for appointment or elected, as the case may be.
4. If more than the required number of Members are proposed/nominated and seconded in respect of the vacancies the Members to be recommended for appointment or nominated shall be chosen by ballot in the following manner.

5. In the ballot for the vacancies, the President shall announce the names of the Members proposed or nominated 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 names of the Members he wishes to recommend for appointment or to elect; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked the 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 or elected. 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 or elected. 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 or elected.
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 been chosen to be recommended for appointment to the La Trobe University Council.”

or

“That.....have been chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board.”

or

“That.....have been chosen to be recommended for appointment to the Victorian Institute of Marine Sciences Council.”

or

“That.....has been elected to the Victorian Health Promotion Foundation.”

(as the case may requires)
10. The President shall advise the responsible Minister of the Members to be recommended for appointment or elected to the respective governing bodies.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable J. G. Kennett, M.P., seconded the motion.

Question—put and resolved in the affirmative.

- 3 **COUNCIL OF THE LA TROBE UNIVERSITY**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the Council of the La Trobe University.

The Honourable R. C. Fordham, M.P. proposed the Honourable Ronald Alexander Best, M.L.C. and Anthony John Sheehan, M.P., to be recommended for appointment to the Council of the La Trobe University, and stated that they were willing to be recommended, if chosen; which proposals were seconded by the Honourable J. G. Kennett, M.P.

The President asked if there were any further proposals and, there being none, thereupon declared that the Honourable Ronald Alexander Best, M.L.C. and Anthony John Sheehan, M.P., had been chosen to be recommended for appointment to the Council of the La Trobe University.

- 4 **VICTORIAN CURRICULUM AND ASSESSMENT BOARD**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the Victorian Curriculum and Assessment Board.

The Honourable R. C. Fordham, M.P. proposed Ann Patricia Barker, M.P. and the Honourable Ian Winton Smith, M.P., to be recommended for appointment to the Victorian Curriculum and Assessment Board, and stated that they were willing to be recommended, if chosen; which proposals were seconded by the Honourable J. G. Kennett, M.P.

The President asked if there were any further proposals and, there being none, thereupon declared that Ann Patricia Barker, M.P. and the Honourable Ian Winton Smith, M.P., had been chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board.

- 5 **VICTORIAN INSTITUTE OF MARINE SCIENCES COUNCIL**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the Victorian Institute of Marine Sciences Council.

The Honourable R. C. Fordham, M.P. proposed the Honourable Brian William Mier, M.L.C., Peter Ross-Edwards, M.P. and Dr Ronald James Herbert Wells, M.P., to be recommended for appointment to the Victorian Institute of Marine Sciences Council, and stated that they were willing to be recommended, if chosen; which proposals were seconded by the Honourable J. G. Kennett, M.P.

The President asked if there were any further proposals and, there being none, thereupon declared that the Honourable Brian William Mier, M.L.C., Peter Ross-Edwards, M.P. and Dr Ronald James Herbert Wells, M.P., had been chosen to be recommended for appointment to the Victorian Institute of Marine Sciences Council.

- 6 **VICTORIAN HEALTH PROMOTION FOUNDATION**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be elected for appointment to the Victorian Health Promotion Foundation.

The Honourable R. C. Fordham, M.P. proposed Mr Malcolm John Sandon, M.P., for appointment to the Victorian Health Promotion Foundation, and stated that he was willing to be elected, if nominated; which proposal was seconded by the Honourable J. G. Kennett, M.P.

The President asked if there were any further proposals and, there being none, thereupon declared that Mr Malcolm John Sandon, M.P., had been elected for appointment to the Victorian Promotion Foundation.

The President declared the Joint Sittings closed.

R. K. BOYES

*Clerk of the Legislative Assembly*

A. V. BRAY

*Clerk of the Legislative Council*



PARLIAMENT OF VICTORIA

**MINUTES OF THE PROCEEDINGS**

OF THE

**JOINT SITTING**

**OF THE HOUSES OF PARLIAMENT OF THE  
STATE OF VICTORIA**

TO RECOMMEND A MEMBER FOR APPOINTMENT TO THE VICTORIAN  
CURRICULUM AND ASSESSMENT BOARD

**13 SEPTEMBER 1989**

*Held in accordance with the provisions of section 7 of the  
Victorian Curriculum and Assessment Board Act 1986 (No. 50 of 1986)*

# MINUTES OF THE PROCEEDINGS

*of the*

## JOINT SITTING

*held in the*

### LEGISLATIVE ASSEMBLY CHAMBER

**Wednesday, 13 September 1989**

### VICTORIAN CURRICULUM AND ASSESSMENT BOARD

*The Members of the Legislative Council and the Members of the Legislative Assembly having assembled in the Legislative Assembly Chamber pursuant to resolutions of the two Houses -*

- 1 **ELECTION OF PRESIDENT** - The Honourable T.W. Roper, M.P., Minister for Planning and Environment, moved - That the Honourable Kenneth Alastair Coghill, M.P., Speaker of the Legislative Assembly be appointed President of this Joint Sitting which motion having been seconded by the Leader of the Opposition, Mr. A.J. Brown, M.P., was resolved in the affirmative.

The Honourable K.A. Coghill, M.P., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE** - The President announced that section 7(1) of the *Victorian Curriculum and Assessment Board Act 1986* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable T.W. Roper, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for 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 Member or Members to be recommended for appointment 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 Members as having been chosen to be recommended for appointment thereto.
4. If more than the required number of Members are proposed and seconded in respect of the vacancy or vacancies, the Members to be recommended for appointment shall be chosen by ballot in the following manner.

5. In the ballot for the vacancies, the President shall announce the names of the Members proposed and shall cause each Member present to be provide with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper the names of the Members 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 the 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 ... has been chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board."
10. The President shall advise the responsible Minister of the Member chosen to be recommended for appointment to the governing body.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr. A.J. Brown, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 VICTORIAN CURRICULUM AND ASSESSMENT BOARD** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Member to be recommended for appointment to the Victorian Curriculum and Assessment Board.

The Honourable T.W. Roper, M.P., proposed Mr David John Lea, M.P. to be recommended for appointment to the Board, and stated that he was willing to be recommended, if chosen; which proposal was seconded by Mr. A.J. Brown, M.P..

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr. David John Lea, M.P. had been chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board.

The President declared the Joint Sitting closed.

**A.V. BRAY**  
*Clerk of the Legislative Council*

**R.K. BOYES**  
*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  
RECOMMEND THREE MEMBERS FOR APPOINTMENT TO THE  
COUNCIL OF DEAKIN UNIVERSITY FOR A FOUR YEAR TERM  
EXPIRING 31 DECEMBER 1993

**16 NOVEMBER 1989**

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*Held in accordance with the provisions of sections 7 (1) (a), 8 (1) and 9 (2) of the  
Deakin University Act 1974 (No. 8610).*

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MELBOURNE  
JEAN GORDON, GOVERNMENT PRINTER  
1990

# MINUTES OF THE PROCEEDINGS

*of the*

## JOINT SITTING

*held in the*

### LEGISLATIVE ASSEMBLY CHAMBER

*on*

**THURSDAY, 16 NOVEMBER 1989**

*The Members of the Legislative Assembly and the Members of the Legislative Council having assembled in the Legislative Assembly Chamber, pursuant to resolutions of the two Houses—*

- 1 **ELECTION OF PRESIDENT**—The Honourable J. Cain, M.P., Premier, moved—That the Honourable A. J. Hunt, 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, the Honourable A. J. Brown, M.P., was resolved in the affirmative.

The Honourable A. J. Hunt, M.L.C., having expressed his acknowledgement for the honour conferred upon him, then took the Chair.

- 2 **RULES OF PROCEDURE**—The President announced that section 7 (1) (a) of the *Deakin University Act 1974* provides that a Joint Sitting shall be conducted in accordance with rules adopted for the purpose by members at the sitting. Accordingly, the Honourable J. Cain, M.P., submitted the following rules of procedure for the consideration of Honourable 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 Member or Members to be recommended for appointment 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 Members as having been chosen to be recommended for appointment thereto.
4. If more than the required number of Members are proposed and seconded in respect of the vacancies the Members to be recommended for appointment shall be chosen by ballot in the following manner.
5. In the ballot for the vacancies, 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 names of the Members 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 the

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 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 been chosen to be recommended for appointment to the Deakin University Council.”
10. The President shall advise the responsible Minister of the Members chosen to be recommended for appointment to the Deakin University Council.
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.

The Honourable A. J. Brown, M.P., seconded the motion.

Question—put and resolved in the affirmative.

- 3 **COUNCIL OF DEAKIN UNIVERSITY**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the Council of Deakin University.

The Honourable A. J. Brown, M.P. proposed Harley Rivers Dickinson, M.P., the Honourable Roger Murray Hallam, M.L.C. and the Honourable David Ernest Henshaw, M.B.E., M.L.C., to be recommended for appointment to the Council of Deakin University, and stated that they were willing to be recommended, if chosen; which proposals were seconded by the Honourable A. J. Brown, M.P.

The President asked if there were any further proposals and, there being none, thereupon declared that Harley Rivers Dickinson, M.P., the Honourable Roger Murray Hallam, M.L.C. and the Honourable David Ernest Henshaw, M.B.E., M.L.C., had been chosen to be recommended for appointment to the Council of the Deakin University.

The President declared the Joint Sitting closed.

R. K. BOYES  
*Clerk of the Legislative Assembly*

A. V. BRAY  
*Clerk of the Legislative Council*

PARLIAMENT OF VICTORIA

**MINUTES OF THE PROCEEDINGS**

OF THE

**JOINT SITTING**

**OF THE HOUSES OF PARLIAMENT OF THE  
STATE OF VICTORIA**

**TO ELECT A MEMBER TO THE VICTORIAN HEALTH PROMOTION FOUNDATION; AND  
TO RECOMMEND A MEMBER FOR APPOINTMENT TO THE VICTORIAN  
INSTITUTE OF MARINE SCIENCES**

**23 MAY 1990**

*Held in accordance with the provisions of section 21 of the  
Tobacco Act 1987 (No. 81 of 1987); and  
Section 7 of the Victorian Institute of Marine  
Sciences Act 1974 (No. 8607)*

**MINUTES OF THE PROCEEDINGS**  
*of the*  
**JOINT SITTING**  
*held in the*  
**LEGISLATIVE ASSEMBLY CHAMBER**

**Wednesday, 23 MAY 1990**

**VICTORIAN HEALTH PROMOTION FOUNDATION; AND  
VICTORIAN INSTITUTE OF MARINE SCIENCES**

*The Members of the Legislative Council and the Members of the Legislative  
Assembly having assembled in the Legislative Assembly Chamber pursuant to  
resolutions of the two Houses -*

- 1 **ELECTION OF PRESIDENT** - The Honourable John Cain, M.P., Premier, moved - That the Honourable Kenneth Alastair Coghill, M.P., Speaker of the Legislative Assembly be appointed President of this Joint Sitting which motion having been seconded by the Leader of the Opposition, Mr. A.J. Brown, M.P., was resolved in the affirmative.

The Honourable K.A. Coghill, M.P., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE** - The President announced that section 21 of the *Tobacco Act 1987* and section 7 of the *Victorian Institute of Marine Sciences Act 1974* provide that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable John Cain, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.
2. A Member, addressing the President, shall propose a Member or Members to be recommended for appointment and any such proposal shall be duly seconded. When any Member is so proposed, the 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 Members as having been chosen to be recommended for appointment thereto.
4. If more than the required number of Members are proposed and seconded in respect of the vacancy or vacancies, the Members to be recommended for appointment shall be chosen by ballot in the following manner.



5. In the ballot for the vacancies, 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 names of the Members that the Member voting 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 the 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 ... has been elected to the Victorian Health Promotion Foundation" or "That ... has been chosen to be recommended for appointment to the Victorian Institute of Marine Sciences."
10. The President shall advise the responsible Minister of the Member chosen to be recommended for appointment to the governing bodies.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr. A.J. Brown, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 VICTORIAN HEALTH PROMOTION FOUNDATION** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Member to be elected to the Victorian Health Promotion Foundation.

The Honourable John Cain, M.P., proposed that Mr. Edward Joseph Micallef, M.P., be elected to the Foundation, and stated that he was willing to be elected, if chosen; which proposal was seconded by Mr. A.J. Brown, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr. Edward Joseph Micallef, M.P. had been chosen to be elected to the Victorian Health Promotion Foundation.

- 4 VICTORIAN INSTITUTE OF MARINE SCIENCES COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Member to be recommended for appointment to the Victorian Institute of Marine Sciences Council.

The Honourable John Cain, M.P., proposed that The Honourable David Ernest Henshaw, M.B.E., M.L.C., be recommended for appointment to the Council, and stated that he was willing to be recommended, if chosen; which proposal was seconded by Mr. A.J. Brown, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that The Honourable David Ernest Henshaw, M.B.E., M.L.C. had been chosen to be recommended for appointment to the Victorian Institute of Marine Sciences Council.

The President declared the Joint Sitting closed.

**A.V. BRAY**

*Clerk of the Legislative Council*

**R.K. BOYES**

*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 RECOMMEND THREE MEMBERS FOR APPOINTMENT TO THE VICTORIA  
UNIVERSITY OF TECHNOLOGY COUNCIL

**30 MAY 1990**

*Held in accordance with the provisions of section 7 (1) and (2) of the  
Victoria University of Technology Act 1990 (No. 21 of 1990)*

**MINUTES OF THE PROCEEDINGS***of the***JOINT SITTING***held in the***LEGISLATIVE ASSEMBLY CHAMBER****Wednesday, 30 May 1990****VICTORIA UNIVERSITY OF TECHNOLOGY COUNCIL**

*The Members of the Legislative Council and the Members of the Legislative Assembly having assembled in the Legislative Assembly Chamber pursuant to resolutions of the two Houses—*

- 1 **ELECTION OF PRESIDENT**—The Honourable T. W. Roper, M.P., Treasurer, moved—That the Honourable Alan John Hunt, M.L.C., President of the Legislative Council be appointed President of this Joint Sitting which motion having been seconded by the Leader of the Opposition, Mr A. J. Brown, M.P., was resolved in the affirmative.

The Honourable A. J. Hunt, M.L.C., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting then took the Chair.

- 2 **RULES OF PROCEDURE**—The President announced that section 7 (1) of the *Victoria University of Technology Act 1990* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable T. W. Roper, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved—That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.
2. A Member addressing the President, shall propose a Member or Members to be recommended for appointment and any such proposal shall be duly seconded. When any Member is so proposed, the 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 Members as having been chosen to be recommended for appointment thereto.
4. If more than the required number of Members are proposed and seconded in respect of the vacancy or vacancies, the Members to be recommended for appointment shall be chosen by ballot in the following manner.

5. In the ballot for the vacancies, 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 names of the Members that the Member voting 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 the 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 been chosen to be recommended for appointment to the Victoria University of Technology Council.”.
10. The President shall advise the responsible Minister of the Members chosen to be recommended for appointment to the Victoria University of Technology Council.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr A. J. Brown, M.P., seconded the motion.

Question—put and resolved in the affirmative.

- 3 **VICTORIA UNIVERSITY OF TECHNOLOGY COUNCIL**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Members to be recommended for appointment to the Victoria University of Technology Council.

The Honourable T. W. Roper, M.P., proposed that the Honourable Robert Clive Fordham, M.P., Mr Thomas Carter Reynolds, M.P. and Mr Peter Ross-Edwards, A.M., M.P. be recommended for appointment to the Board, and stated that they were willing to be recommended, if chosen; which proposal was seconded by Mr A. J. Brown, M.P..

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable Robert Clive Fordham, M.P., Mr Thomas Carter Reynolds, M.P. and Mr Peter Ross-Edwards, A.M., M.P. had been chosen to be recommended for appointment to the Victoria University of Technology Council.

The President declared the Joint Sitting closed.

**A. V. BRAY**  
*Clerk of the Legislative Council*

**R. K. BOYES**  
*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 ELECT TWO MEMBERS TO THE VICTORIAN HEALTH PROMOTION  
FOUNDATION; AND  
TO RECOMMEND A MEMBER FOR APPOINTMENT TO THE DEAKIN UNIVERSITY  
COUNCIL

**17 OCTOBER 1990**

*Held in accordance with the provisions of Section 21 of the  
Tobacco Act 1987 (No. 81 of 1987); and  
Section 20 of the Deakin University (Warrnambool) Act 1990 (No. 28 of 1990)*

**MINUTES OF THE PROCEEDINGS**  
*of the*  
**JOINT SITTING**  
*held in the*  
**LEGISLATIVE ASSEMBLY CHAMBER**

**Wednesday, 17 OCTOBER 1990**

**VICTORIAN HEALTH PROMOTION FOUNDATION; AND  
 DEAKIN UNIVERSITY COUNCIL**

*The Members of the Legislative Council and the Members of the Legislative  
 Assembly having assembled in the Legislative Assembly Chamber pursuant to  
 resolutions of the two Houses -*

- 1 ELECTION OF PRESIDENT** - The Honourable T.W. Roper, M.P., Treasurer, moved - That the Honourable Kenneth Alastair Coghill, M.P., Speaker of the Legislative Assembly be appointed President of this Joint Sitting which motion having been seconded by Mr J.I. Richardson, M.P., was resolved in the affirmative.

The Honourable K.A. Coghill, M.P., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 RULES OF PROCEDURE** - The President announced that section 21 of the *Tobacco Act* 1987 and section 20 of the *Deakin University (Warrnambool) Act* 1990 provide that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable T.W. Roper, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.
2. A Member, addressing the President, shall propose a Member or Members to be elected or recommended for appointment and any such proposal shall be duly seconded. When any Member is so proposed, the proposer shall state that such Member is willing to be so elected or 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 Members as having been elected or chosen to be recommended for appointment thereto.

4. If more than the required number of Members are proposed and seconded in respect of the vacancy or vacancies the Members to be elected or recommended for appointment shall be chosen by ballot in the following manner:
5. In the ballot for the vacancies, 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. Each Member shall write on such ballot paper the names of the Members that the Member voting wishes to be elected or recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked the 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. 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 elected or 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.
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 ..... has been elected to the  
....."

or

"That ..... has been chosen to be recommended for  
appointment to ....."
10. The President shall advise the responsible Minister of the Members elected or chosen to be recommended for appointment to the governing body.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr. J.I. Richardson, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 VICTORIAN HEALTH PROMOTION FOUNDATION** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Members to be elected to the Victorian Health Promotion Foundation.

The Honourable T.W. Roper, M.P., proposed that the Honourables Ronald Alexander Best, M.L.C., and George Graeme Weideman, M.P., be elected to the Foundation, and stated that they were willing to be elected, if chosen; which proposal was seconded by Mr. J.I. Richardson, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourables Ronald Alexander Best, M.L.C., and George Graeme Weideman M.P., had been chosen to be elected to the Victorian Health Promotion Foundation.



- 4 **DEAKIN UNIVERSITY COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Member to be recommended for appointment to the Deakin University Council.

The Honourable T.W. Roper, M.P., proposed that The Honourable David Ernest Henshaw, M.B.E., M.L.C., be recommended for appointment to the Council, and stated that he was willing to be recommended, if chosen; which proposal was seconded by Mr. J.I. Richardson, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that The Honourable David Ernest Henshaw, M.B.E., M.L.C., had been chosen to be recommended for appointment to the Deakin University Council.

The President declared the Joint Sitting closed.

**A.V. BRAY**

*Clerk of the Legislative Council*

**R.K. BOYES**

*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 RECOMMEND

TWO MEMBERS FOR APPOINTMENT TO THE DEAKIN UNIVERSITY COUNCIL -  
TO FILL ONE POSITION FOR A THREE YEAR TERM AND  
ONE POSITION FOR A TWO YEAR TERM;

THREE MEMBERS FOR APPOINTMENT TO THE LA TROBE UNIVERSITY COUNCIL -  
TO FILL THREE POSITIONS FOR A FOUR YEAR TERM; AND

ONE MEMBER FOR APPOINTMENT TO THE VICTORIAN CURRICULUM AND  
ASSESSMENT BOARD - TO FILL ONE POSITION FOR A FOUR YEAR TERM

**28 NOVEMBER 1990**

*Held in accordance with the provisions of Section 20(1) of the Deakin University  
(Warrnambool) Act 1990 (No. 28 of 1990); Section 7(1) of the La Trobe  
University Act 1964 (No. 7189); and  
Section 7(1) of the Victorian Curriculum and Assessment  
Board Act 1986 (No. 50 of 1986)*

**MINUTES OF THE PROCEEDINGS**  
*of the*  
**JOINT SITTING**  
*held in the*  
**LEGISLATIVE ASSEMBLY CHAMBER**

**WEDNESDAY, 28 NOVEMBER 1990**

**DEAKIN UNIVERSITY COUNCIL; LA TROBE UNIVERSITY  
COUNCIL; AND VICTORIAN CURRICULUM AND  
ASSESSMENT BOARD**

*The Members of the Legislative Council and the Members of the Legislative  
Assembly having assembled in the Legislative Assembly Chamber pursuant to  
resolutions of the two Houses -*

- 1 **ELECTION OF PRESIDENT** - The Honourable T.W. Roper, M.P., Treasurer, moved - That the Honourable Alan John Hunt, M.L.C., President of the Legislative Council, be appointed President of this Joint Sitting which motion having been seconded by the Deputy Leader of the Opposition, Mr A.R. Stockdale, M.P., was resolved in the affirmative.

The Honourable A.J. Hunt, M.L.C., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE** - The President announced that section 20(1) of the *Deakin University (Warrnambool) Act 1990*, section 7(1) of the *La Trobe University Act 1964* and section 7(1) of the *Victorian Curriculum and Assessment Board Act 1986* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable T.W. Roper, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.
2. A Member, addressing the President, shall propose a Member or Members to be recommended for appointment and the term of their appointment (if required) and any such proposal shall be duly seconded. When any Member is so proposed, the 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 Members as having been chosen to be recommended for appointment thereto.
4. If more than the required number of Members are proposed and seconded in respect of the vacancy or vacancies, the Members to be recommended for appointment shall be chosen by ballot in the following manner.
5. In the ballot for the vacancies, 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. Each Member shall write on such ballot paper the names of the Members that the Member voting 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 the 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 ... has been chosen to be recommended for appointment to the .....
10. The President shall advise the responsible Minister of the Member chosen to be recommended for appointment to the governing bodies.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr A.R. Stockdale, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 **DEAKIN UNIVERSITY COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the Deakin University Council.

The Honourable T.W. Roper, M.P., proposed that Mr Harley Rivers Dickinson, M.P., be recommended for appointment to the Council for a three year term; and Mr John Francis McGrath, M.P., be recommended for appointment to the Council for a two year term - and stated that they were willing to be recommended, if chosen; which proposal was seconded by Mr. A.R. Stockdale, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr. Harley Rivers Dickinson, M.P. had been chosen to be recommended for appointment for a three year term to the Deakin University Council and Mr John Francis McGrath, M.P. had been chosen to be recommended for appointment for a two year term to the Deakin University Council.

- 4 **LA TROBE UNIVERSITY COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the La Trobe University Council.

The Honourable T.W. Roper, M.P., proposed that Mr Peter Batchelor, M.P. and The Honourable Ronald Alexander Best, M.L.C., be recommended for appointment to the Council, and stated that they were willing to be recommended, if chosen; which proposal was seconded by Mr. A.R. Stockdale, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr Peter Bachelor, M.P. and The Honourable Ronald Alexander Best, M.L.C., had been chosen to be recommended for appointment to the La Trobe University Council.

- 5 **VICTORIAN CURRICULUM AND ASSESSMENT BOARD** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment to the Victorian Curriculum and Assessment Board.

The Honourable T.W. Roper, M.P., proposed that The Honourable David Mylor Evans, M.L.C., be recommended for appointment to the Board, and stated that he was willing to be recommended, if chosen; which proposal was seconded by Mr. A.R. Stockdale, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that The Honourable David Mylor Evans, M.L.C., had been chosen to be recommended for appointment to the Victorian Curriculum and Assessment Board.

The President declared the Joint Sitting closed.

**A.V. BRAY**  
*Clerk of the Legislative Council*

**R.K. BOYES**  
*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 RECOMMEND A MEMBER FOR APPOINTMENT TO  
THE LA TROBE UNIVERSITY COUNCIL

**26 March 1991**

*Held in accordance with the provisions of Section S. 7 of the  
La Trobe University Act 1964 (No. 7189)*

**MINUTES OF THE PROCEEDINGS***of the***JOINT SITTING***held in the***LEGISLATIVE ASSEMBLY CHAMBER****TUESDAY, 26 MARCH 1991****LA TROBE UNIVERSITY COUNCIL**

*The Members of the Legislative Council and the Members of the Legislative Assembly having assembled in the Legislative Assembly Chamber pursuant to resolutions of the two Houses -*

- 1 **ELECTION OF PRESIDENT** - The Honourable T.W. Roper, M.P., Treasurer, moved - That the Honourable Kenneth Alastair Coghill, M.P., Speaker of the Legislative Assembly be appointed President of this Joint Sitting which motion having been seconded by the Honourable R.R.C. Maclellan, M.P., was resolved in the affirmative.

The Honourable K.A. Coghill, M.P., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE** - The President announced that section 7 of the *La Trobe University Act 1964* provides that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable T.W. Roper, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.
2. A Member, addressing the President, shall propose a Member to be recommended for appointment and any such proposal shall be duly seconded. When any Member is so proposed, the proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
3. If no more than one Member is proposed and seconded for the vacancy, the President shall declare such Member as having been chosen to be recommended for appointment thereto.
4. If more than one Member is proposed and seconded in respect of the vacancy the Member to be recommended for appointment shall be chosen by ballot in the following manner:
5. In the ballot for the vacancy, 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. Each Member shall write on such ballot

paper the name of the Member that the Member voting wishes to be recommended for appointment; and if any ballot paper contains more than one name, it shall be rejected. Having marked the 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 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 Member 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 ..... has been chosen to be recommended for appointment to the Council of La Trobe University".
10. The President shall advise the responsible Minister of the Member chosen to be recommended for appointment to the governing body.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable R.R.C. Maclellan, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 LA TROBE UNIVERSITY COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Member to be recommended for appointment to the La Trobe University Council.

The Honourable T.W. Roper, M.P., proposed that Dr. Ronald James Herbert Wells, M.P., be recommended for appointment to the Council, and stated that he was willing to be recommended, if chosen; which proposal was seconded by the Honourable R.R.C. Maclellan, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Dr. Ronald James Herbert Wells, M.P., had been chosen to be recommended for appointment to the Council of La Trobe University .

The President declared the Joint Sitting closed.

**A.V. BRAY**

*Clerk of the Legislative Council*

**R.K. BOYES**

*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 RECOMMEND

THREE MEMBERS FOR APPOINTMENT TO THE MONASH UNIVERSITY COUNCIL  
FOR FOUR YEAR TERMS;

ONE MEMBER FOR APPOINTMENT TO THE VICTORIA UNIVERSITY OF  
TECHNOLOGY COUNCIL TO FILL A CASUAL VACANCY UNTIL 30 MAY 1993; AND

ONE MEMBER FOR APPOINTMENT TO THE VICTORIAN INSTITUTE OF MARINE  
SCIENCE COUNCIL TO FILL A CASUAL VACANCY UNTIL 1 MARCH 1992 AND THREE  
MEMBERS FOR APPOINTMENT FOR THREE YEAR TERMS COMMENCING ON 1  
MARCH 1992.

**29 OCTOBER 1991**

*Held in accordance with the provisions of section 7(1)(a)(i) and 8(1) of the  
Monash University Act 1958; section 7(1)(2)(j) and 14(1) of the Victorian University  
of Technology Act 1990; and sections 7(1)(a), 5(a),(b) and 9(1) of the  
Victorian Institute of Marine Sciences Act 1974*

**MINUTES OF THE PROCEEDINGS**  
*of the*  
**JOINT SITTING**  
*held in the*  
**LEGISLATIVE ASSEMBLY CHAMBER**

**TUESDAY, 29 OCTOBER 1991**

**MONASH UNIVERSITY COUNCIL;  
VICTORIA UNIVERSITY OF TECHNOLOGY COUNCIL; AND  
VICTORIAN INSTITUTE OF MARINE SCIENCES COUNCIL**

*The Members of the Legislative Council and the Members of the Legislative Assembly having assembled in the Legislative Assembly Chamber pursuant to resolutions of the two Houses -*

- 1 ELECTION OF PRESIDENT** - The Honourable T.W. Roper, M.P., Treasurer, moved - That the Honourable Alan John Hunt, M.L.C., President of the Legislative Council, be appointed President of this Joint Sitting which motion having been seconded by the Leader of the Opposition, the Honourable J.G. Kennett, M.P., was resolved in the affirmative.

The Honourable A.J. Hunt, M.L.C., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 RULES OF PROCEDURE** - The President announced that section 7(1)(a)(i) of the *Monash University Act 1958*; section 7(2)(j) of the *Victorian University of Technology Act 1990*; and sections 7(1)(a) of the *Victorian Institute of Marine Sciences Act 1974* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable T.W. Roper, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.
2. A Member, addressing the President, shall propose a Member or Members to be recommended for appointment and any such proposal shall be duly seconded. When any Member is so proposed, the 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 Members as having been chosen to be recommended for appointment thereto.
4. If more than the required number of Members are proposed and seconded in respect of the vacancy or vacancies the Members to be recommended for appointment shall be chosen by ballot in the following manner.
5. In the ballot for the vacancies, 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. Each Member shall write on such ballot paper the names of the Members that the Member voting 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 the 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 ..... has been chosen to be recommended for appointment to ....."
10. The President shall advise the responsible Minister of the Member or Members chosen to be recommended for appointment to the governing body.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable J.G. Kennett, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 **MONASH UNIVERSITY COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the Monash University Council.

The Honourable T.W. Roper, M.P., proposed that the Honourable James Vincent Chester Guest, M.L.C., the Honourable Peter Ronald Hall, M.L.C., and Dr. Gerard Marshall Vaughan, M.P. be recommended for appointment to the Council for a four year term and stated that they were willing to be recommended, if chosen; which proposal was seconded by the Honourable J.G. Kennett, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable James Vincent Chester Guest, M.L.C., the Honourable Peter Ronald Hall, M.L.C., and Dr. Gerard Marshall Vaughan, M.P. had been chosen to be recommended for appointment for a four year term to the Monash University Council.

- 4 **VICTORIA UNIVERSITY OF TECHNOLOGY COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment to the Victoria University of Technology Council to fill a casual vacancy until 30 May 1993.

The Honourable T.W. Roper, M.P., proposed that the Honourable David Mylor Evans, M.L.C., be recommended for appointment to the Council, and stated that he was willing to be recommended, if chosen; which proposal was seconded by the Honourable J.G. Kennett, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable D.M. Evans, M.L.C., had been chosen to be recommended for appointment to the Victoria University of Technology Council.

- 5 **VICTORIAN INSTITUTE OF MARINE SCIENCES COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment to the Victorian Institute of Marine Sciences Council to fill a casual vacancy until 1 March 1992.

The Honourable T.W. Roper, M.P., proposed that Mr John Francis McGrath, M.P. be recommended for appointment to the Board, and stated that he was willing to be recommended, if chosen; which proposal was seconded by the Honourable J.G. Kennett, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr John Francis McGrath, M.P., had been chosen to be recommended for appointment to the Victorian Institute of Marine Sciences Council.

The President announced that he was now prepared to receive proposals from Honourable Members with regard to Members to be recommended for appointment to the Victorian Institute of Marine Sciences Council for a three year term commencing 1 March 1992.

The Honourable T.W. Roper, M.P., proposed that the Honourable David Ernest Henshaw, M.B.E., M.L.C., Mr John Francis McGrath, M.P., and Dr. Ronald James Herbert Wells, M.P. be recommended for appointment to the Victorian Institute of Marine Sciences Council, and stated that they were willing to be recommended, if chosen; which proposal was seconded by the Honourable J.G. Kennett, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable David Ernest Henshaw, M.B.E., M.L.C., Mr John Francis McGrath, M.P., and Dr. Ronald James Herbert Wells, M.P. had been chosen to be recommended for appointment to the Victorian Institute of Marine Sciences Council.

The President declared the Joint Sitting closed.

**A.V. BRAY**

*Clerk of the Legislative Council*

**J.G. LITTLE**

*Clerk of the Legislative Assembly*

*L.V. North, Government Printer, Melbourne*



PARLIAMENT OF VICTORIA

**MINUTES OF THE PROCEEDINGS**

OF THE

**JOINT SITTING**

**OF THE HOUSES OF PARLIAMENT OF THE  
STATE OF VICTORIA**

**TO RECOMMEND THREE MEMBERS FOR APPOINTMENT TO THE PROPOSED ROYAL  
MELBOURNE INSTITUTE OF TECHNOLOGY COUNCIL**

**TO RECOMMEND THREE MEMBERS FOR APPOINTMENT TO THE PROPOSED  
SWINBURNE UNIVERSITY OF TECHNOLOGY COUNCIL**

**TO RECOMMEND THREE MEMBERS FOR APPOINTMENT TO THE DEAKIN  
UNIVERSITY COUNCIL**

**27 MAY 1992**

*Held in accordance with the provisions of Clause 7(2)(h) of the Royal Melbourne Institute of Technology Bill;  
Clause 7(2)(g) of the Swinburne University of Technology Bill and Section 7(1)(d) of the Deakin University Act  
1974 (No. 8610);*

**MINUTES OF THE PROCEEDINGS**  
*of the*  
**JOINT SITTING**  
*held in the*  
**LEGISLATIVE ASSEMBLY CHAMBER**

**Wednesday, 27 May 1992**

**PROPOSED ROYAL MELBOURNE INSTITUTE OF  
TECHNOLOGY COUNCIL;  
PROPOSED SWINBURNE UNIVERSITY OF TECHNOLOGY  
COUNCIL; AND  
DEAKIN UNIVERSITY COUNCIL**

*The Members of the Legislative Council and the Members of the Legislative  
Assembly having assembled in the Legislative Assembly Chamber pursuant to  
resolutions of the two Houses -*

- 1 **ELECTION OF PRESIDENT** - The Honourable T.W. Roper, M.P., Treasurer, moved - That the Honourable Kenneth Alastair Coghill, M.P., Speaker of the Legislative Assembly be appointed President of this Joint Sitting, which motion having been seconded by Mr P.A. Gude, M.P., was resolved in the affirmative.

The Honourable K.A. Coghill, M.P., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE** - The President announced that section 7(1)(d) of the *Deakin University Act 1974*, clause 7(2)(h) of the Royal Melbourne Institute of Technology Bill and clause 7(2)(g) of the Swinburne University of Technology Bill provide that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable T.W. Roper, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.

2. A Member, addressing the President, shall propose a Member or Members to be recommended for appointment and any such proposal shall be duly seconded. When any Member is so proposed, the proposer shall state that such Member is willing to be recommended for appointment, if chosen.
3. If no more than the required number of Members are proposed and seconded, the President shall declare such Members as having been chosen to be recommended for appointment .
4. If more than the required number of Members are proposed and seconded in respect of the vacancies the Members to be recommended for appointment shall be chosen by ballot in the following manner:
5. In the ballot for the vacancies, 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 Clerk of each House. Each Member shall write on such ballot paper the names of the Members that the Member voting 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 the 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 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 more than one vacancy, the required number of Members 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 has been 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 been chosen to be recommended for appointment to the Council of ....."
10. The President shall advise the responsible Minister of the Members chosen to be recommended for appointment to the various governing bodies.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr. P.A. Gude, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 ROYAL MELBOURNE INSTITUTE OF TECHNOLOGY** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Members to be recommended for appointment to the Council of the proposed Royal Melbourne Institute of Technology.



The Honourable T.W. Roper, M.P., proposed that the Honourable Gerald Barry Ashman, J.P., M.L.C., the Honourable David Mylor Evans, M.L.C., and Mrs. Sherryl Maree Garbutt, M.P., be recommended for appointment as members of the Council of the proposed Royal Melbourne Institute of Technology, and stated that they were willing to accept the appointment if chosen; which proposal was seconded by Mr. P.A. Gude, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable Gerald Barry Ashman, J.P., M.P., the Honourable David Mylor Evans, M.L.C., and Mrs. Sherryl Maree Garbutt, M.P., had been chosen to be recommended for appointment.

- 4 **SWINBURNE UNIVERSITY OF TECHNOLOGY** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Members to be recommended for appointment to the Council of the proposed Swinburne University of Technology.

The Honourable T.W. Roper, M.P., proposed that Mr. Phillip Neville Honeywood, M.P., Mrs. Carolyn Dorothy Hirsh, M.P., and Mr. Noel John Maughan, M.P., be recommended for appointment as members of the Council of the proposed Swinburne University of Technology, and stated that they were willing to accept the appointment if chosen; which proposal was seconded by Mr. P.A. Gude, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr. Phillip Neville Honeywood, M.P., Mrs. Carolyn Dorothy Hirsh, M.P., and Mr. Noel John Maughan, M.P., had been chosen to be recommended for appointment.

- 5 **DEAKIN UNIVERSITY COUNCIL** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Members to be recommended for appointment to the Council of Deakin University.

The Honourable T.W. Roper, M.P., proposed that Mr. Stephen Noel Elder, M.P., the Honourable David Ernest Henshaw, M.B.E., M.L.C., and Mr. John Francis McGrath, M.P., be recommended for appointment as members of the Council of Deakin University, and stated that they were willing to accept the appointment if chosen; which proposal was seconded by Mr. P.A. Gude, M.P.

The President asked if there were any further proposals.

Mr. H.R. Dickinson, M.P., proposed that Mr. Harley Rivers Dickinson, K.S.J., M.P., be recommended for appointment as a member of the Council of Deakin University, and stated that he was willing to accept the appointment if chosen; which proposal was seconded by the Honourable R.A. Mackenzie, M.L.C.

As more than the required number of members had been proposed a ballot was conducted, the President having appointed Mr. R.F. Cooper, M.P., the Honourable C.J. Hogg, M.L.C., and the Honourable R.A. Mackenzie, M.L.C., to be scrutineers.

The number of formal votes having been reported as follows:

Mr. Dickinson	14 votes
Mr. Elder	92 votes
Mr. Henshaw	83 votes
Mr. McGrath	93 votes,

the President thereupon declared that Mr. Stephen Noel Elder, M.P., the Honourable David Ernest Henshaw, M.B.E., M.L.C., and Mr. John Francis McGrath, M.P., had been chosen to be recommended for appointment.

The President declared the Joint Sitting closed.

**A.V. BRAY**  
*Clerk of the Legislative Council*

**J.G. LITTLE**  
*Clerk of the Legislative Assembly*

