

## LEGISLATIVE ASSEMBLY OF VICTORIA

# NOTICE PAPER — No 154

**Tuesday 6 February 2018**

*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 5 March 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

## ORDERS OF THE DAY

- 1 **JUSTICE LEGISLATION AMENDMENT (VICTIMS) BILL 2017** — Second reading — *Resumption of debate (Mr Pesutto).*
- 2 **BAIL AMENDMENT (STAGE TWO) BILL 2017** — Second reading — *Resumption of debate (Mr Pesutto).*
- 3 **LABOUR HIRE LICENSING BILL 2017** — Second reading — *Resumption of debate (Mr Bull, Gippsland East).*
- 4 **CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017** — Second reading — *Resumption of debate (Mr Hodgett).*
- 5 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 6 **PLANNING AND ENVIRONMENT AMENDMENT (DISTINCTIVE AREAS AND LANDSCAPES) BILL 2017** — Second reading — *Resumption of debate (Mr Bull, Gippsland East).*
- 7 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 8 **MARINE AND COASTAL BILL 2017** — Second reading — *Resumption of debate (Mr Wakeling).*
- 9 **AUDIT AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*

- 10 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy)*.
- 11 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 12 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 14 December 2017. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY MADE ON 14 DECEMBER 2017

- 341 **ANSETT ESTATE IN MT ELIZA** — Petition presented by the Member for Mornington (14 December 2017) — Requesting that the Legislative Assembly calls on the Government to consider acquiring the Ansett Estate at 90 Konyung Road, Mt Eliza in order to preserve this significant geographical and historical area for public use and to add the property to the Victorian Heritage Register — To be considered (*Mr Morris*).
- 342 **24-HOUR AMBULANCE STATION FOR CRESWICK** — Petition presented by the Member for Ripon (13 December 2017) — Requesting that the Legislative Assembly calls on the Government to ensure a 24-hour ambulance station in Creswick — To be considered (*Ms Staley*).
- 343 **REMEMBRANCE DRIVE SPEED LIMIT** — Petition presented by the Member for Ripon (13 December 2017) — Requesting that the Legislative Assembly calls on the Government not to permit the speed limit on Remembrance Drive to be lowered to 80 km/h — To be considered (*Ms Staley*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

MAREE EDWARDS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Staikos and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



## LEGISLATIVE ASSEMBLY OF VICTORIA

# NOTICE PAPER — No 155

**Wednesday 7 February 2018**  
*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

**STATEMENTS BY MEMBERS** — *Under SO 40*

**STATEMENTS ON COMMITTEE REPORTS** — *Under SO 41*

**QUESTION TIME** (11.00 am)

**GRIEVANCES** — *Debate on the question* — That grievances be noted (2.00 pm)

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 5 March 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

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- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

## Records

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## Reporting

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- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
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- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

### ORDERS OF THE DAY

- 1 **\*ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading.
- 2 **\*INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading.
- 3 **BAIL AMENDMENT (STAGE TWO) BILL 2017** — Second reading — *Resumption of debate (Ms Williams)*.
- 4 **LABOUR HIRE LICENSING BILL 2017** — Second reading — *Resumption of debate (Mr Bull, Gippsland East)*.
- 5 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public

service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.

- 6 **JUSTICE LEGISLATION AMENDMENT (VICTIMS) BILL 2017** — Second reading — *Resumption of debate (Mr Wynne)*.
- 7 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 8 **CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 9 **PLANNING AND ENVIRONMENT AMENDMENT (DISTINCTIVE AREAS AND LANDSCAPES) BILL 2017** — Second reading — *Resumption of debate (Mr Bull, Gippsland East)*.
- 10 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 11 **MARINE AND COASTAL BILL 2017** — Second reading — *Resumption of debate (Mr Wakeling)*.
- 12 **AUDIT AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 13 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy)*.
- 14 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

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### NOTICE GIVEN ON 6 FEBRUARY 2018

- 18 **MR GUY** — To move, That:
- (1) A select committee be appointed to inquire into and report on all matters relating to the conduct of the Member for Tarneit and the Member for Melton in relation to their claiming of second residence allowances and their subsequent resignations as Speaker and Deputy Speaker, including:
    - (a) all claims they have made for second residence allowances;
    - (b) whether they were entitled to make those claims and whether it was appropriate for them to do so;
    - (c) the documents and other materials they provided in support of their claims;
    - (d) whether any of the documents and other materials they provided were false or misleading;
    - (e) whether the statements, documents and other materials they have made or provided in relation to their claims are consistent with statements, documents or other material they have made or

- 
- provided in relation to their electoral enrolment and in relation to any entitlement or liability in relating to any residential property, including regarding stamp duty, land tax, income tax or council entitlements or liabilities;
- (f) what repayments of second residences allowances have been made by each member;
  - (g) whether either member used their office as Speaker or Deputy Speaker to assist in the procurement of an allowance to which they were not entitled;
  - (h) whether each member has complied with the *Members of Parliament (Register of Interests) Act 1978*; and
  - (i) whether any threats were made to either member, or any inducements offered to them, to resign their office;
- (2) The Committee is to make recommendations on:
- (a) whether either the Member for Tarneit or the Member for Melton should be dealt with by the House for contempt or breach of privilege;
  - (b) whether the House should require the Member for Tarneit or the Member for Melton to make any repayment, or further repayment, in respect of any allowance they may have claimed;
  - (c) whether any material or findings arising from the inquiry should be provided to the Independent Broad-based Anti-corruption Commission, the State Revenue Office, the Australian Electoral Commission, the Victorian Electoral Commission or any other body; and
  - (d) what measures should be taken by the House to restore its standing in the eyes of the community following the damage caused by the conduct of the former Speaker and Deputy Speaker;
- (3) The Committee will consist of four members from the Government Party nominated by the Leader of the House, three members from the Opposition nominated by the Leader of the Opposition and one member from the Australian Greens nominated by the Member for Prahran;
- (4) The members will be appointed by lodgement of the names with the Speaker no later than 4.00 pm on the sitting day following the motion being agreed to;
- (5) The first meeting of the Committee must be held no later than 12.00 noon on Tuesday of the week following the sitting week in which the motion is agreed to;
- (6) The Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;
- (7) Four members of the Committee are to constitute a quorum of the Committee;
- (8) The Chair of the Committee will be a non-Government member and the Deputy Chair will be a Government member;
- (9) The Committee will advertise its terms of reference and call for submissions and all such submissions received by the Committee will be treated as public documents unless the Committee otherwise orders;
- (10) The Committee may commission persons to investigate and report to the Committee on any aspects of its inquiry;
- (11) The Committee will present its final report to the Assembly no later than 24 May 2018;

- (12) The presentation of a report or interim report of the Committee will not be deemed to terminate the Committee's appointment, powers or functions; and
- (13) The foregoing provisions of this resolution, so far as they are inconsistent with the standing orders and sessional orders or practices of the Assembly, will have effect notwithstanding anything contained in the standing or sessional orders or practices of the Assembly.

## ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY MADE ON 6 FEBRUARY 2018

- 344 **BUSHLAND RESERVE IN RYE** — Petition presented by the Member for Nepean (6 February 2018) — Requesting that the Legislative Assembly calls on the Government to — (a) protect the bushland reserve located at 50 Flinders Street Rye; (b) retain the land for public use; and (c) protect the bushland reserve from future housing subdivision — To be considered (*Mr Dixon*).
- 345 **MORNINGTON PENINSULA DEVELOPMENT** — Petition presented by the Member for Nepean (6 February 2018) — Requesting that the Legislative Assembly protects the Mornington Peninsula from inappropriate development by prohibiting three storey buildings in general residential zones — To be considered (*Mr Dixon*).

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

\* **ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

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**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

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Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
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  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —

all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
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### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 156

**Thursday 8 February 2018**  
*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 5 March 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
  - (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

### ORDERS OF THE DAY

- 1 **LABOUR HIRE LICENSING BILL 2017** — Second reading — *Resumption of debate (Mr Perera)*.
- 2 **\*FIREARMS AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 3 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 4 **JUSTICE LEGISLATION AMENDMENT (VICTIMS) BILL 2017** — Second reading — *Resumption of debate (Mr Wynne)*.

- 5 **BAIL AMENDMENT (STAGE TWO) BILL 2017** — Second reading — *Resumption of debate (Mr Wynne).*
- 6 **PLANNING AND ENVIRONMENT AMENDMENT (DISTINCTIVE AREAS AND LANDSCAPES) BILL 2017** — Second reading — *Resumption of debate (Mr Bull, Gippsland East).*
- 7 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 8 **MARINE AND COASTAL BILL 2017** — Second reading — *Resumption of debate (Mr Wakeling).*
- 9 **AUDIT AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 10 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy).*
- 11 **CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017** — Second reading — *Resumption of debate (Mr Hodgett).*
- 12 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 13 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 7 February 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 7 FEBRUARY 2018

- 346 **MORNINGTON PENINSULA DEVELOPMENT** — Petition presented by the Member for Mornington (7 February 2018) — Requesting that the Legislative Assembly protects the Mornington Peninsula from inappropriate development by prohibiting three storey buildings in general residential zones — To be considered (Mr Morris).
- 347 **MORNINGTON PENINSULA PUBLIC TRANSPORT REVIEW** — Petition presented by the Member for Mornington (7 February 2018) — Requesting that the Legislative Assembly calls on the Government to request a service review to identify, fund and resolve shortfalls to enable public transport on the Mornington Peninsula to align with Public Transport Victoria's minimum service level — To be considered (Mr Morris).
- 348 **MORNINGTON PENINSULA DEVELOPMENT** — Petition presented by the Member for Nepean (7 February 2018) — Requesting that the Legislative Assembly protects the Mornington Peninsula from

inappropriate development by prohibiting three storey buildings in general residential zones — To be considered (*Mr Dixon*).

- 349 **MORNINGTON PENINSULA PUBLIC TRANSPORT REVIEW** — Petition presented by the Member for Nepean (*7 February 2018*) — Requesting that the Legislative Assembly calls on the Government to request a service review to identify, fund and resolve shortfalls to enable public transport on the Mornington Peninsula to align with Public Transport Victoria’s minimum service level — To be considered (*Mr Dixon*).
- 350 **BUSHLAND RESERVE IN RYE** — Petition presented by the Member for Nepean (*7 February 2018*) — Requesting that the Legislative Assembly calls on the Government to — (a) protect the bushland reserve located at 50 Flinders Street Rye; (b) retain the land for public use; and (c) protect the bushland reserve from future housing subdivision — To be considered (*Mr Dixon*).
- 351 **FUNDING FOR MORNINGTON PENINSULA FREEWAY** — Petition presented by the Member for Nepean (*7 February 2018*) — Requesting that the Legislative Assembly urgently approve funding for the Jetty Road overpass in order to relieve the congestion on local roads at the current terminus of the Mornington Peninsula Freeway, in accordance with the VicRoads Point Nepean Road study — To be considered (*Mr Dixon*).
- 352 **MORNINGTON PENINSULA FREEWAY NOISE WORKS** — Petition presented by the Member for Nepean (*7 February 2018*) — Requesting that the Legislative Assembly calls on the Government to install noise barriers to reduce the noise on the Mornington Peninsula Freeway between Safety Beach and Rosebud — To be considered (*Mr Dixon*).

## CONTINGENT NOTICE OF MOTION

*Upon the Bail Amendment (Stage Two) Bill 2017 being considered in detail.*

- 1 **\*MR PESUTTO** — To move, That the scope of the Bill be extended to enable consideration of an amendment and a new clause to amend the commencement provisions of the *Bail Amendment (Stage One) Act 2017*.

## BUSINESS LISTED FOR FUTURE DAY

**WEDNESDAY 21 FEBRUARY 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading. — *Resumption of debate (Mr Clark)*.
- 2 **INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

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**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

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**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

## LEGISLATIVE ASSEMBLY OF VICTORIA

# NOTICE PAPER — No 157

**Tuesday 20 February 2018**

*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 5 March 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

5 **\*MS HENNESSY** — To move, That this House:

- (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion;
- (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and
- (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided.

## ORDERS OF THE DAY

- 1 **AUDIT AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 2 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 3 **MARINE AND COASTAL BILL 2017** — Second reading — *Resumption of debate (Mr Wakeling).*
- 4 **PLANNING AND ENVIRONMENT AMENDMENT (DISTINCTIVE AREAS AND LANDSCAPES) BILL 2017** — Second reading — *Resumption of debate (Mr Bull, Gippsland East).*
- 5 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy).*

- 6 **CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017** — Second reading — *Resumption of debate (Mr Hodgett).*
- 7 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 8 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 9 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 8 February 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*No orders were made on 8 February 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

## BUSINESS LISTED FOR FUTURE DAY

WEDNESDAY 21 FEBRUARY 2018

### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading. — *Resumption of debate (Mr Clark).*
- 2 **INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 158

**Wednesday 21 February 2018**  
*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

**STATEMENTS BY MEMBERS** — *Under SO 40*

**STATEMENTS ON COMMITTEE REPORTS** — *Under SO 41*

**QUESTION TIME** (11.00 am)

**MATTER OF PUBLIC IMPORTANCE** — *Discussion on matter* (2.00 pm)

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 5 March 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

## Records

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

## Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

## Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three

months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.

(2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.

(3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

5 **MS HENNESSY** — To move, That this House:

- (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion;
- (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and
- (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided.

## ORDERS OF THE DAY

1 **\*PARKS VICTORIA BILL 2018** — Second reading.

2 **\*EMERGENCY MANAGEMENT LEGISLATION AMENDMENT BILL 2018** — Second reading.

3 **\*HEALTH AND CHILD WELLBEING LEGISLATION AMENDMENT BILL 2017 — AMENDMENT OF THE LEGISLATIVE COUNCIL** — To be considered.

- 4 **\*OATHS AND AFFIRMATIONS BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL**  
— To be considered.
- 5 **PLANNING AND ENVIRONMENT AMENDMENT (DISTINCTIVE AREAS AND LANDSCAPES) BILL 2017** — Second reading — *Resumption of debate*.
- 6 **CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 7 **MARINE AND COASTAL BILL 2017** — Second reading — *Resumption of debate (Mr Pakula)*.
- 8 **AUDIT AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Donnellan)*.
- 9 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 10 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy)*.
- 11 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 12 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 13 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 14 **ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading. — *Resumption of debate (Mr Clark)*.
- 15 **INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 20 February 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



## LEGISLATIVE ASSEMBLY OF VICTORIA

# NOTICE PAPER — No 159

**Thursday 22 February 2018**  
*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 5 March 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 4 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 5 **MS HENNESSY** — To move, That this House:
- (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion;
  - (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and
  - (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided.

## ORDERS OF THE DAY

- 1 **CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017** — Second reading — *Resumption of debate (Mr Edbrooke)*.
- 2 **PLANNING AND ENVIRONMENT AMENDMENT (DISTINCTIVE AREAS AND LANDSCAPES) BILL 2017** — Second reading — *Resumption of debate (Ms Hutchins)*.
- 3 **MARINE AND COASTAL BILL 2017** — Second reading — *Resumption of debate (Mr Pakula)*.
- 4 **AUDIT AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Donnellan)*.
- 5 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 6 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy)*.

- 7 **INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 8 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 9 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 11 **ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading. — *Resumption of debate (Mr Clark).*

## GENERAL BUSINESS

### NOTICES OF MOTION

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### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 21 FEBRUARY 2018

- 1 **PEDESTRIAN CROSSING FOR FOREST ROAD IN THE BASIN** — Petition presented by the Member for Bayswater (20 February 2018) — Requesting that the Legislative Assembly calls on the Government to request that VicRoads provides the necessary funding to install a pedestrian crossing on Forest Road near Wright Street, The Basin — To be considered (*Ms Victoria*).
- 2 **BUSHLAND RESERVE IN RYE** — Petition presented by the Member for Nepean (21 February 2018) — Requesting that the Legislative Assembly calls on the Government to — (a) protect the bushland reserve located at 50 Flinders Street Rye; (b) retain the land for public use; and (c) protect the bushland reserve from future housing subdivision — To be considered (*Mr Dixon*).
- 3 **INTERSECTION UPGRADES ON THE GREAT OCEAN ROAD** — Petition presented by the Member for Polwarth (21 February 2018) — Requesting that the Legislative Assembly calls on the Government to request that VicRoads — (a) provides funding to upgrade the Birregurra-Forest Road and Colac-Lorne Road intersection, Tomahawk Creek Road and Princes Highway intersection and the Cape Otway Road and Winchelsea-Deans Marsh Road intersection; and (b) funds other major safety upgrades required on tourist roads leading onto the Great Ocean Road — To be considered (*Mr Riordan*).

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**BUSINESS LISTED FOR FUTURE DAY**

**WEDNESDAY 7 MARCH 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **PARKS VICTORIA BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **EMERGENCY MANAGEMENT LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

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**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

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**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

**6 Time limits on answers and questions**

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

**7 Constituency questions**

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

**8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

**9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

**10 Answers to questions on notice**

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

**11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 160

**Tuesday 6 March 2018**

*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 †**MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 21 May 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

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† Amended under SO 140.

## Records

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

## Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

## Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three

months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.

(2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.

(3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

## ORDERS OF THE DAY

1 **ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading. — *Resumption of debate (Mr Clark).*

2 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy).*

3 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*

4 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Mr Foley).*

5 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*

6 **INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*

- 7 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 8 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 22 February 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY MADE ON 22 FEBRUARY 2018

- 356 **PUBLIC BUS SERVICE FROM CORRYONG TO WODONGA** — Petition presented by the Member for Benambra (22 February 2018) — Requesting that the Legislative Assembly calls on the Government to provide funding for a daily return bus service from Corryong to Wodonga — To be considered (*Mr Tilley*).
- 357 **MANSFIELD SECONDARY COLLEGE** — Petition presented by the Member for Eildon (8 February 2018) — Requesting that the Legislative Assembly calls on the Government to provide additional funding to complete modernisation works at Mansfield Secondary College — To be considered (*Ms McLeish*).

### BUSINESS LISTED FOR FUTURE DAY

#### WEDNESDAY 7 MARCH 2018

#### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **PARKS VICTORIA BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **EMERGENCY MANAGEMENT LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

**6 Time limits on answers and questions**

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

**7 Constituency questions**

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

**8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

**9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

**10 Answers to questions on notice**

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

**11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



## LEGISLATIVE ASSEMBLY OF VICTORIA

# NOTICE PAPER — No 161

**Wednesday 7 March 2018**

*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

STATEMENTS BY MEMBERS — *Under SO 40*

STATEMENTS ON COMMITTEE REPORTS — *Under SO 41*

QUESTION TIME (11.00 am)

MATTER OF PUBLIC IMPORTANCE — *Discussion on matter (2.00 pm)*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 21 May 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

## Records

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

## Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

## Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three

months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.

(2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.

(3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

## ORDERS OF THE DAY

1 **\*LEGAL IDENTITY OF DEFENDANTS (ORGANISATIONAL CHILD ABUSE) BILL 2018** — Second reading.

2 **\*GUARDIANSHIP AND ADMINISTRATION BILL 2018** — Second reading.

3 **\*ENGINEERS REGISTRATION BILL 2018** — Second reading.

4 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Guy)*.

5 **EMERGENCY MANAGEMENT LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Mr Foley)*.

- 7 **ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading — *Resumption of debate (Mr Donnellan)*.
- 8 **INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading — *Resumption of debate on the question* — That this bill now be read a second time — *and on the amendment* — That all the words after ‘That’ be omitted with the view of inserting in their place the words ‘this House refuses to read this Bill a second time until the House has assurances from the Government that every government department and agency is covered by the Bill and no government agency or department will be exempt from the provisions of the Bill by way of agreements with the Government’ (*Mr Southwick*).
- 9 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 10 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 11 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 12 **PARKS VICTORIA BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 13 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 6 March 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 6 MARCH 2018

- 358 **NATIVE VEGETATION REGULATION** — Petition presented by the Member for Ripon (6 March 2018) — Requesting that the Legislative Assembly calls on the Government to use the Review of Native Vegetation Regulations conducted by the Department of Environment, Land, Water and Planning to recognise the economic and environmental benefits of small scale mining and farming projects — To be considered (*Ms Staley*).

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359 **MORNINGTON PENINSULA DEVELOPMENT** — Petition presented by the Member for Nepean (6 March 2018) — Requesting that the Legislative Assembly protects the Mornington Peninsula from inappropriate development by prohibiting three storey buildings in general residential zones — To be considered (*Mr Watt*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 162

**Thursday 8 March 2018**

*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

#### STATEMENTS BY MEMBERS — *Under SO 40*

**QUESTION TIME** (11.00 am)

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 21 May 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 4 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

## ORDERS OF THE DAY

- 1 **EMERGENCY MANAGEMENT LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 2 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Mr Foley).*
- 3 **LONG SERVICE LEAVE BILL 2017** — Second reading — *Resumption of debate (Mr Dimopoulos).*
- 4 **ELECTRICITY SAFETY AMENDMENT (ELECTRICAL EQUIPMENT SAFETY SCHEME) BILL 2018** — Second reading — *Resumption of debate (Mr Donnellan).*
- 5 **INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT (PUBLIC INTEREST DISCLOSURES, OVERSIGHT AND INDEPENDENCE) BILL 2018** — Second reading — *Resumption of debate on the question* — That this bill now be read a second time — *and on the amendment* — That all the words after ‘That’ be omitted with the view of inserting in their place the words ‘this House refuses to read this Bill a second time until the House has assurances from the Government that every government department and agency is covered by the Bill and no government agency or department will be exempt from the provisions of the Bill by way of agreements with the Government’ (*Mr Southwick*).
- 6 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public

service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.

- 7 **\*ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading.
- 8 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 9 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 10 **PARKS VICTORIA BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 11 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

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### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 7 MARCH 2018

- 360 **BANYULE PRIMARY SCHOOL** — Petition presented by the Member for Ivanhoe (7 March 2018) — Requesting that the Legislative Assembly calls on the Government to consider Banyule Primary School for capital works funding — To be considered (*Ms Suleyman*).
- 361 **BIKE LANES ON HIGH STREET, BELMONT** — Petition presented by the Member for South Barwon (7 March 2018) — Requesting that the Legislative Assembly calls on the Government to reconsider the proposal for bike lanes on High Street, Belmont — To be considered (*Mr Katos*).

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\* *New entry.*

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**BUSINESS LISTED FOR FUTURE DAY**

**WEDNESDAY 21 MARCH 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **LEGAL IDENTITY OF DEFENDANTS (ORGANISATIONAL CHILD ABUSE) BILL 2018** —  
Second reading — *Resumption of debate (Mr Hodgett).*
- 2 **GUARDIANSHIP AND ADMINISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett).*
- 3 **ENGINEERS REGISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

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**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

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**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 163

**Tuesday 27 March 2018**  
*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 21 May 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

5 \*† **MS HUTCHINS** — To move, That so much of standing and sessional orders be suspended on Wednesday 28 March 2018 so as to allow:

- (1) Business to be interrupted immediately after the conclusion of constituency questions and the Victorian Treaty Advancement Commissioner Jill Gallagher AO, Geraldine Atkinson, Paul Briggs OAM, Vicki Clark, Janine Coombs, and Mick Harding to attend on the floor of the House;
- (2) The visitors to carry into the House a wooden message stick, wooden digging stick and shield;
- (3) The House to proceed with the order of the day relating to the second reading of the Advancing the Treaty Process with Aboriginal Victorians Bill 2018;
- (4) After debate on the Bill is adjourned, two of the visitors to address the House in English and Aboriginal languages for up to five minutes each to explain what the Bill and the broader treaty process means to them, their families and Victorian Aboriginal communities and how it may support reconciliation to benefit all Victorians;
- (5) The Premier, Leader of the Opposition and a representative of the Greens to respond to the visitors' remarks for up to five minutes each and each independent member to respond to the visitors' remarks for up to two minutes each;
- (6) The visitors to leave the floor of the House following the responses.

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\* *New entry.*

† *Amended under SO 140.*

## ORDERS OF THE DAY

- 1 **LEGAL IDENTITY OF DEFENDANTS (ORGANISATIONAL CHILD ABUSE) BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 2 **PARKS VICTORIA BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **GUARDIANSHIP AND ADMINISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 4 **ENGINEERS REGISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 5 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 6 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 7 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading.
- 8 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 9 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 8 March 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY MADE ON 8 MARCH 2018

- 362 **BIRTH CERTIFICATES** — Petition presented by the Member for Hawthorn (8 March 2018) — Requesting that the Legislative Assembly calls on the Government to review and end the Registry of Births,

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Deaths and Marriages' standard practice of annotating the birth certificate of a deceased person, particularly newborn babies, with the word deceased — To be considered (*Mr Pesutto*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 164

**Wednesday 28 March 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**STATEMENTS ON COMMITTEE REPORTS** — *Under SO 41*

**QUESTION TIME** (11.00 am)

**GRIEVANCES** — *Debate on the question* — That grievances be noted (2.00 pm)

### **GOVERNMENT BUSINESS**

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 21 May 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

## Records

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

## Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

## Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three

months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.

(2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.

(3) A message be sent to the Legislative Council advising them accordingly.

3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

4 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

5 **\*MR PALLAS** — To move, That under s 6(2A) of the *Snowy Hydro Corporatisation Act 1997*, the transfer of the State of Victoria's interest in Snowy Hydro Limited, held by the State Electricity Commission of Victoria, to the Commonwealth of Australia be approved.

6 **\*MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Wednesday 9 May 2018, the following:

- (1) Documents considered by or relating to the investigation into advice provided to the office of the Minister for Planning by the Department of Planning and Community Development in relation to land development at Phillip Island conducted under the *Ombudsman Act 1973*;
- (2) Documents relating to the Bass Coast Planning Scheme Amendment C125 not otherwise included in paragraph (1), including the cover note to the brief reference CMIN028572 endorsed by the responsible minister; and
- (3) Documents relating to the conduct and resolution of the proceedings in the Supreme Court of Victoria, *Carley Elizabeth Nicholls v The Minister for Planning and the State of Victoria* (Supreme Court proceedings S CI 2012 250), including but not limited to advice of the Victorian Government Solicitor's Office, relevant documents submitted to the Litigation and Parliamentary Business Committee, and any Deeds of Settlement.

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**ORDERS OF THE DAY**

- 1 **\*EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading.
- 2 **\*JUSTICE LEGISLATION AMENDMENT (ACCESS TO JUSTICE) BILL 2018** — Second reading.
- 3 **\*LIQUOR AND GAMBLING LEGISLATION AMENDMENT BILL 2018** — Second reading.
- 4 **\*LONG SERVICE BENEFITS PORTABILITY BILL 2018** — Second reading.
- 5 **\*CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 6 **GUARDIANSHIP AND ADMINISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr Hodggett).*
- 7 †**ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading.
- 8 **ENGINEERS REGISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern).*
- 9 **PARKS VICTORIA BILL 2018** — Second reading — *Resumption of debate (Ms Ward).*
- 10 **LEGAL IDENTITY OF DEFENDANTS (ORGANISATIONAL CHILD ABUSE) BILL 2018** — Second reading — *Resumption of debate (Ms Kairouz).*
- 11 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 12 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 13 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 14 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 15 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

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† To occur immediately after the conclusion of constituency questions on Wednesday 28 March 2018.

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## GENERAL BUSINESS

### NOTICES OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

#### NOTICE GIVEN ON 27 MARCH 2018

15 **MR GUY** — To move, That:

- (1) The Assembly notes:
  - (a) the Ombudsman's report *Investigation of a matter referred from the Legislative Council on 25 November 2015*, into the misuse of electorate office staffing entitlements by 21 current and former Labor MPs;
  - (b) that a number of current and former Labor MPs and electorate office staff refused to cooperate with the Ombudsman's investigation;
  - (c) that the Ombudsman was unable to obtain all relevant information and has referred gaps in the evidence to Parliament;
- (2) A Select Committee of eight members be appointed to inquire into, consider and report, no later than 31 August 2018, on:
  - (a) the misuse of electorate office staffing entitlements by certain current and former Labor MPs, including in particular, obtaining and considering evidence that was withheld from the Ombudsman;
  - (b) the expenditure of public money by the Government in actions in the Supreme Court, Court of Appeal, and High Court in an effort to prevent the Ombudsman's investigation;
- (3) The Committee will consist of four members from the Government Party nominated by the Leader of the House, three members from the Opposition nominated by the Leader of the Opposition and one member from the Australian Greens nominated by the Member for Prahran;
- (4) The members will be appointed by lodgement of the names with the Speaker no later than 12.00 noon on the day following the day on which this resolution is agreed to by the Assembly;
- (5) The first meeting of the Committee must be held no later than seven days after the day on which this resolution is agreed to by the Assembly;
- (6) The Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;
- (7) The nearest whole number of members exceeding one half of the members appointed under paragraph (3) will constitute a quorum of the Committee;
- (8) The Chair of the Committee will be an Opposition member and the Deputy Chair will be a Government member;
- (9) In addition to exercising a deliberative vote, when votes on a question are equally divided, the Chair, or the Deputy Chair when acting as Chair, shall have a casting vote;

- (10) The Committee may commission persons to investigate and report to the Committee on any aspects of its inquiry;
- (11) The presentation of a report or interim report of the Committee will not be deemed to terminate the Committee's appointment, powers or functions; and
- (12) The foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and Sessional Orders or practices of the Assembly will have effect notwithstanding anything contained in the Standing or Sessional Orders or practices of the Assembly.

## **ORDERS OF THE DAY**

*No orders were made on 27 March 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 165

**Thursday 29 March 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

- 1 **MS ALLAN** — To move, That under SO 171, this House requires the Government to produce to the House documents relating to the decision to rezone Fishermans Bend in July 2012 by 5.00 pm on Monday 21 May 2018.
- 2 **MS ALLAN** — To move, That:
  - (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

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- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 3 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 4 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 5 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Wednesday 9 May 2018, the following:
- (1) Documents considered by or relating to the investigation into advice provided to the office of the Minister for Planning by the Department of Planning and Community Development in relation to land development at Phillip Island conducted under the *Ombudsman Act 1973*;
  - (2) Documents relating to the Bass Coast Planning Scheme Amendment C125 not otherwise included in paragraph (1), including the cover note to the brief reference CMIN028572 endorsed by the responsible minister; and
  - (3) Documents relating to the conduct and resolution of the proceedings in the Supreme Court of Victoria, *Carley Elizabeth Nicholls v The Minister for Planning and the State of Victoria* (Supreme Court proceedings S CI 2012 250), including but not limited to advice of the Victorian Government Solicitor's Office, relevant documents submitted to the Litigation and Parliamentary Business Committee, and any Deeds of Settlement.
- 6 **\*MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Wednesday 9 May 2018:
- (1) Documents relating to the declaration of the Fisherman's Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and

- (2) Documents relating to the rezoning of the Fisherman's Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman's Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **CHILDREN LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — That the amendments be agreed to — *Resumption of debate (Ms Victoria)*.
- 2 **GUARDIANSHIP AND ADMINISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 3 **ENGINEERS REGISTRATION BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 4 **PARKS VICTORIA BILL 2018** — Second reading — *Resumption of debate (Ms Ward)*.
- 5 **LEGAL IDENTITY OF DEFENDANTS (ORGANISATIONAL CHILD ABUSE) BILL 2018** — Second reading — *Resumption of debate (Ms Kairouz)*.
- 6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 7 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 8 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 9 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

## NOTICES OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

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**NOTICES GIVEN ON 28 MARCH 2018**

- 16 **MR HIBBINS** — To move, That this House —
- (1) Notes the Ombudsman’s *Investigation of a matter referred from the Legislative Council on 25 November 2015*; and
  - (2) Calls on the Premier and Assembly Labor MPs named in the report to:
    - (a) take full responsibility for their actions; and
    - (b) apologise to Parliament.
- 17 **MR HIBBINS** — To move, That this House calls on the Premier to apologise to the Parliament for:
- (1) The misuse of the Electorate Office and Communication budgets by Labor MPs; and
  - (2) The Government frustrating the process by challenging the motion in the courts, using public money.
- 18 **MR HIBBINS** — To move, That this House calls on the ALP to:
- (1) Pay an additional 25 per cent of the total amount falsely charged to DPS for field organisers paid as electorate officers; and
  - (2) Fully repay costs that were incurred by taxpayers on its behalf in its court challenges to the investigation.
- 19 **MR HIBBINS** — To move, That this House:
- (1) Notes the Ombudsman’s report on the *Investigation of a matter referred from the Legislative Council on 25 November 2015*; and
  - (2) Calls on the Government to implement all the recommendations in the report by Tuesday 19 June 2018.
- 20 **MR HIBBINS** — To move, That this House calls on the Government, in consultation with all parties and independent MPs, to:
- (1) Strengthen the codes of conduct in relation to MPs and Ministers; and
  - (2) Establish an independent Parliamentary Commissioner for Standards in Victoria.

**ORDERS OF THE DAY**

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

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**ORDERS OF THE DAY MADE ON 29 MARCH 2018**

- 363 **MINERS REST PRIMARY SCHOOL** — Petition presented by the Member for Ripon (*28 March 2018*) — Requesting that the Legislative Assembly calls on the Government to commit to building a new primary school in Miners Rest — To be considered (*Ms Staley*).
- 364 **BIKE LANES HIGH STREET, BELMONT** — Petition presented by the Member for South Barwon (*28 March 2018*) — Requesting that the Legislative Assembly calls on the Government to reconsider the proposal for bike lanes on High Street, Belmont — To be considered (*Mr Katos*).
- 365 **AQUATIC AND RECREATION CENTRE IN YARRAWONGA** — Petition presented by the Member for Ovens Valley (*28 March 2018*) — Requesting that the Legislative Assembly calls on the Government to encourage Moira Shire Council to commit to an aquatic and recreation centre in Yarrawonga — To be considered (*Mr McCurdy*).

**BUSINESS LISTED FOR FUTURE DAY**
**WEDNESDAY 11 APRIL 2018**
**GOVERNMENT BUSINESS**
**ORDERS OF THE DAY**

- 1 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 3 **JUSTICE LEGISLATION AMENDMENT (ACCESS TO JUSTICE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 4 **LIQUOR AND GAMBLING LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Kairouz)*.
- 5 **LONG SERVICE BENEFITS PORTABILITY BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



LEGISLATIVE ASSEMBLY OF VICTORIA

**NOTICE PAPER — No 166**

**Tuesday 1 May 2018**

*The Speaker takes the Chair at 12.00 noon*

**BUSINESS TO TAKE PRECEDENCE**

**QUESTION TIME**

**STATEMENTS BY MEMBERS — Under SO 40**

**GOVERNMENT BUSINESS**

φ **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

**Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

**Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

## Records

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

## Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

## Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three

months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.

(2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.

(3) A message be sent to the Legislative Council advising them accordingly.

2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

3 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Wednesday 9 May 2018:

- (1) Documents relating to the declaration of the Fisherman's Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman's Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman's Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

1 **LONG SERVICE BENEFITS PORTABILITY BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

2 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.

3 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

- 4 **LIQUOR AND GAMBLING LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Gippsland South).*
- 5 **JUSTICE LEGISLATION AMENDMENT (ACCESS TO JUSTICE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 7 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 8 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 9 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 29 March 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 29 MARCH 2018

- 366 **OME0 MOUNTAIN BIKE TRAIL** — Petition presented by the Member for Gippsland East (29 March 2018) — Requesting that the Legislative Assembly calls on the Government to fund the proposed Omeo mountain bike trail in the May 2018 budget — To be considered (*Mr Bull, Gippsland East*).
- 367 **WEST GIPPSLAND HOSPITAL** — Petition presented by the Member for Narracan (29 March 2018) — Requesting that the Legislative Assembly calls on the Government to ensure West Gippsland receives the funds for a new West Gippsland Hospital — To be considered (*Mr Blackwood*).
- 368 **WHITEHEADS CREEK** — Petition presented by the Member for Euroa (29 March 2018) — Requesting that the Legislative Assembly calls on the Government to instruct the Goulburn Broken Catchment Management Authority to clean out Whiteheads Creek — To be considered (*Ms Ryan*).

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- 369 **KORUMBURRA SECONDARY COLLEGE** — Petition presented by the Member for Gippsland South (29 March 2018) — Requesting that the Legislative Assembly calls on the Government to fund the completion of the Korumburra Secondary College rebuild — To be considered (*Mr O'Brien, Gippsland South*).
- 370 **BEVERIDGE PRIMARY SCHOOL** — Petition presented by the Member for Yan Yean (29 March 2018) — Requesting that the Legislative Assembly calls on the Government to provide funding to build a new Beveridge Primary School in the May 2018 budget — To be considered (*Ms Green*).
- 371 **YAN YEAN ROAD UPGRADE** — Petition presented by the Member for Yan Yean (29 March 2018) — Requesting that the Legislative Assembly calls on the Government to ensure the upgrade of Yan Yean Road alleviates congestion and that it does not damage the environment, increase dangers or inconvenience the Plenty community — To be considered (*Ms Green*).
- 372 **DUPLICATION OF MICKLEHAM ROAD** — Petition presented by the Member for Yuroke (29 March 2018) — Requesting that the Legislative Assembly begins planning for the duplication of Mickleham Road from Somerton Road to Craigieburn Road — To be considered (*Ms Green*).

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

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**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

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**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

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**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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### **5 Ministers' statements**

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## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 167

**Tuesday 8 May 2018**

*The Speaker takes the Chair at 12.00 noon*

### **BUSINESS TO TAKE PRECEDENCE**

#### **QUESTION TIME**

#### **STATEMENTS BY MEMBERS — Under SO 40**

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Wednesday 9 May 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*STATE TAXATION ACTS AMENDMENT BILL 2018** — Second reading.
- 2 **\*APPROPRIATION (2018–2019) BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Malvern)*.
- 3 **\*APPROPRIATION (PARLIAMENT 2018–2019) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 4 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 5 **LIQUOR AND GAMBLING LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Gippsland South)*.

- 6 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 7 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 8 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 9 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 10 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 11 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 1 May 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY MADE ON 1 MAY 2018

- 373 **YARCK TOWNSHIP SPEED LIMIT** — Petition presented by the Member for Eildon (*1 May 2018*) — Requesting that the Legislative Assembly reduces the speed limit in Yarck from 80km/h to 60km/h — To be considered (*Ms McLeish*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

**6 Time limits on answers and questions**

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

**7 Constituency questions**

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

**8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

**9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

**10 Answers to questions on notice**

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

**11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



LEGISLATIVE ASSEMBLY OF VICTORIA

**NOTICE PAPER — No 168**

**Wednesday 9 May 2018**

*The Speaker takes the Chair at 9.30 am*

**BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS — Under SO 40**

**STATEMENTS ON COMMITTEE REPORTS — Under SO 41**

**QUESTION TIME (11.00 am)**

**MATTER OF PUBLIC IMPORTANCE — Discussion on matter (2.00 pm)**

**GOVERNMENT BUSINESS**

**NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

**Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

**Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

**Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

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- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 †**MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 4 June 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*SERIOUS OFFENDERS BILL 2018** — Second reading.
- 2 **\*NATIONAL REDRESS SCHEME FOR INSTITUTIONAL CHILD SEXUAL ABUSE (COMMONWEALTH POWERS) BILL 2018** — Second reading.
- 3 **APPROPRIATION (2018–2019) BILL 2018** — Second reading — *Resumption of debate (Ms Victoria)*.

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† Amended under SO 140.

\* New entry.

- 4 **LIQUOR AND GAMBLING LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Gippsland South).*
- 5 **APPROPRIATION (PARLIAMENT 2018–2019) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 7 **\*ELECTORAL LEGISLATION AMENDMENT BILL 2018** — Second reading.
- 8 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 9 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan).*
- 10 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 11 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 12 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 13 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 8 May 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY MADE ON 8 MAY 2018

- 374 **BUSHLAND RESERVE IN RYE** — Petition presented by the Member for Nepean (8 May 2018) — Requesting that the Legislative Assembly calls on the Government to — (a) protect the bushland reserve located at 50 Flinders Street Rye; (b) retain the land for public use; and (c) protect the bushland reserve from future housing subdivision — To be considered (*Mr Dixon*).

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- 375 **MORNINGTON PENINSULA DEVELOPMENT** — Petition presented by the Member for Nepean (*8 May 2018*) — Requesting that the Legislative Assembly protects the Mornington Peninsula from inappropriate development by prohibiting three storey buildings in general residential zones — To be considered (*Mr Dixon*).

## **BUSINESS LISTED FOR FUTURE DAY**

**TUESDAY 22 MAY 2018**

**GOVERNMENT BUSINESS**

**ORDER OF THE DAY**

- 1 **STATE TAXATION ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate* (*Mr O'Brien, Malvern*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 169

**Thursday 10 May 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 4 June 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.
- 5 **\*MS ALLAN** — To move, That this House takes note of the 2018–19 budget papers.

## ORDERS OF THE DAY

- 1 **\*JUSTICE LEGISLATION AMENDMENT (TERRORISM) BILL 2018** — Second reading.
- 2 **ELECTORAL LEGISLATION AMENDMENT BILL 2018** — Second reading.
- 3 **LIQUOR AND GAMBLING LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Gippsland South)*.
- 4 **APPROPRIATION (2018–2019) BILL 2018** — Second reading — *Resumption of debate (Mr Katos)*.
- 5 **APPROPRIATION (PARLIAMENT 2018–2019) BILL 2018** — Second reading — *Resumption of debate*.
- 6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition

for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.

- 7 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 8 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 9 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 10 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 11 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 12 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 9 May 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 9 MAY 2018

- 376 **KYNETON PRIMARY SCHOOL SITE** — Petition presented by the Member for Bulleen (9 May 2018) — Requesting that the Legislative Assembly calls on the Government to ensure that the Kyneton Primary School site including the buildings on it, stays in public ownership and controlled by the Kyneton community (*Mr Guy*).
- 377 **BALACLAVA STATION TRAM STOP** — Petition presented by the Member for Caulfield (9 May 2018) — Requesting that the Legislative Assembly calls on the Government to stop the Balaclava Station tram stop upgrade (*Mr Southwick*).
- 378 **CANTERBURY ROAD HEATHMONT RAILWAY BRIDGE** — Petition presented by the Member for Bayswater (9 May 2018) — Requesting that the Legislative Assembly calls on the Government to replace the fence on Canterbury Road Heathmont Railway Bridge with something stronger and safer (*Ms Victoria*).

- 379 **BIKE LANES ON HIGH STREET, BELMONT** — Petition presented by the Member for South Barwon (9 May 2018) — Requesting that the Legislative Assembly calls on the Government to reconsider the proposal for bike lanes on High Street in Belmont (*Mr Katos*).

## BUSINESS LISTED FOR FUTURE DAYS

### TUESDAY 22 MAY 2018

#### GOVERNMENT BUSINESS

#### ORDER OF THE DAY

- 1 **STATE TAXATION ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate* (*Mr O'Brien, Malvern*).

### WEDNESDAY 23 MAY 2018

#### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **SERIOUS OFFENDERS BILL 2018** — Second reading — *Resumption of debate* (*Mr Clark*).
- 2 **NATIONAL REDRESS SCHEME FOR INSTITUTIONAL CHILD SEXUAL ABUSE (COMMONWEALTH POWERS) BILL 2018** — Second reading — *Resumption of debate* (*Mr Pesutto*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 170

**Tuesday 22 May 2018**

*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 4 June 2018:
- (1) Documents relating to the declaration of the Fisherman's Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman's Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman's Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.
- 5 **MS ALLAN** — To move, That this House takes note of the 2018–19 budget papers.

## ORDERS OF THE DAY

- 1 **STATE TAXATION ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 2 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 4 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.

- 5 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 6 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 7 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 8 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 10 May 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 10 MAY 2018

- 380 **YARCK TOWNSHIP SPEED LIMIT** — Petition presented by the Member for Eildon (*10 May 2018*) — Requesting that the Legislative Assembly reduces the speed limit in Yarck from 80km/h to 60km/h — To be considered (*Ms McLeish*).
- 381 **WIRE ROPE BARRIERS** — Petition presented by the Member for Euroa (*10 May 2018*) — Requesting that the Legislative Assembly calls on the Government to stop the rollout of wire rope barriers across Victorian roads until safety concerns are addressed and a strategic approach adopted — To be considered (*Ms Ryan*).
- 382 **TRANSMISSION LINES** — Petition presented by the Member for Polwarth (*10 May 2018*) — Requesting that the Legislative Assembly calls on the Government to stop the rollout of transmission lines from windfarms along Victorian roads and close to towns until a strategic approach with adequate controls to mitigate the impact on the rural landscape is adopted — To be considered (*Mr Riordan*).

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**BUSINESS LISTED FOR FUTURE DAYS**

**WEDNESDAY 23 MAY 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **SERIOUS OFFENDERS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **NATIONAL REDRESS SCHEME FOR INSTITUTIONAL CHILD SEXUAL ABUSE (COMMONWEALTH POWERS) BILL 2018** — Second reading — *Resumption of debate (Mr Pesutto)*.

**THURSDAY 24 MAY 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **JUSTICE LEGISLATION AMENDMENT (TERRORISM) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **ELECTORAL LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

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 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
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- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

LEGISLATIVE ASSEMBLY OF VICTORIA

**NOTICE PAPER — No 171**

**Wednesday 23 May 2018**

*The Speaker takes the Chair at 9.30 am*

**BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS — Under SO 40**

**STATEMENTS ON COMMITTEE REPORTS — Under SO 41**

**QUESTION TIME (11.00 am)**

**MATTER OF PUBLIC IMPORTANCE — Discussion on matter (2.00 pm)**

**GOVERNMENT BUSINESS**

**NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

**Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

**Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

**Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- 
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 4 June 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 2 **SERIOUS OFFENDERS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **NATIONAL REDRESS SCHEME FOR INSTITUTIONAL CHILD SEXUAL ABUSE (COMMONWEALTH POWERS) BILL 2018** — Second reading — *Resumption of debate (Mr Pesutto)*.

- 4 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Mr Perera)*.
- 5 **STATE TAXATION ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Katos)*.
- 6 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 7 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 8 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 9 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 10 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 11 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 12 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 13 **\*FLORA AND FAUNA GUARANTEE BILL 2018** — Second reading.
- 14 **\*PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### NOTICE GIVEN ON 22 MAY 2018

- 20 **MS RYAN** — To move, That this House calls on the Andrews Labor Government to honour its commitment to buy new trains for the north east line, and notes that after four budgets, no money has been invested by Labor towards purchasing new trains.

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## ORDERS OF THE DAY

*No orders were made on 22 May 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

## BUSINESS LISTED FOR FUTURE DAY

THURSDAY 24 MAY 2018

### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **JUSTICE LEGISLATION AMENDMENT (TERRORISM) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 2 **ELECTORAL LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 172

**Thursday 24 May 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 4 June 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*LOCAL GOVERNMENT BILL 2018** — Second reading.
- 2 **\*FLORA AND FAUNA GUARANTEE AMENDMENT BILL 2018** — Second reading.
- 3 **NATIONAL REDRESS SCHEME FOR INSTITUTIONAL CHILD SEXUAL ABUSE (COMMONWEALTH POWERS) BILL 2018** — Second reading — *Resumption of debate (Ms Hutchins)*.
- 4 **ELECTORAL LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 5 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Mr Perera)*.
- 6 **SERIOUS OFFENDERS BILL 2018** — Second reading — *Resumption of debate (Mr Thompson, Sandringham)*.

- 7 **STATE TAXATION ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Katos).*
- 8 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 9 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan).*
- 10 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 11 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 12 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 13 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 14 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 15 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 16 **JUSTICE LEGISLATION AMENDMENT (TERRORISM) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 23 May 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*No orders of the day were made on 23 May 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 173

**Tuesday 5 June 2018**

*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 †**MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Mr Perera)*.
- 2 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 3 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 4 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 5 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public

† Amended under SO 140.

service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.

- 6 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 7 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 8 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 9 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 10 **JUSTICE LEGISLATION AMENDMENT (TERRORISM) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 24 May 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*No orders were made on 24 May 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

## BUSINESS LISTED FOR FUTURE DAY

**THURSDAY 7 JUNE 2018**

### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **LOCAL GOVERNMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **FLORA AND FAUNA GUARANTEE AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wakeling)*.

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
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## **7 Constituency questions**

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- (2) Replies to constituency questions must be given in writing within 30 days by delivering a reply to the Clerk. The Clerk must give the response to the member who asked the question and electronically publish the response.

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

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

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 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 174

**Wednesday 6 June 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**STATEMENTS ON COMMITTEE REPORTS** — *Under SO 41*

**QUESTION TIME** (11.00 am)

**GRIEVANCES** — *Debate on the question* — That grievances be noted (2.00 pm)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

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- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE PROTECTION AND OTHER MATTERS) BILL 2018** — Second reading.
  - 2 **\*PUBLIC ADMINISTRATION AMENDMENT (PUBLIC SECTOR REDUNDANCIES AND OTHER MATTERS) BILL 2018** — Second reading.
  - 3 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Richardson)*.
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- 4 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan).*
- 5 **JUSTICE LEGISLATION AMENDMENT (TERRORISM) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 6 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Mr Thompson, Sandringham).*
- 7 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 8 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 9 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 10 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 11 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 12 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 5 June 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY MADE ON 5 JUNE 2018

- 383 **WIRE ROPE BARRIERS** — Petition presented by the Member for Gippsland East (5 June 2018) — Requesting that the Legislative Assembly calls on the Government to stop the rollout of wire rope barriers across Victorian roads until safety concerns are addressed and a strategic approach adopted — To be considered (*Mr Bull, Gippsland East*).

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**BUSINESS LISTED FOR FUTURE DAY**

**THURSDAY 7 JUNE 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **LOCAL GOVERNMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **FLORA AND FAUNA GUARANTEE AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wakeling)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 175

**Thursday 7 June 2018**  
*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

STATEMENTS BY MEMBERS — *Under SO 40*

QUESTION TIME (11.00 am)

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser

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- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading.
- 2 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Mr Thompson, Sandringham)*.
- 3 **JUSTICE LEGISLATION AMENDMENT (TERRORISM) BILL 2018** — Second reading — *Resumption of debate*.
- 4 **ADVANCING THE TREATY PROCESS WITH ABORIGINAL VICTORIANS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 5 **EDUCATION LEGISLATION AMENDMENT (VICTORIAN INSTITUTE OF TEACHING, TAFE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Ms Kealy)*.

- 6 **FLORA AND FAUNA GUARANTEE AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wakeling).*
- 7 **LOCAL GOVERNMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 8 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 9 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 10 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 11 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 12 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 13 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 6 June 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY MADE ON 6 JUNE 2018

- 284 **BUSHLAND RESERVE IN RYE** — Petition presented by the Member for Nepean (6 June 2018) — Requesting that the Legislative Assembly calls on the Government to — (a) protect the bushland reserve located at 50 Flinders Street, Rye; (b) retain the land for public use; and (c) protect the bushland reserve from future housing subdivision — To be considered (*Mr Dixon*).
- 285 **MORNINGTON PENINSULA PUBLIC TRANSPORT REVIEW** — Petition presented by the Member for Nepean (6 June 2018) — Requesting that the Legislative Assembly calls on the Government to request a service review to identify, fund and resolve shortfalls to enable public transport on the Mornington Peninsula to align with Public Transport Victoria’s minimum service level — To be considered (*Mr Dixon*).

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**BUSINESS LISTED FOR FUTURE DAY**

**WEDNESDAY 20 JUNE 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE PROTECTION AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 2 **PUBLIC ADMINISTRATION AMENDMENT (PUBLIC SECTOR REDUNDANCIES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 176

**Tuesday 19 June 2018**

*The Speaker takes the Chair at 12.00 noon*

### **BUSINESS TO TAKE PRECEDENCE**

#### **QUESTION TIME**

#### **STATEMENTS BY MEMBERS — *Under SO 40***

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **FLORA AND FAUNA GUARANTEE AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wakeling)*.
- 2 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville)*.
- 3 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 4 **LOCAL GOVERNMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 5 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 6 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public

service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.

- 7 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 8 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 9 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 7 June 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 7 JUNE 2018

- 386 **VICTORIA'S PLANNING LAWS** — Petition presented by the Member for Croydon (7 June 2018) — Requesting that the Legislative Assembly calls on the Government to halt the densification of local suburbs and properly consult residents about the impact of changes to Victoria's planning laws — To be considered (*Mr Hodggett*).
- 387 **MOOROOLBARK POLICE STATION** — Petition presented by the Member for Croydon (7 June 2018) — Requesting that the Legislative Assembly calls on the Government to keep Mooroolbark Police Station open 24 hours a day — To be considered (*Mr Hodggett*).
- 388 **AGL FLOATING GAS TERMINAL, CRIB POINT** — Petition presented by the Member for Hastings (7 June 2018) — Requesting that the Legislative Assembly calls on the Government to reject AGL's proposal to transport liquid natural gas to a Floating Storage Regasification Unit moored to Crib Point jetty on Westernport Bay — To be considered (*Mr Burgess*).

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**BUSINESS LISTED FOR FUTURE DAYS**

**WEDNESDAY 20 JUNE 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE PROTECTION AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 2 **PUBLIC ADMINISTRATION AMENDMENT (PUBLIC SECTOR REDUNDANCIES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*

**THURSDAY 21 JUNE 2018**

**GOVERNMENT BUSINESS**

**ORDER OF THE DAY**

- 1 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

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**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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

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- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
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- (1) The time limit for each oral question, supplementary question and constituency question is one minute.
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- (1) At the conclusion of oral questions without notice and ministers' statements, five government members and five non-government members may ask one oral question each to ministers relating to constituency matters.
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Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

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

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
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- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 177

**Wednesday 20 June 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**STATEMENTS ON COMMITTEE REPORTS** — *Under SO 41*

**QUESTION TIME** (11.00 am)

**MATTER OF PUBLIC IMPORTANCE** — *Discussion on matter* (2.00 pm)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

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- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*VICTORIAN INDUSTRY PARTICIPATION POLICY (LOCAL JOBS FIRST) AMENDMENT BILL 2018** — Second reading.
- 2 **\*ENVIRONMENT PROTECTION AMENDMENT BILL 2018** — Second reading.
- 3 **\*RACING AMENDMENT (INTEGRITY AND DISCIPLINARY STRUCTURES) BILL 2018** — Second reading.

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- 4 **\*PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading.
- 5 **\*MARINE AND COASTAL BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 6 **JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE PROTECTION AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 7 **PUBLIC ADMINISTRATION AMENDMENT (PUBLIC SECTOR REDUNDANCIES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 8 **LOCAL GOVERNMENT BILL 2018** — Second reading — *Resumption of debate*.
- 9 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville)*.
- 10 **FLORA AND FAUNA GUARANTEE AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Pakula)*.
- 11 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 12 **\*SERIOUS OFFENDERS BILL 2018 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 13 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 14 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 15 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 16 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 17 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

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## GENERAL BUSINESS

### NOTICES OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

#### NOTICE GIVEN ON 19 JUNE 2018

- 20 **MS ASHER** — To move, That under s 38(2) of the *Planning and Environment Act 1987*, Amendment C157 to the Bayside Planning Scheme be revoked.

### ORDERS OF THE DAY

*No orders were made on 19 June 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

#### BUSINESS LISTED FOR FUTURE DAY

#### THURSDAY 21 JUNE 2018

#### GOVERNMENT BUSINESS

#### ORDER OF THE DAY

- 1 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading —  
*Resumption of debate (Mr Morris).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 178

**Thursday 21 June 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### **GOVERNMENT BUSINESS**

### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*JUSTICE LEGISLATION MISCELLANEOUS AMENDMENT BILL 2018** — Second reading.
- 2 **\*JUSTICE LEGISLATION (POLICE AND OTHER MATTERS) BILL 2018** — Second reading.
- 3 **PUBLIC ADMINISTRATION AMENDMENT (PUBLIC SECTOR REDUNDANCIES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 4 **LOCAL GOVERNMENT BILL 2018** — Second reading — *Resumption of debate*.
- 5 **JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE PROTECTION AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Thompson, Sandringham)*.
- 6 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.

- 7 **FLORA AND FAUNA GUARANTEE AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Pakula).*
- 8 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville).*
- 9 **\*PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 10 **SERIOUS OFFENDERS BILL 2018 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 11 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 12 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 13 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 14 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 15 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 16 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 20 June 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

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**ORDERS OF THE DAY MADE ON 20 JUNE 2018**

- 389 **BIKE LANES ON HIGH STREET, BELMONT** — Petition presented by the Member for South Barwon (20 June 2018) — Requesting that the Legislative Assembly calls on the Government to reconsider the proposal for bike lanes on High Street in Belmont — To be considered (*Mr Katos*).
- 390 **BELLBRAE PRIMARY SCHOOL UPGRADE** — Petition presented by the Member for South Barwon (20 June 2018) — Requesting that the Legislative Assembly calls on the Government to support the upgrade and modernisation of Bellbrae Primary School — To be considered (*Mr Katos*).
- 391 **REMOVAL OF UNUSED POWER LINE EASEMENT** — Petition presented by the Member for South Barwon (20 June 2018) — Requesting that the Legislative Assembly calls on the Government to remove the unused power line easement in Grovedale, Marshall, Highton and Wandana Heights — To be considered (*Mr Katos*).
- 392 **MORNINGTON PENINSULA PUBLIC TRANSPORT REVIEW** — Petition presented by the Member for Nepean (20 June 2018) — Requesting that the Legislative Assembly calls on the Government to request a service review to identify, fund and resolve shortfalls to enable public transport on the Mornington Peninsula to align with Public Transport Victoria's minimum service level — To be considered (*Mr Dixon*).

**BUSINESS LISTED FOR FUTURE DAY****WEDNESDAY 4 JULY 2018****GOVERNMENT BUSINESS****ORDERS OF THE DAY**

- 1 **VICTORIAN INDUSTRY PARTICIPATION POLICY (LOCAL JOBS FIRST) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **ENVIRONMENT PROTECTION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wakeling)*.
- 3 **RACING AMENDMENT (INTEGRITY AND DISCIPLINARY STRUCTURES) BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 4 **PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading — *Resumption of debate (Ms Victoria)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 179

**Tuesday 24 July 2018**

*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **VICTORIAN INDUSTRY PARTICIPATION POLICY (LOCAL JOBS FIRST) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **ENVIRONMENT PROTECTION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wakeling)*.
- 3 **JUSTICE LEGISLATION MISCELLANEOUS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Smith, Warrandyte)*.
- 4 **RACING AMENDMENT (INTEGRITY AND DISCIPLINARY STRUCTURES) BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Malvern)*.
- 5 **JUSTICE LEGISLATION (POLICE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Smith, Warrandyte)*.
- 6 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.

- 
- 7 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*
- 8 **PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading — *Resumption of debate (Ms Victoria).*
- 9 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville).*
- 10 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 11 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 12 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 13 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 14 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 15 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 21 June 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

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## ORDERS OF THE DAY

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### ORDER OF THE DAY MADE ON 21 JUNE 2018

- 393 **GLEN EIRA COUNCIL STRUCTURE PLAN** — Petition presented by the Member for Caulfield (21 June 2018) — Requesting that the Legislative Assembly calls on the Government to defer approval of the proposed Glen Eira Council Structure Plan 2018–31, until strategic work has been undertaken and plans reflect and include community consultation — To be considered (*Mr Southwick*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

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**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PENALTY RATES AND FAIR PAY** — Ms Blandthorn, Mr Bull (*Sunbury*), Mr Clark, Mr Hibbins, Ms Ryall, Ms Suleyman and Ms Williams.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 180

**Wednesday 25 July 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**STATEMENTS ON COMMITTEE REPORTS** — *Under SO 41*

**QUESTION TIME** (11.00 am)

**MATTER OF PUBLIC IMPORTANCE** — *Discussion on matter* (2.00 pm)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

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- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*VICTIMS AND OTHER LEGISLATION AMENDMENT BILL 2018** — Second reading.
  - 2 **\*JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading.
  - 3 **\*DISABILITY SERVICE SAFEGUARDS BILL 2018** — Second reading.
  - 4 **\*OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading.
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- 5 **\*CORRECTIONS AMENDMENT (PAROLE) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 6 **RACING AMENDMENT (INTEGRITY AND DISCIPLINARY STRUCTURES) BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern).*
- 7 **JUSTICE LEGISLATION (POLICE AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Smith, Warrandyte).*
- 8 **JUSTICE LEGISLATION MISCELLANEOUS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wynne).*
- 9 **VICTORIAN INDUSTRY PARTICIPATION POLICY (LOCAL JOBS FIRST) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Hennessy).*
- 10 **ENVIRONMENT PROTECTION AMENDMENT BILL 2018** — Second reading — *Resumption of debate on the question* — That this bill now be read a second time — *and on the amendment* — That all the words after 'That' be omitted with the view of inserting in their place the words 'this House refuses to read this Bill a second time until the proposals contained in the Bill have been referred to, and reported on by, the Environment, Natural Resources and Regional Development Committee and amendments have been prepared to address the concerns that have been raised regarding the Bill' (*Mr Wynne*).
- 11 **PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading — *Resumption of debate (Ms Victoria).*
- 12 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville).*
- 13 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children's programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 14 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 15 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 16 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*
- 17 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 18 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 19 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 20 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

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## GENERAL BUSINESS

### NOTICE OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### NOTICE GIVEN ON 24 JULY 2018

- 21 **MR WAKELING** — To move, That the proposals contained in the Environment Protection Amendment Bill 2018 be referred to the Environment, Natural Resources and Regional Development Committee for inquiry, consideration and report.

### ORDERS OF THE DAY

*No orders were made on 24 July 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 181

**Thursday 26 July 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

#### **STATEMENTS BY MEMBERS — Under SO 40**

**QUESTION TIME (11.00 am)**

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 6 August 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*CHILDREN, YOUTH AND FAMILIES AMENDMENT (YOUTH OFFENDER COMPLIANCE) BILL 2018** — Second reading.
- 2 **JUSTICE LEGISLATION MISCELLANEOUS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wynne)*.
- 3 **VICTORIAN INDUSTRY PARTICIPATION POLICY (LOCAL JOBS FIRST) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Hennessy)*.
- 4 **ENVIRONMENT PROTECTION AMENDMENT BILL 2018** — Second reading — *Resumption of debate on the question* — That this bill now be read a second time — *and on the amendment* — That all the words after ‘That’ be omitted with the view of inserting in their place the words ‘this House refuses to read this Bill a second time until the proposals contained in the Bill have been referred to, and reported on by, the Environment, Natural Resources and Regional Development Committee and amendments have been prepared to address the concerns that have been raised regarding the Bill’ (*Mr Wynne*).

- 5 **JUSTICE LEGISLATION (POLICE AND OTHER MATTERS) BILL 2018** — Second reading —  
*Resumption of debate (Mr Pearson).*
- 6 **RACING AMENDMENT (INTEGRITY AND DISCIPLINARY STRUCTURES) BILL 2018** —  
Second reading — *Resumption of debate (Mr O'Brien, Malvern).*
- 7 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville).*
- 8 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children's programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 9 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 10 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 11 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading —  
*Resumption of debate (Mr Morris).*
- 12 **PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading — *Resumption of debate (Ms Victoria).*
- 13 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 14 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 15 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 16 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 25 July 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

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**ORDERS OF THE DAY**

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

**ORDERS OF THE DAY MADE ON 25 JULY 2018**

- 394 **VICFORESTS TIMBER SUPPLY AGREEMENTS** — Petition presented by the Member for Eildon (25 July 2018) — Requesting that the Legislative Assembly calls on the Government to honour and restore the commitment made by VicForests that extensions will be available to A.G. Brown Sawmill, Dindi Sawmill, Fenning Timbers, Kelly’s Timber, Powelltown Sawmill and Ryan McNulty who signed timber supply agreements before 30 June 2017, thereby safeguarding local jobs and livelihoods — To be considered (*Ms McLeish*).
- 395 **MORNINGTON PENINSULA DEVELOPMENT** — Petition presented by the Member for Nepean (25 July 2018) — Requesting that the Legislative Assembly protects the Mornington Peninsula from inappropriate development by prohibiting three storey buildings in general residential zones — To be considered (*Mr Dixon*).
- 396 **CAPEL CARAVAN PARK** — Petition presented by the Member for Nepean (25 July 2018) — Requesting that the Legislative Assembly calls on the Government to take steps to assist residents of Capel Caravan Park in Capel Sound to find alternative affordable accommodation and investigate protection for tenants against financial loss should they choose to relocate following the recent sale of the caravan park — To be considered (*Mr Dixon*).
- 397 **GLEN WAVERLEY ELECTRICAL POWER SUBSTATION** — Petition presented by the Member for Malvern (25 July 2018) — Requesting that the Legislative Assembly calls on the Government to change the substation location to the southern side of the Glen Waverley tracks at the end of the rail reserve away from residential properties with adequate noise and lighting abatement — To be considered (*Mr O’Brien*).
- 398 **BIKE LANES ON HIGH STREET, BELMONT** — Petition presented by the Member for South Barwon (25 July 2018) — Requesting that the Legislative Assembly calls on the Government to reconsider the proposal for bike lanes on High Street in Belmont — To be considered (*Mr Katos*).
- 399 **CHILDCARE CENTRE GROVEDALE** — Petition presented by the Member for South Barwon (25 July 2018) — Requesting that the Legislative Assembly calls on the Minister for Planning to intervene in the planning process for a proposed childcare centre at 37–39 Pioneer Road and 2 Westminster Street, Grovedale, before a decision is reached at VCAT — To be considered (*Mr Katos*).
- 400 **BUS SERVICES IN THE MELTON ELECTORATE** — Petition presented by the Member for Melton (25 July 2018) — Requesting that the Legislative Assembly calls on the Government to establish and implement new bus services to Eyensbury, Waterford, Atherstone and Melton South — To be considered (*Mr Nardella*).

**BUSINESS LISTED FOR FUTURE DAYS****TUESDAY 7 AUGUST 2018****GOVERNMENT BUSINESS****ORDER OF THE DAY**

- 1 **VICTIMS AND OTHER LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Pakula).*

**WEDNESDAY 8 AUGUST 2018****GOVERNMENT BUSINESS****ORDERS OF THE DAY**

- 1 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 2 **DISABILITY SERVICE SAFEGUARDS BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 3 **OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 182

**Tuesday 7 August 2018**  
*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 †**MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman's Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman's Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman's Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*BUILDING AMENDMENT (REGISTRATION OF BUILDING TRADES AND OTHER MATTERS) BILL 2018** — Second reading.
- 2 **VICTIMS AND OTHER LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading — *Resumption of debate (Ms Victoria)*.
- 4 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.
- 5 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.

† Amended under SO 140.

\* New entry.

- 6 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville)*.
- 7 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.
- 8 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 9 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 10 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 11 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 12 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### NOTICE GIVEN ON 26 JULY 2018

- 22 **MS SANDELL** — To move, That this House:
- (1) reaffirms Victoria’s strong commitment to multiculturalism; and
  - (2) condemns the appalling ‘African Gang’ rhetoric of the Victorian Liberal–National Coalition and the Federal Government as a racist and shameful attempt to win votes based on fear and division.

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**ORDERS OF THE DAY**

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

**ORDERS OF THE DAY MADE ON 26 JULY 2018**

- 401 **BEECHWORTH SECONDARY COLLEGE** — Petition presented by the Member for Benambra (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to deliver the funding required by Beechworth Secondary College to implement its full building plans before the Government goes into caretaker mode prior to the November 2018 election — To be considered (*Mr Tilley*).
- 402 **WIRE ROPE BARRIERS** — Petition presented by the Member for Lowan (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to stop the rollout of wire rope barriers across Victorian roads until safety concerns are addressed and a strategic approach adopted — To be considered (*Ms Kealy*).
- 403 **COUNTRY FIRE AUTHORITY** — Petition presented by the Member for Lowan (26 July 2018) — Requesting that the Legislative Assembly calls on the Premier not to hand control of the Country Fire Authority to the United Firefighters Union — To be considered (*Ms Kealy*).
- 404 **ALBACUTYA BRIDGE** — Petition presented by the Member for Lowan (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to reinstate the Nationals' Country Roads and Bridges Program to assist the Hindmarsh Shire Council to rebuild the Albacutya Bridge so it can carry high-tonnage vehicles and keep jobs and businesses alive — To be considered (*Ms Kealy*).
- 405 **LOWAN COMMUNITY SPORTING CLUBS** — Petition presented by the Member for Lowan (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to ensure local community sporting clubs in Lowan are not affected by any future legislative changes that would allow land tax to be charged to sporting clubs that hire their clubhouse for private events — To be considered (*Ms Kealy*).
- 406 **DAVIS PARK PAVILION** — Petition presented by the Member for Lowan (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to provide funding to repair or rebuild the Davis Park Pavilion in Nhill — To be considered (*Ms Kealy*).
- 407 **PUBLIC TRANSPORT SERVICES IN WESTERN AUSTRALIA** — Petition presented by the Member for Lowan (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to ensure an appropriate level of investment is made to improve public transport services in Western Victoria — To be considered (*Ms Kealy*).
- 408 **AGL FLOATING GAS TERMINAL, CRIB POINT** — Petition presented by the Member for Hastings (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to reject AGL's proposal to transport liquid natural gas to a Floating Storage Regasification Unit moored to Crib Point jetty on Westernport Bay — To be considered (*Mr Burgess*).
- 409 **CRANBOURNE SOUTH PRIMARY SCHOOL** — Petition presented by the Member for Hastings (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to make funding available to replace the toilet block, fix the lack of heating, meeting and parking spaces, and remove the mould and asbestos from buildings at Cranbourne South Primary School — To be considered (*Mr Burgess*).
- 410 **VICFORESTS TIMBER SUPPLY AGREEMENTS** — Petition presented by the Member for Euroa (26 July 2018) — Requesting that the Legislative Assembly calls on the Government to honour and restore the commitment made by VicForests that extensions will be available to A.G. Brown Sawmill, Dindi

Sawmill, Fenning Timbers, Kelly's Timber, Powelltown Sawmill and Ryan McNulty who signed timber supply agreements before 30 June 2017, thereby safeguarding local jobs and livelihoods — To be considered (*Ms Ryan*).

- 411 **STATE FORESTS IN RIPON** — Petition presented by the Member for Ripon (*26 July 2018*) — Requesting that the Legislative Assembly calls on the Minister for Planning to ensure the access to state forests within Ripon is maintained for current allowed activities — To be considered (*Ms Staley*).

## BUSINESS LISTED FOR FUTURE DAYS

### WEDNESDAY 8 AUGUST 2018

#### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **DISABILITY SERVICE SAFEGUARDS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

### THURSDAY 9 AUGUST 2018

#### GOVERNMENT BUSINESS

#### ORDER OF THE DAY

- 1 **CHILDREN, YOUTH AND FAMILIES AMENDMENT (YOUTH OFFENDER COMPLIANCE) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

### 1 Days and times of meeting

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

### 2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

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

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

### 3 Who may ask oral questions without notice

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

### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 183

**Wednesday 8 August 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**STATEMENTS ON COMMITTEE REPORTS** — *Under SO 41*

**QUESTION TIME** (11.00 am)

**GRIEVANCES** — *Debate on the question* — That grievances be noted (2.00 pm)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

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- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman's Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman's Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman's Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.
- 5 **\*MR MERLINO** — To move, That, under s 16 of the *Ombudsman Act 1973*, this House refers for investigation the following matters:
- (1) All invoices rendered by Melbourne Mailing and submitted to the Department of Parliamentary Services for payment;
  - (2) The identity of all members of Parliament endorsed as candidates by Liberal Victoria and the Nationals Victoria certifying as to the legitimacy of those invoices;
  - (3) Whether any goods or services were provided in connection with the rendering of those invoices; and if so, whether there is any evidence that the goods and services provided fairly reflected the value and description of items as outlined in the invoices;
-

- (4) Whether members certifying as to the accuracy of the invoices knew, or ought to have known, whether the goods and services referred to in the invoices were provided adequately, or at all;
- (5) Whether members certifying as to the accuracy of the invoices knew, or ought to have known, whether the goods and services referred to in the invoices were charged at a fair commercial rate, or an inflated rate;
- (6) Any kickbacks and levies received by members of Parliament, or by or on behalf of Liberal Victoria, associated with Melbourne Mailing and the deal struck by convicted criminal and former Liberal Victoria State Director Damien Mantach;
- (7) Any practice of falsification of invoices by members of Parliament endorsed as candidates by Liberal Victoria and the Nationals Victoria, in particular the current Member for Lowan, to obtain payment for goods, services or advertising, while circumventing Department of Parliamentary Services oversight rules and the Parliament of Victoria *Members' Guide* pertaining to payment of invoices submitted by members during the 2014–15 financial year, and from 1 June 2018 to the date of this motion;
- (8) The relevant members and former members for the purposes of this investigation include:
  - (a) the current Members for Bass, Bayswater, Benambra, Box Hill, Brighton, Bulleen, Burwood, Caulfield, Croydon, Eildon, Evelyn, Ferntree Gully, Forest Hill, Gembrook, Hastings, Hawthorn, Kew, Lowan, Malvern, Mornington, Mount Waverley, Narracan, Nepean, Ringwood, Ripon, Rowville, Sandringham, South Barwon and Warrandyte; and
  - (b) the former members Hon Ted Baillieu, Donna Bauer, Hon Nick Kotsiras, Hon Andrew McIntosh, Elizabeth Miller, Hon Terry Mulder, Hon Denis Napthine, Clem Newton-Brown, Geoff Shaw, Hon Ken Smith and Lorraine Wreford.

## ORDERS OF THE DAY

- 1 **\*OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading.
- 2 **\*TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading.
- 3 **\*GAMBLING REGULATION AMENDMENT (WAGERING AND BETTING) BILL 2018** — Second reading.
- 4 **\*MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading.
- 5 **DISABILITY SERVICE SAFEGUARDS BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 6 **PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading — *Resumption of debate*.
- 7 **VICTIMS AND OTHER LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Donnellan)*.
- 8 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville)*.
- 9 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which

will hit children's programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.

- 10 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 11 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 12 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.
- 13 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 14 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 15 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 16 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 17 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 18 **OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### NOTICES GIVEN ON 7 AUGUST 2018

- 23 **MS SANDELL** — To move, That this House calls on the Andrews Labor Government to immediately and permanently ban commercial horse training on public beaches in Victoria, to safeguard our fragile coastal ecosystems and protect iconic species like the endangered hooded plover.
- 24 **MR GUY** — To move, That this House calls on the Premier immediately to stand down the Attorney-General, the Special Minister of State, the Minister for Energy, Environment and Climate Change, the Minister for Corrections, the Minister for Families and Children and the Minister for Sport pending the outcome of the police investigation into their roles in the Labor red shirts rorts.

**ORDERS OF THE DAY**

*No orders of the day were made on 7 August 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

**BUSINESS LISTED FOR FUTURE DAYS****THURSDAY 9 AUGUST 2018****GOVERNMENT BUSINESS****ORDERS OF THE DAY**

- 1 **CHILDREN, YOUTH AND FAMILIES AMENDMENT (YOUTH OFFENDER COMPLIANCE) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 2 **\*RESIDENTIAL TENANCIES AMENDMENT BILL 2018** — Second reading.

**TUESDAY 21 AUGUST 2018****GOVERNMENT BUSINESS****ORDER OF THE DAY**

- 1 **BUILDING AMENDMENT (REGISTRATION OF BUILDING TRADES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Battin)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.



# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 184

**Thursday 9 August 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### **GOVERNMENT BUSINESS**

### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **RESIDENTIAL TENANCIES AMENDMENT BILL 2018** — Second reading.
- 2 **CHILDREN, YOUTH AND FAMILIES AMENDMENT (YOUTH OFFENDER COMPLIANCE) BILL 2018** — Second reading — *Resumption of debate (Ms Ryan)*.
- 3 **PREVENTION OF FAMILY VIOLENCE BILL 2018** — Second reading — *Resumption of debate*.
- 4 **DISABILITY SERVICE SAFEGUARDS BILL 2018** — Second reading — *Resumption of debate (Ms Couzens)*.
- 5 **BUDGET PAPERS** — That this House takes note of the 2018–19 budget papers — *Resumption of debate (Ms Neville)*.
- 6 **VICTIMS AND OTHER LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Donnellan)*.
- 7 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which

will hit children's programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.

- 8 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 9 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 10 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.
- 11 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 12 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 13 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 14 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 15 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 16 **OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 8 August 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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**BUSINESS LISTED FOR FUTURE DAYS**

**SUNDAY 12 AUGUST 2018**

**BUSINESS TO TAKE PRECEDENCE**

**NOTICE OF MOTION**

- 1    **φMR GUY** — To move, That the Premier and the other Ministers of State for the State of Victoria no longer possess the confidence of this House.

**TUESDAY 21 AUGUST 2018**

**GOVERNMENT BUSINESS**

**ORDER OF THE DAY**

- 1    **BUILDING AMENDMENT (REGISTRATION OF BUILDING TRADES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Battin)*.

**WEDNESDAY 22 AUGUST 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1    **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 2    **TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 3    **GAMBLING REGULATION AMENDMENT (WAGERING AND BETTING) BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 4    **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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φ Under s 8A of the *Constitution Act 1975* notice of a proposed motion of no confidence must be given at least three clear days before it is moved. Under SO 34 motions of no confidence have precedence over other business.

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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

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

Standing Order 32 be suspended and the following to apply:

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  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

## **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

## **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.
- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

### 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

#### **Wednesdays**

Formal business

Disallowance motions

Statements by members

Statements on parliamentary committee reports

Government business

Question time (11.00 am)

Government business *continued*

Matter of public importance or grievance debate (2.00 pm)

Government business *continued*

General business

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

Formal business

Statements by members

Government business

Question time (11.00 am)

Government business *continued*

General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
  - (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
  - (b) if a division is taking place at 2.00 pm:
    - (i) it will be completed without interruption and result announced;
    - (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
    - (iii) business is then interrupted following the procedure in sub-paragraph (a);
  - (c) the Chair announces the grievance debate or matter of public importance, whichever the case may be;
  - (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

### 14 Procedure for a division

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

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

### 15 Rebroadcasting

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:

- (a) satire or ridicule; or
- (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 185

**Tuesday 21 August 2018**

*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

#### NOTICE OF MOTION

- 1    **MR GUY** — To move, That the Premier and the other Ministers of State for the State of Victoria no longer possess the confidence of this House

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

- 1    **MS ALLAN** — To move, That:

- (1)    The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a)    The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b)    The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c)    The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

## Records

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

## Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

## Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three

months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.

(2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.

(3) A message be sent to the Legislative Council advising them accordingly.

2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.

3 **MS ALLAN** — To move, That this House:

- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.

4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:

- (1) Documents relating to the declaration of the Fisherman's Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman's Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman's Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

1 **BUILDING AMENDMENT (REGISTRATION OF BUILDING TRADES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Battin)*.

2 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

3 **OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.

- 4 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 5 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*
- 6 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 7 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 8 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 9 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 11 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 9 August 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY MADE ON 9 AUGUST 2018

- 412 **PENALTIES FOR SUBSTANCE ABUSE DRIVERS** — Petition presented by the Member for Hastings (*9 August 2018*) — Requesting that the Legislative Assembly calls on the Government to legislate harsher penalties for drivers who have been found guilty of driving under the influence of drugs and subsequently reoffend — To be considered (*Mr Burgess*).

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## BUSINESS LISTED FOR FUTURE DAYS

**WEDNESDAY 22 AUGUST 2018**

### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern).*
- 2 **TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett).*
- 3 **GAMBLING REGULATION AMENDMENT (WAGERING AND BETTING) BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern).*
- 4 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick).*

**THURSDAY 23 AUGUST 2018**

### GOVERNMENT BUSINESS

#### ORDER OF THE DAY

- 1 **RESIDENTIAL TENANCIES AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Victoria).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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

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

Standing Order 32 be suspended and the following to apply:

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

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

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

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

## **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

## **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.
- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

### 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

#### **Wednesdays**

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

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

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
  - (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
  - (b) if a division is taking place at 2.00 pm:
    - (i) it will be completed without interruption and result announced;
    - (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
    - (iii) business is then interrupted following the procedure in sub-paragraph (a);
  - (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
  - (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

### 14 Procedure for a division

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

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

### 15 Rebroadcasting

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:

- (a) satire or ridicule; or
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- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

LEGISLATIVE ASSEMBLY OF VICTORIA

**NOTICE PAPER — No 186**

**Wednesday 22 August 2018**

*The Speaker takes the Chair at 9.30 am*

**BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS — *Under SO 40***

**STATEMENTS ON COMMITTEE REPORTS — *Under SO 41***

**QUESTION TIME (11.00 am)**

**MATTER OF PUBLIC IMPORTANCE — *Discussion on matter (2.00 pm)***

**GOVERNMENT BUSINESS**

**NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

**Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

**Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

**Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
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  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- 
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **\*SALE OF LAND AMENDMENT BILL 2018** — Second reading.
  - 2 **\*SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — Second reading.
  - 3 **\*ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading.
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- 4 **BUILDING AMENDMENT (REGISTRATION OF BUILDING TRADES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Battin)*.
- 5 **\*ENVIRONMENT PROTECTION AMENDMENT BILL 2018 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 6 **OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 7 **GAMBLING REGULATION AMENDMENT (WAGERING AND BETTING) BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 8 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children's programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.
- 9 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 10 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 11 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 12 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 13 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.
- 14 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 15 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 16 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 17 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern)*.
- 18 **TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 19 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 21 August 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY MADE ON 21 AUGUST 2018

- 413 **PROPOSED BASKETBALL/NETBALL STADIUM AT ROSANNA GOLF LINKS PRIMARY SCHOOL** — Petition presented by the Member for Ivanhoe (21 August 2018) — Requesting that the Legislative Assembly calls on the Government to allocate funds for the development of a single court basketball/netball stadium at Rosanna Golf Links Primary School, for after-hours use by sporting clubs, with a staff office, toilets and storerooms for PE and band equipment — To be considered (*Mr Carbines*).
- 414 **ROSANNA ROAD CHANGES** — Petition presented by the Member for Prahran (21 August 2018) — Requesting that the Legislative Assembly calls on the Government to provide sufficient government funding and resources to implement changes that will address safety and amenity issues on Rosanna Road and surrounding streets — To be considered (*Mr Hibbins*).
- 415 **TRAM TERMINUS ON MELVILLE ROAD** — Petition presented by the Member for Melbourne (21 August 2018) — Requesting that the Legislative Assembly calls on the Government to halt the changes that are being made to the tram terminus on Melville Road by Public Transport Victoria until there is genuine, fair and adequate community consultation — To be considered (*Ms Sandell*).

### CONTINGENT NOTICE OF MOTION

*Upon the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 being considered in detail.*

- 1 **\*MR BATTIN** — To move, That the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 be divided into two Bills as follows:
- (a) A Building Amendment (Registration of Building Trades) Bill 2018 being the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 with the following changes:
- (i) Long title as follows:
- "A Bill for an Act to amend the **Building Act 1993** to make it an offence for persons to carry out certain types of building work without being registered or licensed to do so and to provide for the provisional registration of builders and the licensing of building employees who carry out certain building work and related offences and for other purposes.";

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- (ii) Short title as follows:  

**"Building Amendment (Registration of Building Trades) Bill 2018";**
  - (iii) Heading to Part 1 of the Bill;
  - (iv) Clause 1 as follows:  

**"1 Purposes**  
The purposes of this Act are to amend the **Building Act 1993**—

    - (a) to make it an offence for persons to carry out certain types of building work without being registered or licensed to do so; and
    - (b) to provide for the provisional registration of builders and the licensing of building employees who carry out certain building work and related offences; and
    - (c) to make consequential amendments."
  - (v) Clause 2 as follows:  

**"2 Commencement**

    - (1) Subject to subsection (2), this Act comes into operation on a day or days to be proclaimed.
    - (2) If a provision of this Act does not come into operation before 1 September 2020, it comes into operation on that day."
  - (vi) Clause 3;
  - (vii) Heading to Part 2 of the Bill;
  - (viii) Heading to Division 1 of Part 2 of the Bill;
  - (ix) Clause 4;
  - (x) Heading to Division 2 of Part 2 of the Bill;
  - (xi) Clause 5;
  - (xii) Clause 6;
  - (xiii) Clause 7;
  - (xiv) Clause 8;
  - (xv) Clause 9;
  - (xvi) Clause 10;
  - (xvii) Clause 11;
  - (xviii) Clause 12;
  - (xix) Clause 13;
  - (xx) Clause 14;

- (xxi) Clause 15;
- (xxii) Clause 16;
- (xxiii) Clause 17
- (xxiv) Clause 18;
- (xxv) Clause 19;
- (xxvi) Clause 20;
- (xxvii) Heading to Division 3 of Part 2 of the Bill;
- (xxviii) Clause 21;
- (xxix) Clause 22;
- (xxx) Clause 23;
- (xxxi) Heading to Division 4 of Part 2 of the Bill;
- (xxxii) Clause 24;
- (xxxiii) A new clause 25 as follows:

**"25 New sections 277 and 278 inserted**

At the end of Part 14 of the Principal Act **insert**—

**"277 General transitional and savings provisions—Building Amendment (Registration of Building Trades) Act 2018**

- (1) Section 169EA as inserted by section 10 of the amending Act does not apply to a person who carries out a type of building work prescribed for the purposes of section 169EA under a contract to carry out that building work, including a subcontract, if the person entered into that contract before that building work was prescribed.
- (2) Section 169EA as inserted by section 10 of the amending Act does not apply to a person who carries out, as a subcontractor or as an employee, a type of building work prescribed for the purposes of section 169EA during the following periods—
  - (a) the period of 12 months after the relevant building work is prescribed;
  - (b) if the person applies for registration as a builder or for a licence as a building employee to carry out the relevant building work during that 12 month period but the Authority does not grant the registration or licence during that period, the longer of the following periods of time—
    - (i) before the Authority decides to grant or not to grant the registration or the licence;
    - (ii) if the person applies for an internal review under Part 11 or 11A of the Authority's decision to refuse to grant the registration or licence, before the Authority makes a review decision in relation to the reviewable decision;

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- (iii) if the person applies to VCAT for review of the Authority's decision to refuse to grant the registration or licence or the review decision, before VCAT makes a decision in relation to the reviewable decision or the review decision.
  - (3) Section 169FA as inserted by section 12 of the amending Act does not apply to a person who engages an unregistered person as a subcontractor to carry out a type of building work prescribed for the purposes of section 169EA during the following periods—
    - (a) the period of 12 months after the relevant building work is prescribed;
    - (b) if the person to be engaged as a subcontractor applies for registration as a builder to carry out the relevant building work during that 12 month period but the Authority does not grant the registration during that period, the longer of the following periods of time—
      - (i) before the Authority decides to grant or not to grant the registration;
      - (ii) if the person applies for an internal review under Part 11 of the Authority's decision to refuse to grant the registration, before the Authority makes a review decision in relation to the reviewable decision;
      - (iii) if the person applies to VCAT for review of the Authority's decision to refuse to grant the registration or the review decision, before VCAT makes a decision in relation to the reviewable decision or the review decision.
  - (4) Section 169FB as inserted by section 12 of the amending Act does not apply to a person who directs or requires a person to carry out a type of building work prescribed for the purposes of section 169EA during the following periods—
    - (a) the period of 12 months after the relevant building work is prescribed;
    - (b) if the person directed or required to carry out the relevant building work applies for registration as a builder or for a licence as a building employee to carry out the relevant building work during that 12 month period but the Authority does not grant the registration or licence during that period, the longer of the following periods of time—
      - (i) before the Authority decides to grant or not to grant the registration or licence;
      - (ii) if the person applies for an internal review under Part 11 or Part 11A of the Authority's decision to refuse to grant the registration or licence, before the Authority makes a review decision in relation to the reviewable decision;
      - (iii) if the person applies to VCAT for review of the Authority's decision to refuse to grant the registration or licence or the review decision, before VCAT makes a decision in relation to the reviewable decision or the review decision.

- (5) In this section—
- amending Act*** means the **Building Amendment (Registration of Building Trades) Act 2018**;
- relevant building work*** means a type of building work prescribed for the purposes of section 169EA;
- unregistered person*** means a person who does not hold a registration under Part 11 that authorises the carrying out of the relevant building work.

### 278 Transitional regulations

- (1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of the amending Act, including any repeals and amendments made as a result of the enactment of that Act.
- (2) Regulations under this section may—
- have a retrospective effect to a day that is not before the day on which the amending Act receives the Royal Assent; and
  - be of limited or general application; and
  - differ according to time, place or circumstance; and
  - leave any matter or thing to be decided by a specified person or class of person.
- (3) To the extent to which any provision of the regulations takes effect from a date that is earlier than the date of its making, the provision does not operate so as—
- to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its making; or
  - to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its making.
- (4) Regulations under this section have effect despite anything to the contrary in any Act (other than this Act or the **Charter of Human Rights and Responsibilities Act 2006**) or in any subordinate instrument.
- (5) Sections 6 and 7 of the **Subordinate Legislation Act 1994** do not apply to any regulations made under this section.
- (6) This section expires on 1 September 2022.
- (7) In this section—
- amending Act*** means the **Building Amendment (Registration of Building Trades) Act 2018**."

(xxxiv) Parts 3 to 6 of the Bill omitted.

(xxxv) Heading to Part 7 of the Bill renumbered 3;

(xxxvi) Clause 80 renumbered 26;

- (b) A Building Legislation Amendment (Cladding and Other Matters) Bill 2018 being the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 with the following changes:

- (i) Long title as follows:

"A Bill for an Act to amend the **Building Act 1993** to prohibit the use of certain wall cladding products, to amend certain disciplinary requirements for building practitioners, to provide further for the regulation of swimming pools and spas, to amend the **Local Government Act 1989** to provide for agreements to rectify defective cladding on buildings and charges to fund the rectification, to make minor and consequential amendments to the **Oaths and Affirmations Act 2018**, the **Domestic Building Contracts Act 1995** and the **Sale of Land Act 1962** and for other purposes."

- (ii) Short title as follows:

**"Building Legislation Amendment (Cladding and Other Matters) Bill 2018"**;

- (iii) Heading to Part 1 of the Bill;

- (iv) Clause 1 as follows:

**"1 Purposes**

The purposes of this Act are—

- (a) to amend the **Building Act 1993**—
- (i) to make provision in relation to certain wall cladding products; and
  - (ii) to clarify the grounds for discipline of registered building practitioners in relation to breaches of dispute resolution orders; and
  - (iii) to provide further for the regulation of swimming pools and spas; and
  - (iv) to make consequential and other miscellaneous amendments; and
- (b) to amend the **Local Government Act 1989** to provide for—
- (i) Councils to enter into agreements to rectify cladding on buildings; and
  - (ii) Councils to declare and levy a cladding charge to fund the rectification; and
- (c) to make consequential amendments to the **Domestic Building Contracts Act 1995**; and
- (d) to make minor amendments to the **Oaths and Affirmations Act 2018** and the **Sale of Land 1962**."

- (v) Clause 2 as follows:

**"2 Commencement**

- (1) This Part and sections 9, 17 to 20, 24 to 35, 37, 43 to 51, 52, 54 and Part 4 come into operation on the day after the day on which this Act receives the Royal Assent.
- (2) Part 5 comes into operation on 30 October 2018.
- (3) Subject to subsection (4), the remaining provisions of Part 3 come into operation on a day or days to be proclaimed.

- (4) If a provision referred to in subsection (3) does not come into operation before 1 July 2019, it comes into operation on that day.
- (5) Subject to subsection (6), Part 2 comes into operation on a day or days to be proclaimed.
- (6) If a provision referred to in subsection (5) does not come into operation before 1 December 2019, it comes into operation on that day."
- (vi) Clause 3;
- (vii) Part 2 of the Bill omitted;
- (viii) Heading to Part 3 of the Bill renumbered 2;
- (ix) Clauses 25 to 29 renumbered 4 to 8;
- (x) Heading to Part 4 of the Bill renumbered 3;
- (xi) Clauses 30 to 72 renumbered 9 to 51;
- (xii) A new clause 52 as follows:

**"52 New sections 275 and 276 inserted**

After section 214 of the Principal Act **insert—**

**"275 General transitional and savings provisions—Building Legislation Amendment (Cladding and Other Matters) Bill 2018**

- (1) Section 25AA(1) as inserted by section 11 of the amending Act applies in relation to land that is the subject of a building permit issued between 1 July 2018 and immediately before the day on which section 11 comes into operation as well as to a building permit issued on or after that day.
- (2) A registration card issued by the Authority to a registered building practitioner who is a natural person immediately before the day on which section 22 of the amending Act comes into operation and which contains the following information, is taken on and after that day to be a registration card issued under section 171GA—
- (a) the name of the building practitioner;
  - (b) the registration number of the building practitioner;
  - (c) a recent photo of the building practitioner.
- (3) Section 179(1)(db) as inserted by section 25(2) of the amending Act only applies in relation to a breach of dispute resolution order notice issued on or after the day on which section 25(2) comes into operation.
- (4) Section 179B as inserted by section 26 of the amending Act only applies in relation to a finding in respect of which a show cause notice is issued to the building practitioner on or after the day on which section 26 comes into operation.
- (5) In this section—

*amending Act* means the **Building Legislation Amendment (Cladding and Other Matters) Bill 2018**.

**276 Transitional regulations**

- (1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of the amending Act, including any repeals and amendments made as a result of the enactment of that Act.
- (2) Regulations under this section may—
  - (a) have a retrospective effect to a day that is not before the day on which the amending Act receives the Royal Assent; and
  - (b) be of limited or general application; and
  - (c) differ according to time, place or circumstance; and
  - (d) leave any matter or thing to be decided by a specified person or class of person.
- (3) To the extent to which any provision of the regulations takes effect from a date that is earlier than the date of its making, the provision does not operate so as—
  - (a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its making; or
  - (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its making.
- (4) Regulations under this section have effect despite anything to the contrary in any Act (other than this Act or the **Charter of Human Rights and Responsibilities Act 2006**) or in any subordinate instrument.
- (5) Sections 6 and 7 of the **Subordinate Legislation Act 1994** do not apply to any regulations made under this section.
- (6) This section expires on 1 December 2021.
- (7) In this section—

*amending Act* means the **Building Legislation Amendment (Cladding and Other Matters) Bill 2018**."

- (xiii) Clause 73 omitted;
- (xiv) Clause 74 renumbered 53;
- (xv) Clause 75 renumbered 54;
- (xvi) Heading to Part 5 of the Bill renumbered 4;
- (xvii) Heading to Division 1 of Part 5 of the Bill;
- (xviii) Clause 76 renumbered 55;

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- (xix) Heading to Division 2 of Part 5 of the Bill;
  - (xx) Clause 77 renumbered 56;
  - (xxi) Heading to Division 3 of Part 5 of the Bill;
  - (xxii) Clause 78 renumbered 57;
  - (xxiii) Heading to Part 6 of the Bill renumbered 5;
  - (xxiv) Clause 79 renumbered 58;
  - (xxv) Heading to Part 7 of the Bill renumbered 6;
  - (xxvi) Clause 80 renumbered 59, omitting "1 September 2021" and inserting "1 December 2020".

(c) That each Bill be printed and considered separately by the House.

### **BUSINESS LISTED FOR FUTURE DAY**

**THURSDAY 23 AUGUST 2018**

**GOVERNMENT BUSINESS**

**ORDER OF THE DAY**

- 1 **RESIDENTIAL TENANCIES AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Victoria)*.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 187

**Thursday 23 August 2018**

*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### **GOVERNMENT BUSINESS**

### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

#### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

#### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

#### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

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- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman's Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman's Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman's Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.
- 5 **\*MS ALLAN** — To move, That in relation to the order for the production of documents agreed to by the House on 29 March 2018:
- (1) Documents provided in response to the order may be lodged with the Clerk on a day on which the Assembly is not sitting;
- (2) If documents are received by the Clerk on a day on which the Assembly is not sitting:
- (a) the documents are deemed to have been tabled under SO 171(2) upon receipt by the Clerk;
- (b) the Clerk must notify each Assembly member of the receipt of the documents and make the documents available as soon as practicable; and
- (3) Documents received by the Clerk in response to the order are taken to have been published by authority of the Assembly.

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**ORDERS OF THE DAY**

- 1 **RESIDENTIAL TENANCIES AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Victoria).*
- 2 **GAMBLING REGULATION AMENDMENT (WAGERING AND BETTING) BILL 2018** — Second reading — *Resumption of debate.*
- 3 **BUILDING AMENDMENT (REGISTRATION OF BUILDING TRADES AND OTHER MATTERS) BILL 2018** — Second reading — *Resumption of debate (Mr Noonan).*
- 4 **OWNER DRIVERS AND FORESTRY CONTRACTORS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Halfpenny).*
- 5 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 7 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 8 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 9 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*
- 10 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*
- 11 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 12 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 13 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 14 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Malvern).*
- 15 **TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett).*
- 16 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick).*

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## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 22 August 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY MADE ON 22 AUGUST 2018

- 416 **CAPEL CARAVAN PARK** — Petition presented by the Member for Nepean (22 August 2018) — Requesting that the Legislative Assembly calls on the Government to take steps to assist residents of Capel Caravan Park in Capel Sound to find alternative affordable accommodation and investigate protection for tenants against financial loss should they choose to relocate following the recent sale of the caravan park — To be considered (*Mr Dixon*).

### BUSINESS LISTED FOR FUTURE DAY

#### WEDNESDAY 5 SEPTEMBER 2018

#### GOVERNMENT BUSINESS

#### ORDERS OF THE DAY

- 1 **SALE OF LAND AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.

### CONTINGENT NOTICE OF MOTION

*Upon the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 being considered in detail.*

- 1 **MR BATTIN** — To move, That the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 be divided into two Bills as follows:
  - (a) A Building Amendment (Registration of Building Trades) Bill 2018 being the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 with the following changes:

- (i) Long title as follows:
- "A Bill for an Act to amend the **Building Act 1993** to make it an offence for persons to carry out certain types of building work without being registered or licensed to do so and to provide for the provisional registration of builders and the licensing of building employees who carry out certain building work and related offences and for other purposes.";
- (ii) Short title as follows:
- "Building Amendment (Registration of Building Trades) Bill 2018"**;
- (iii) Heading to Part 1 of the Bill;
- (iv) Clause 1 as follows:
- "1 Purposes**
- The purposes of this Act are to amend the **Building Act 1993**—
- (a) to make it an offence for persons to carry out certain types of building work without being registered or licensed to do so; and
- (b) to provide for the provisional registration of builders and the licensing of building employees who carry out certain building work and related offences; and
- (c) to make consequential amendments."
- (v) Clause 2 as follows:
- "2 Commencement**
- (1) Subject to subsection (2), this Act comes into operation on a day or days to be proclaimed.
- (2) If a provision of this Act does not come into operation before 1 September 2020, it comes into operation on that day."
- (vi) Clause 3;
- (vii) Heading to Part 2 of the Bill;
- (viii) Heading to Division 1 of Part 2 of the Bill;
- (ix) Clause 4;
- (x) Heading to Division 2 of Part 2 of the Bill;
- (xi) Clause 5;
- (xii) Clause 6;
- (xiii) Clause 7;
- (xiv) Clause 8;
- (xv) Clause 9;
- (xvi) Clause 10;

- (xvii) Clause 11;
- (xviii) Clause 12;
- (xix) Clause 13;
- (xx) Clause 14;
- (xxi) Clause 15;
- (xxii) Clause 16;
- (xxiii) Clause 17
- (xxiv) Clause 18;
- (xxv) Clause 19;
- (xxvi) Clause 20;
- (xxvii) Heading to Division 3 of Part 2 of the Bill;
- (xxviii) Clause 21;
- (xxix) Clause 22;
- (xxx) Clause 23;
- (xxxi) Heading to Division 4 of Part 2 of the Bill;
- (xxxii) Clause 24;
- (xxxiii) A new clause 25 as follows:

**"25 New sections 277 and 278 inserted**

At the end of Part 14 of the Principal Act **insert**—

**"277 General transitional and savings provisions—Building Amendment (Registration of Building Trades) Act 2018**

- (1) Section 169EA as inserted by section 10 of the amending Act does not apply to a person who carries out a type of building work prescribed for the purposes of section 169EA under a contract to carry out that building work, including a subcontract, if the person entered into that contract before that building work was prescribed.
- (2) Section 169EA as inserted by section 10 of the amending Act does not apply to a person who carries out, as a subcontractor or as an employee, a type of building work prescribed for the purposes of section 169EA during the following periods—
  - (a) the period of 12 months after the relevant building work is prescribed;
  - (b) if the person applies for registration as a builder or for a licence as a building employee to carry out the relevant building work during that 12 month period but the Authority does not grant the registration or licence during that period, the longer of the following periods of time—

- 
- (i) before the Authority decides to grant or not to grant the registration or the licence;
    - (ii) if the person applies for an internal review under Part 11 or 11A of the Authority's decision to refuse to grant the registration or licence, before the Authority makes a review decision in relation to the reviewable decision;
    - (iii) if the person applies to VCAT for review of the Authority's decision to refuse to grant the registration or licence or the review decision, before VCAT makes a decision in relation to the reviewable decision or the review decision.
  - (3) Section 169FA as inserted by section 12 of the amending Act does not apply to a person who engages an unregistered person as a subcontractor to carry out a type of building work prescribed for the purposes of section 169EA during the following periods—
    - (a) the period of 12 months after the relevant building work is prescribed;
    - (b) if the person to be engaged as a subcontractor applies for registration as a builder to carry out the relevant building work during that 12 month period but the Authority does not grant the registration during that period, the longer of the following periods of time—
      - (i) before the Authority decides to grant or not to grant the registration;
      - (ii) if the person applies for an internal review under Part 11 of the Authority's decision to refuse to grant the registration, before the Authority makes a review decision in relation to the reviewable decision;
      - (iii) if the person applies to VCAT for review of the Authority's decision to refuse to grant the registration or the review decision, before VCAT makes a decision in relation to the reviewable decision or the review decision.
  - (4) Section 169FB as inserted by section 12 of the amending Act does not apply to a person who directs or requires a person to carry out a type of building work prescribed for the purposes of section 169EA during the following periods—
    - (a) the period of 12 months after the relevant building work is prescribed;
    - (b) if the person directed or required to carry out the relevant building work applies for registration as a builder or for a licence as a building employee to carry out the relevant building work during that 12 month period but the Authority does not grant the registration or licence during that period, the longer of the following periods of time—
      - (i) before the Authority decides to grant or not to grant the registration or licence;
      - (ii) if the person applies for an internal review under Part 11 or Part 11A of the Authority's decision to refuse to grant the registration or licence, before the Authority makes a review decision in relation to the reviewable decision;

- (iii) if the person applies to VCAT for review of the Authority's decision to refuse to grant the registration or licence or the review decision, before VCAT makes a decision in relation to the reviewable decision or the review decision.

(5) In this section—

*amending Act* means the **Building Amendment (Registration of Building Trades) Act 2018**;

*relevant building work* means a type of building work prescribed for the purposes of section 169EA;

*unregistered person* means a person who does not hold a registration under Part 11 that authorises the carrying out of the relevant building work.

### 278 Transitional regulations

- (1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of the amending Act, including any repeals and amendments made as a result of the enactment of that Act.
- (2) Regulations under this section may—
  - (a) have a retrospective effect to a day that is not before the day on which the amending Act receives the Royal Assent; and
  - (b) be of limited or general application; and
  - (c) differ according to time, place or circumstance; and
  - (d) leave any matter or thing to be decided by a specified person or class of person.
- (3) To the extent to which any provision of the regulations takes effect from a date that is earlier than the date of its making, the provision does not operate so as—
  - (a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its making; or
  - (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its making.
- (4) Regulations under this section have effect despite anything to the contrary in any Act (other than this Act or the **Charter of Human Rights and Responsibilities Act 2006**) or in any subordinate instrument.
- (5) Sections 6 and 7 of the **Subordinate Legislation Act 1994** do not apply to any regulations made under this section.
- (6) This section expires on 1 September 2022.
- (7) In this section—
 

*amending Act* means the **Building Amendment (Registration of Building Trades) Act 2018**."

(xxxiv) Parts 3 to 6 of the Bill omitted.

(xxxv) Heading to Part 7 of the Bill renumbered 3;

(xxxvi) Clause 80 renumbered 26;

(b) A Building Legislation Amendment (Cladding and Other Matters) Bill 2018 being the Building Amendment (Registration of Building Trades and Other Matters) Bill 2018 with the following changes:

(i) Long title as follows:

"A Bill for an Act to amend the **Building Act 1993** to prohibit the use of certain wall cladding products, to amend certain disciplinary requirements for building practitioners, to provide further for the regulation of swimming pools and spas, to amend the **Local Government Act 1989** to provide for agreements to rectify defective cladding on buildings and charges to fund the rectification, to make minor and consequential amendments to the **Oaths and Affirmations Act 2018**, the **Domestic Building Contracts Act 1995** and the **Sale of Land Act 1962** and for other purposes."

(ii) Short title as follows:

**"Building Legislation Amendment (Cladding and Other Matters) Bill 2018";**

(iii) Heading to Part 1 of the Bill;

(iv) Clause 1 as follows:

**"1 Purposes**

The purposes of this Act are—

(a) to amend the **Building Act 1993**—

- (i) to make provision in relation to certain wall cladding products; and
- (ii) to clarify the grounds for discipline of registered building practitioners in relation to breaches of dispute resolution orders; and
- (iii) to provide further for the regulation of swimming pools and spas; and
- (iv) to make consequential and other miscellaneous amendments; and

(b) to amend the **Local Government Act 1989** to provide for—

- (i) Councils to enter into agreements to rectify cladding on buildings; and
- (ii) Councils to declare and levy a cladding charge to fund the rectification; and

(c) to make consequential amendments to the **Domestic Building Contracts Act 1995**; and

(d) to make minor amendments to the **Oaths and Affirmations Act 2018** and the **Sale of Land 1962**."

(v) Clause 2 as follows:

**"2 Commencement**

- (1) This Part and sections 9, 17 to 20, 24 to 35, 37, 43 to 51, 52, 54 and Part 4 come into operation on the day after the day on which this Act receives the Royal Assent.
- (2) Part 5 comes into operation on 30 October 2018.
- (3) Subject to subsection (4), the remaining provisions of Part 3 come into operation on a day or days to be proclaimed.
- (4) If a provision referred to in subsection (3) does not come into operation before 1 July 2019, it comes into operation on that day.
- (5) Subject to subsection (6), Part 2 comes into operation on a day or days to be proclaimed.
- (6) If a provision referred to in subsection (5) does not come into operation before 1 December 2019, it comes into operation on that day."

- (vi) Clause 3;
- (vii) Part 2 of the Bill omitted;
- (viii) Heading to Part 3 of the Bill renumbered 2;
- (ix) Clauses 25 to 29 renumbered 4 to 8;
- (x) Heading to Part 4 of the Bill renumbered 3;
- (xi) Clauses 30 to 72 renumbered 9 to 51;
- (xii) A new clause 52 as follows:

**"52 New sections 275 and 276 inserted**

After section 214 of the Principal Act **insert—**

**"275 General transitional and savings provisions—Building Legislation Amendment (Cladding and Other Matters) Bill 2018**

- (1) Section 25AA(1) as inserted by section 11 of the amending Act applies in relation to land that is the subject of a building permit issued between 1 July 2018 and immediately before the day on which section 11 comes into operation as well as to a building permit issued on or after that day.
- (2) A registration card issued by the Authority to a registered building practitioner who is a natural person immediately before the day on which section 22 of the amending Act comes into operation and which contains the following information, is taken on and after that day to be a registration card issued under section 171GA—
  - (a) the name of the building practitioner;
  - (b) the registration number of the building practitioner;
  - (c) a recent photo of the building practitioner.
- (3) Section 179(1)(db) as inserted by section 25(2) of the amending Act only applies in relation to a breach of dispute resolution order notice issued on or after the day on which section 25(2) comes into operation.

- (4) Section 179B as inserted by section 26 of the amending Act only applies in relation to a finding in respect of which a show cause notice is issued to the building practitioner on or after the day on which section 26 comes into operation.
- (5) In this section—  
*amending Act* means the **Building Legislation Amendment (Cladding and Other Matters) Bill 2018**.

#### 276 Transitional regulations

- (1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of the amending Act, including any repeals and amendments made as a result of the enactment of that Act.
- (2) Regulations under this section may—
- (a) have a retrospective effect to a day that is not before the day on which the amending Act receives the Royal Assent; and
  - (b) be of limited or general application; and
  - (c) differ according to time, place or circumstance; and
  - (d) leave any matter or thing to be decided by a specified person or class of person.
- (3) To the extent to which any provision of the regulations takes effect from a date that is earlier than the date of its making, the provision does not operate so as—
- (a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its making; or
  - (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its making.
- (4) Regulations under this section have effect despite anything to the contrary in any Act (other than this Act or the **Charter of Human Rights and Responsibilities Act 2006**) or in any subordinate instrument.
- (5) Sections 6 and 7 of the **Subordinate Legislation Act 1994** do not apply to any regulations made under this section.
- (6) This section expires on 1 December 2021.
- (7) In this section—  
*amending Act* means the **Building Legislation Amendment (Cladding and Other Matters) Bill 2018**."

- (xiii) Clause 73 omitted;
- (xiv) Clause 74 renumbered 53;
- (xv) Clause 75 renumbered 54;

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- (xvi) Heading to Part 5 of the Bill renumbered 4;
  - (xvii) Heading to Division 1 of Part 5 of the Bill;
  - (xviii) Clause 76 renumbered 55;
  - (xix) Heading to Division 2 of Part 5 of the Bill;
  - (xx) Clause 77 renumbered 56;
  - (xxi) Heading to Division 3 of Part 5 of the Bill;
  - (xxii) Clause 78 renumbered 57;
  - (xxiii) Heading to Part 6 of the Bill renumbered 5;
  - (xxiv) Clause 79 renumbered 58;
  - (xxv) Heading to Part 7 of the Bill renumbered 6;
  - (xxvi) Clause 80 renumbered 59, omitting "1 September 2021" and inserting "1 December 2020".

(c) That each Bill be printed and considered separately by the House.

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for ‘2.00 pm’, wherever occurring, read ‘11.00 am’.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for ‘statements on parliamentary committee reports under SO 41’ read ‘government business’.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 188

**Tuesday 4 September 2018**  
*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick)*.
- 2 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.
- 4 **TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett)*.
- 5 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 6 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.

- 7 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 8 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 9 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 11 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 12 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Malvern)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 23 August 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

#### ORDERS OF THE DAY MADE ON 4 SEPTEMBER 2018

- 417 **BAIRNSDALE SECONDARY COLLEGE** — Petition presented by the Member for Gippsland East (23 August 2018) — Requesting that the Legislative Assembly calls on the Government to fund stage two of Bairnsdale Secondary College — To be considered (*Mr Bull, Gippsland East*).
- 418 **NORWOOD SECONDARY COLLEGE** — Petition presented by the Member for Ringwood (23 August 2018) — Requesting that the Legislative Assembly calls on the Government to ensure Norwood Secondary College receives funding to upgrade and modernise its teaching and learning facilities — To be considered (*Ms Ryall*).

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**BUSINESS LISTED FOR FUTURE DAY**

**WEDNESDAY 5 SEPTEMBER 2018**

**GOVERNMENT BUSINESS**

**ORDERS OF THE DAY**

- 1 **SALE OF LAND AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 2 **SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 3 **ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

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

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Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
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 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
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LEGISLATIVE ASSEMBLY OF VICTORIA

**NOTICE PAPER — No 189**

**Wednesday 5 September 2018**  
*The Speaker takes the Chair at 9.30 am*

**BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS — Under SO 40**

**STATEMENTS ON COMMITTEE REPORTS — Under SO 41**

**QUESTION TIME (11.00 am)**

**MATTER OF PUBLIC IMPORTANCE — Discussion on matter (2.00 pm)**

**GOVERNMENT BUSINESS**

**NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

**Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

**Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

**Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

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- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
  - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
  - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading — *Resumption of debate (Mr Hodgett)*.
  - 2 **\*PREVENTION OF FAMILY VIOLENCE BILL 2018 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
  - 3 **\*VICTIMS AND OTHER LEGISLATION AMENDMENT BILL 2018 — AMENDMENT OF THE LEGISLATIVE COUNCIL** — To be considered.
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- 4 **SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 5 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Ms Kairouz).*
- 6 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Green).*
- 7 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 8 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 9 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick).*
- 10 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 11 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*
- 12 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 13 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 14 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Malvern).*
- 15 **SALE OF LAND AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark).*
- 16 **ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris).*
- 17 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark).*

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 4 September 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

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## ORDERS OF THE DAY

*No orders of the day were made on 4 September 2018. Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 190

**Thursday 6 September 2018**  
*The Speaker takes the Chair at 9.30 am*

### **BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS** — *Under SO 40*

**QUESTION TIME** (11.00 am)

### **GOVERNMENT BUSINESS**

#### **NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
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- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.
- 5 **\*MR MERLINO** — To move, That this House:
- (1) Censures the Leader of the Opposition for using \$3.5 million of taxpayers’ money as ransom to avoid having to explain his role in the Ventnor scandal, potentially committing the crime of misconduct in public office; and
- (2) Calls on him to immediately resign and pay back the money he stole.

## ORDERS OF THE DAY

- 1 **SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 2 **TRANSPORT LEGISLATION AMENDMENT (BETTER ROADS VICTORIA AND OTHER AMENDMENTS) BILL 2018** — Second reading — *Resumption of debate on the question* — That this bill now be read a second time — *and on the amendment* — That all the words after ‘That’ be omitted with the view of inserting in their place the words ‘this Bill be withdrawn and redrafted to provide for an increase in the guaranteed level of funding for rural, regional, outer suburban and interface communities from Better

Roads Victoria funding and to ensure that such funding is not reduced over time by a reduction in the total funding pool (*Ms Hutchins*).

- 3 **TREASURY AND FINANCE LEGISLATION AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Green)*.
- 4 **JUSTICE LEGISLATION AMENDMENT (UNLAWFUL ASSOCIATION AND CRIMINAL APPEALS) BILL 2018** — Second reading — *Resumption of debate (Ms Kairouz)*.
- 5 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.
- 6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 7 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick)*.
- 8 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 9 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 11 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 12 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Malvern)*.
- 13 **SALE OF LAND AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 14 **ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.
- 15 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.

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## GENERAL BUSINESS

### NOTICES OF MOTION

*Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

#### NOTICE GIVEN ON 5 SEPTEMBER 2018

- 25 **MS THORPE** — To move, That this House calls on the Government to set a moratorium on all private sales of surplus Crown land and State Government owned freehold land until treaties have been negotiated and settled in a written agreement with the Traditional Owners of the land, specifically the Clan or First Nation that traditionally owns the land.

### ORDERS OF THE DAY

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#### ORDER OF THE DAY MADE ON 5 SEPTEMBER 2018

- 419 **CAPEL CARAVAN PARK** — Petition presented by the member for Nepean (*5 September 2018*) — Requesting that the Legislative Assembly calls on the Government to take steps to assist residents of Capel Caravan Park in Capel Sound to find alternative affordable accommodation and investigate protection for tenants against financial loss should they choose to relocate following the recent sale of the caravan park — To be considered (*Mr Dixon*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## **6 Time limits on answers and questions**

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

## **7 Constituency questions**

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

## **8 Duration of question time**

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## **9 Content of answers**

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## **10 Answers to questions on notice**

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

## **11 Notices of motion**

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for ‘2.00 pm’, wherever occurring, read ‘11.00 am’.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for ‘statements on parliamentary committee reports under SO 41’ read ‘government business’.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 191

**Tuesday 18 September 2018**  
*The Speaker takes the Chair at 12.00 noon*

### BUSINESS TO TAKE PRECEDENCE

#### QUESTION TIME

#### STATEMENTS BY MEMBERS — *Under SO 40*

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Southwick)*.
- 2 **SALE OF LAND AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Clark)*.
- 3 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 4 **ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Morris)*.
- 5 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O’Brien, Malvern)*.
- 6 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.

- 7 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 8 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 9 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.
- 10 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 11 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 6 September 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 6 SEPTEMBER 2018

- 421 **PUBLIC HOUSING AT WALKER STREET IN NORTHCOTE** — Petition presented by the member for Northcote (6 September 2018) — Requesting that the Legislative Assembly calls on the Government to — (a) halt further attempts to relocate Walker Street public housing estate residents; (b) abandon the Government’s privatisation program and instead implement a refurbishment program and investigate the building of more public housing units on site; and (c) support an increase in public housing in Victoria to provide homes for the 83,000 people on the public housing waiting list — To be considered (*Ms Thorpe*).
- 422 **WANGARATTA DRUG AND ALCOHOL RESIDENTIAL REHABILITATION SERVICE** — Petition presented by the member for Ovens Valley (6 September 2018) — Requesting that the Legislative Assembly calls on the Government to consult with the community regarding the location of the Drug and Alcohol Residential Rehabilitation facility in Wangaratta before proceeding with its development — To be considered (*Mr McCurdy*).
- 423 **INVERLEIGH WIND FARM** — Petition presented by the member for Polwarth (6 September 2018) — Requesting that the Legislative Assembly calls on the Minister for Planning to decline a permit and not authorise the construction of the Inverleigh Wind Farm — To be considered (*Mr Riordan*).

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- 424 **PENALTIES FOR SUBSTANCE ABUSE DRIVERS** — Petition presented by the member for Hastings (5 September 2018) — Requesting that the Legislative Assembly calls on the Government to legislate harsher penalties for drivers who have been found guilty of driving under the influence of drugs and subsequently reoffend — To be considered (*Mr Burgess*).
- 425 **ROAD SAFETY MEASURES ON TOORAK ROAD** — Petition presented by the member for Burwood (5 September 2018) — Requesting that the Legislative Assembly calls on the Government to implement appropriate road safety measures along Toorak Road, Camberwell — To be considered (*Mr Watt*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

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**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

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**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

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**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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

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## 7 Constituency questions

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- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

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- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
  - (b) commercial sponsorship or commercial advertising;
- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

LEGISLATIVE ASSEMBLY OF VICTORIA

**NOTICE PAPER — No 192**

**Wednesday 19 September 2018**  
*The Speaker takes the Chair at 9.30 am*

**BUSINESS TO TAKE PRECEDENCE**

**STATEMENTS BY MEMBERS — Under SO 40**

**STATEMENTS ON COMMITTEE REPORTS — Under SO 41**

**QUESTION TIME (11.00 am)**

**GRIEVANCES — Debate on the question — That grievances be noted (2.00 pm)**

**GOVERNMENT BUSINESS**

**NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

**Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

**Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

**Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.

- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.
- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
  - (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
  - (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
  - (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.

- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
    - (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.
    - (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
  - (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
  - (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
  - (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
  - (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
  - (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.
- 5 **\*MS ALLAN** — To move, That so much of standing and sessional orders be suspended on Thursday 20 September 2018 to allow:
- (1) Business to be interrupted at 12.00 noon;
  - (2) Valedictory statements from retiring members for up to 15 minutes each; and
  - (3) Any business under discussion at the time of interruption and not completed to be resumed immediately after the statements and any member speaking at the time of the interruption to continue their speech.

6 **\*MS ALLAN** — To move, That:

- (1) The following new standing order be inserted after Standing Order 233 —

**'234 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) The material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
- (a) satire or ridicule; or
- (b) commercial sponsorship or commercial advertising.
- (2) Broadcast material must not be digitally manipulated.
- (3) Excerpts of proceedings are to be placed in context so as to avoid any misrepresentation.
- (4) Remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.';
- (2) Sessional Order 15 be deleted; and
- (3) These changes are to come into operation with immediate effect.

**ORDERS OF THE DAY**

- 1 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr O'Brien, Malvern).*
- 2 **ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr McCurdy).*
- 3 **SALE OF LAND AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wynne).*
- 4 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Hennessy).*
- 5 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children's programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke).*
- 6 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan).*
- 7 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny).*
- 8 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris).*

- 9 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 11 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 18 September 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

*Earlier orders of the day appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDER OF THE DAY MADE ON 18 SEPTEMBER 2018

- 426 **SANDRINGHAM COLLEGE** — Petition presented by the member for Sandringham (*18 September 2018*) — Requesting that the Legislative Assembly calls on the Government to provide funding of \$47 million to Sandringham College for the rebuilding of the structures and facilities for the Bluff Road Campus and Holloway Road Campus — To be considered (*Mr Thompson, Sandringham*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016 and 20 September 2017.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### **Wednesdays**

Formal business

Disallowance motions

Statements by members

Statements on parliamentary committee reports

Government business

Question time (11.00 am)

Government business *continued*

Matter of public importance or grievance debate (2.00 pm)

Government business *continued*

General business

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

Formal business

Statements by members

Government business

Question time (11.00 am)

Government business *continued*

General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

**14 Procedure for a division**

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

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

**15 Rebroadcasting**

Rebroadcast of an official broadcast is permitted, subject to the following conditions:

- (1) the material must only be used for the purposes of fair and accurate reports of proceedings and must not in any circumstances be used for:
  - (a) satire or ridicule; or
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- (2) broadcast material must not be digitally manipulated;
- (3) excerpts of proceedings are to be placed in context so as to avoid any misrepresentation; and
- (4) remarks withdrawn are not to be rebroadcast unless the withdrawal is also rebroadcast.

# LEGISLATIVE ASSEMBLY OF VICTORIA

## NOTICE PAPER — No 193

**Thursday 20 September 2018**  
*The Speaker takes the Chair at 9.30 am*

### BUSINESS TO TAKE PRECEDENCE

STATEMENTS BY MEMBERS — *Under SO 40*

QUESTION TIME (11.00 am)

### GOVERNMENT BUSINESS

#### NOTICES OF MOTION

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

##### **Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

##### **Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

##### **Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **ESSENTIAL SERVICES COMMISSION (GOVERNANCE, PROCEDURAL AND ADMINISTRATIVE IMPROVEMENTS) AMENDMENT BILL 2018** — Second reading — *Resumption of debate*.
- 2 **SALE OF LAND AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Wynne)*.
- 3 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Ms Hennessy)*.
- 4 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 5 **OPEN COURTS AND OTHER ACTS AMENDMENT BILL 2018** — Second reading — *Resumption of debate (Mr Noonan)*.
- 6 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which

will hit children's programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.

- 7 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 8 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.
- 9 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 10 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 11 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

*No notices were given on 20 September 2018. Earlier notices appear in the consolidated version of this notice paper, available online at [www.parliament.vic.gov.au](http://www.parliament.vic.gov.au) [Legislative Assembly — Notice Papers].*

### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 20 SEPTEMBER 2018

- 426 **BALLARAT RAIL LINE LEVEL CROSSINGS** — Petition presented by the Member for St Albans (19 September 2018) — Requesting that the Legislative Assembly calls on the Government to fast track the removal of level crossings at Robinsons Road and Station Road, Deer Park and Fitzgerald Road, Sunshine West — To be considered (*Ms Suleyman*).
- 427 **AGL FLOATING GAS TERMINAL, CRIB POINT** — Petition presented by the Member for Hastings (19 September 2018) — Requesting that the Legislative Assembly calls on the Government to reject AGL's proposal to transport liquid natural gas to a Floating Storage Regasification Unit moored to Crib Point jetty on Westernport Bay — To be considered (*Mr Burgess*).
- 428 **DESTINATION QUEENSCLIFF PROJECT** — Petition presented by the Member for Bellarine (19 September 2018) — Requesting that the Legislative Assembly calls on the Government to withhold any funding toward the proposed 10 tourist lodgings and the 40 seat cafe components of the Destination Queenscliff Project — To be considered (*Ms Couzens*).
- 429 **CANTERBURY ROAD HEATHMONT RAILWAY BRIDGE** — Petition presented by the Member for Bayswater (19 September 2018) — Requesting that the Legislative Assembly calls on the Government

to replace the fence on the Canterbury Road Heathmont Railway Bridge with something stronger and safer — To be considered (*Ms Victoria*).

- 430 **RETIREMENT LIVING AND ASSISTED CARE INDUSTRY** — Petition presented by the Member for Forest Hill (*19 September 2018*) — Requesting that the Legislative Assembly calls on the Government to appoint an Ombudsman for the retirement living and assisted care industry to oversee and ensure that the rights of elderly and vulnerable residents are protected and issues between residents and retirement village operators are resolved expeditiously and in a dignified manner — To be considered (*Mr Angus*).
- 431 **POLICE IN SOUTH BARWON AND GEELONG** — Petition presented by the Member for South Barwon (*19 September 2018*) — Requesting that the Legislative Assembly calls on the Government to commit to providing additional police for the South Barwon and Geelong Community — To be considered (*Mr Katos*).
- 432 **BIKE LANES ON HIGH STREET, BELMONT** — Petition presented by the Member for South Barwon (*19 September 2018*) — Requesting that the Legislative Assembly calls on the Government to reconsider the proposal for bike lanes on High Street in Belmont — To be considered (*Mr Katos*).
- 433 **BARWON DOWNS BOREFIELD AT GERANGAMETE** — Petition presented by the Member for Polwarth (*19 September 2018*) — Requesting that the Legislative Assembly calls on the Government to stop groundwater extraction from the Barwon Downs Borefield at Gerangamete and that no further licence be issued for this practice — To be considered (*Mr Riordan*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

**ACCOUNTABILITY AND OVERSIGHT (JOINT)** — Mr Angus, Mr Gidley, Mr Noonan and Ms Thomson (*Footscray*).

**DISPUTE RESOLUTION (JOINT)** — Ms Allan, Mr Clark, Ms Hutchins, Mr Merlino, Mr O'Brien (*Malvern*), Mr Pakula, and Mr Walsh.

**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

**ELECTORAL MATTERS (JOINT)** — Ms Asher, Ms Blandthorn, Mr Dixon and Ms Spence.

**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

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## SESSIONAL ORDERS

*Sessional orders were adopted by the House on 12 February 2015 and amended on 6 August 2015, 4 May 2016, 23 June 2016, 20 September 2017 and 19 September 2018.*

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

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

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

Standing Order 32 be suspended and the following to apply:

- (1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:
  - (a) 7.00 pm each sitting Tuesday and Wednesday;
  - (b) 5.00 pm on any other sitting day.
- (2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.
- (3) If the time for the interruption arises:
  - (a) at the same time as the completion time set by the government business program; or
  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
  - (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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

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

### **4 Supplementary questions without notice**

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### **5 Ministers' statements**

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

## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (5) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (6) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (7) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (8) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (9) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (10) All notices given by ministers must be verbal.
- (11) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (12) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (13) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (14) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (15) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (16) In Standing Order No 55, for ‘2.00 pm’, wherever occurring, read ‘11.00 am’.
- (17) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (18) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
  - (b) if a division is taking place at 2.00 pm:
    - (i) it will be completed without interruption and result announced;
    - (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
    - (iii) business is then interrupted following the procedure in sub-paragraph (a);
  - (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
  - (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (19) In Standing Order 39(9) for ‘statements on parliamentary committee reports under SO 41’ read ‘government business’.

**14 Procedure for a division**

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

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

LEGISLATIVE ASSEMBLY OF VICTORIA

**NOTICE PAPER — No 194**

**Day and hour of the next meeting to be fixed by the Speaker**

*Issued 20 September 2018*

**BUSINESS TO TAKE PRECEDENCE**

**QUESTION TIME**

**STATEMENTS BY MEMBERS — Under SO 40**

**GOVERNMENT BUSINESS**

**NOTICES OF MOTION**

1 **MS ALLAN** — To move, That:

- (1) The House directs the Speaker to join with the President in establishing a Parliamentary Integrity Adviser with the following roles and responsibilities:

**Provision of advice**

- (a) The Parliamentary Integrity Adviser is to advise any member of Parliament, including former members of Parliament where relevant, when asked to do so by that member, on ethical issues and integrity matters concerning the exercise of his or her role as a member. The Parliamentary Integrity Adviser's advice can be sought on a range of parliamentary matters including on the application of any legislation or other guidelines adopted by Parliament that are relevant to members in their capacity as members of Parliament, the use of members' entitlements and declaration of potential conflicts of interests.
- (b) The Parliamentary Integrity Adviser's role is to give advice that is consistent with any legislation or other guidelines adopted by Parliament, but does not include the provision of any legal advice.

**Education and training**

- (c) The Parliamentary Integrity Adviser is to provide education and training sessions to members of Parliament about ethical issues and integrity matters, including training to new members of Parliament at the commencement of a Parliamentary term and training on any amendments to the Parliamentary standards or integrity system.

**Records**

- (d) The Parliamentary Integrity Adviser is required to keep records of advice given and the factual information upon which it is based.
- (e) The Parliamentary Integrity Adviser is under a duty to maintain the confidentiality of information provided to him or her in the course of their duties and any advice given, but may make public any advice if the person who requested the advice gives permission for it to be made public.

- (f) If the Parliamentary Integrity Adviser considers that the confidential advice provided to a member has been publicly misrepresented, the Parliamentary Integrity Adviser must release a statement to correct the misrepresentation. In releasing the statement, the Parliamentary Integrity Adviser cannot release the advice provided to the member.

### Reporting

- (g) The Parliamentary Integrity Adviser is to meet at least annually with the Privileges Committee of each of House of Parliament for a discussion on matters raised and possible proposals to address them. Consistent with paragraph (j) of this resolution, these discussions cannot identify any members who have sought advice.
- (h) The Parliamentary Integrity Adviser shall be required to report to the Parliament on an annual basis detailing:
- (i) **Advisory functions:** the number of ethical matters raised with him or her, the number of members who sought advice, the amount of time spent in the course of duties and the number of times advice was given; and
  - (ii) **Education functions:** the number of training sessions provided by the Parliamentary Integrity Adviser, a brief description of the content of the sessions and the number of members who attended each session.
- (i) The Parliamentary Integrity Adviser may, in its absolute discretion, report to the Parliament from time to time:
- (i) on any issues with the parliamentary standards framework arising from requests for ethics or integrity advice, and suggest proposals to address these issues;
  - (ii) to provide guidance to members of Parliament on particular issues, including publishing de-identified case studies to educate members of Parliament on their obligations; or
  - (iii) on any other matters it considers appropriate, subject to the obligation to maintain the confidentiality of advice provided to a member.
- (j) Consistent with its independent role of providing confidential advice, the Parliamentary Integrity Adviser cannot:
- (i) be referred matters by a House of Parliament;
  - (ii) be required to report to Parliament or any of its committees or this House, on the conduct of particular members of Parliament; or
  - (iii) investigate allegations of misconduct.

If members have concerns about the conduct of other members of Parliament, advice should be sought from the Presiding Officer of the relevant House, not the Parliamentary Integrity Adviser.

### Appointment

- (k) The Speaker and the President shall, on the recommendation of the Privileges Committee of both the Assembly and Council, after each election or whenever the office becomes vacant, appoint a Parliamentary Integrity Adviser for the life of the Parliament and the period of three months after each election. The Speaker and the President will agree the final terms and conditions of the appointment.
- (l) If the Privileges Committees of both Houses do not agree on a preferred candidate within three months of a vacancy in the office, a joint sitting of Parliament will be held to recommend an individual for appointment as the Parliamentary Integrity Adviser
- (m) The Parliamentary Integrity Adviser can engage in outside employment that does not conflict with their role.

- (n) The Parliamentary Integrity Adviser may resign in writing to the Speaker and President, or may be removed from office for insolvency, proven misbehaviour or mental incapacity on a resolution agreed to by both Houses.
- (2) This resolution has effect from the date of its agreement in both Houses and continues in force unless amended or repealed by both Houses of this Parliament, or subsequent Houses of Parliament.
- (3) A message be sent to the Legislative Council advising them accordingly.
- 2 **MS ALLAN** — To move, That this House condemns the Prime Minister and the Liberal Party for voting to cut the pay of Victorian workers by reducing their public holiday and weekend penalty rates.
- 3 **MS ALLAN** — To move, That this House:
- (1) acknowledges the significant infrastructure works being put forward by the Andrews Labor Government, including Metro Tunnel, Regional Rail Revival, the Level Crossing Removal Program and the West Gate Tunnel which is creating jobs; and
- (2) condemns the Opposition for opposing every major infrastructure project proposed by the Government and standing in the way of job creation across Victoria.
- 4 **MS ALLAN** — To move, That under SO 171, this House requires the Premier to produce to the House, by 5.00 pm on Monday 17 September 2018:
- (1) Documents relating to the declaration of the Fisherman’s Bend Urban Renewal Area as a project of State significance under s 201F of the *Planning and Environment Act 1987*; and
- (2) Documents relating to the rezoning of the Fisherman’s Bend Urban Renewal Authority as a Capital City Zone not otherwise included in paragraph (1); and
- (3) Documents comprising the planning decisions undertaken by the responsible minister within the area designated as the Fisherman’s Bend Urban Renewal Area for the period commencing upon its rezoning as a Capital City Zone, to 4 November 2014.

## ORDERS OF THE DAY

- 1 **COST AUDIT** — That this House notes — (1) the Liberal–Nationals Coalition have confirmed they will undertake a Cost Audit if they win the 2018 election; (2) the devastating cuts and job losses in the public service when the Liberal–Nationals were last in government; and (3) the grave risk to services and jobs following a Liberal–Nationals Cost Audit — *Resumption of debate (Ms Halfpenny)*.
- 2 **PRIVATISATION OF THE ABC** — That this House will never support the privatisation of the ABC and demands the Turnbull Liberal Government reverse its latest damaging \$83 million cut to the ABC, which will hit children’s programming and Victorian regional radio and television services the hardest — *Resumption of debate (Mr Edbrooke)*.
- 3 **HOSPITAL FUNDING** — That this House — (1) condemns the Federal Government for a funding proposal that short-changes our hospitals by over \$2 billion; (2) condemns the Leader of the Opposition for failing to stand up to Canberra on Victorian hospital funding; and (3) notes the Federal Government owes Victoria \$104 million for hospital services already provided — *Resumption of debate (Ms Allan)*.
- 4 **FINANCIAL MANAGEMENT AND CONSTITUTION ACTS AMENDMENT BILL 2017** — Second reading — *Resumption of debate (Mr Morris)*.

- 5 **TRANSPARENCY IN GOVERNMENT BILL 2015 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.
- 6 **VICTORIAN INDEPENDENT REMUNERATION TRIBUNAL AND IMPROVING PARLIAMENTARY STANDARDS BILL 2017** — Second reading — *Resumption of debate (Mr Clark)*.
- 7 **PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2017 — AMENDMENTS OF THE LEGISLATIVE COUNCIL** — To be considered.

## GENERAL BUSINESS

### NOTICES OF MOTION

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### ORDERS OF THE DAY

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### ORDERS OF THE DAY MADE ON 20 SEPTEMBER 2018

- 434 **REPEAL OF THE VOLUNTARY ASSISTED DYING ACT 2017** — Petition presented by the Member for Burwood (20 September 2018) — Requesting that the Legislative Assembly calls on the Government to introduce and pass a Bill for an Act to repeal the *Voluntary Assisted Dying Act 2017* — To be considered (*Mr Watt*).
- 435 **CAPEL CARAVAN PARK** — Petition presented by the Member for Nepean (20 September 2018) — Requesting that the Legislative Assembly calls on the Government to take steps to assist residents of Capel Caravan Park in Capel Sound to find alternative affordable accommodation and investigate protection for tenants against financial loss should they choose to relocate following the recent sale of the caravan park — To be considered (*Mr Dixon*).
- 436 **ST DUNSTAN'S KINDERGARTEN** — Petition presented by the member for Hawthorn (20 September 2018) — Requesting that the Legislative Assembly calls on the Government and VicRoads to reduce the speed limit outside St Dunstan's Kindergarten on Wattle Road, Camberwell to 40km/h — To be considered (*Mr Pesutto*).

BRIDGET NOONAN  
*Acting Clerk of the Legislative Assembly*

COLIN BROOKS MP  
*Speaker*

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## DEPUTY SPEAKER AND ACTING SPEAKERS

**DEPUTY SPEAKER** — Ms Edwards

**ACTING SPEAKERS** — Ms Blandthorn, Mr Carbines, Ms Couzens, Mr Dimopoulos, Mr Edbrooke, Ms Graley, Ms Kilkenny, Ms Knight, Mr McGuire, Mr Pearson, Mr Richardson, Ms Spence, Ms Suleyman, Ms Thomson (*Footscray*), Ms Ward and Ms Williams.

## COMMITTEES

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**ECONOMIC, EDUCATION, JOBS AND SKILLS (JOINT)** — Mr Crisp, Mrs Fyffe, Ms Garrett and Ms Ryall.

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**ENVIRONMENT, NATURAL RESOURCES AND REGIONAL DEVELOPMENT (JOINT)** — Mr Bull (*Sunbury*), Ms Halfpenny, Mr Richardson and Mr Riordan.

**FAMILY AND COMMUNITY DEVELOPMENT (JOINT)** — Ms Britnell, Ms Couzens, Mr Edbrooke, Ms Edwards and Ms McLeish.

**HOUSE (JOINT)** — Speaker (*ex-officio*), Mr Bull (*Sunbury*), Mr Crisp, Mrs Fyffe, Mr Staikos, Ms Suleyman and Mr Thompson (*Sandringham*).

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION (JOINT)** — Mr Hibbins, Mr O'Brien (*Gippsland South*), Mr Richardson, Ms Thomson (*Footscray*) and Mr Wells.

**LAW REFORM, ROAD AND COMMUNITY SAFETY (JOINT)** — Mr Dixon, Mr Howard, Ms Suleyman, Mr Thompson (*Sandringham*) and Mr Tilley.

**PRIVILEGES** — Ms Allan, Mr Clark, Ms D'Ambrosio, Mr Morris, Ms Neville, Ms Ryan, Ms Sandell, Mr Scott and Mr Wells.

**PUBLIC ACCOUNTS AND ESTIMATES (JOINT)** — Mr Dimopoulos, Mr Morris, Mr O'Brien (*Gippsland South*), Mr Pearson, Mr Smith (*Kew*) and Ms Ward.

**SCRUTINY OF ACTS AND REGULATIONS (JOINT)** — Mr Bull (*Sunbury*), Ms Blandthorn, Mr Dimopoulos, Ms Kilkenny and Mr Pesutto.

**STANDING ORDERS** — Speaker, Ms Allan, Ms Asher, Mr Carroll, Mr Clark, Ms Edwards, Mr Hibbins, Mr Hodgett, Ms Kairouz, Ms Ryan and Ms Sheed.

## SESSIONAL ORDERS

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  - (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —

all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
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  - (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

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### 4 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question and must relate to or arise from the answer.

### 5 Ministers' statements

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

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## 6 Time limits on answers and questions

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

## 7 Constituency questions

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

## 8 Duration of question time

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

Question time will last until five oral questions and related supplementary questions have been answered, and up to five ministers' statements have been made.

## 9 Content of answers

- (1) Standing Order 58(1)(a) be suspended and all answers to questions must be direct, factual, succinct and relevant.
- (2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm on the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.
- (3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

## 10 Answers to questions on notice

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

## 11 Notices of motion

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

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all notices, whether to be given verbally or in writing, must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) All notices given by ministers must be verbal.
- (4) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (5) All notices, except notices given under paragraph (6) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (2).
- (6) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.

- (7) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which Standing Order 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

## 12 Time limit for lead speakers

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

## 13 Order of business

- (1) So much of standing orders as provide for question time to be held at 2.00 pm on sitting days other than Tuesdays is suspended to allow for question time to be held at 11.00 am on those days.
- (2) In Standing Order No 55, for '2.00 pm', wherever occurring, read '11.00 am'.
- (3) So much of Standing Order Nos 36, 38, 39 and 41 be suspended so as to enable the following order of business on:

### Wednesdays

Formal business  
 Disallowance motions  
 Statements by members  
 Statements on parliamentary committee reports  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 Matter of public importance or grievance debate (2.00 pm)  
 Government business *continued*  
 General business

### Thursdays (and Fridays)

Formal business  
 Statements by members  
 Government business  
 Question time (11.00 am)  
 Government business *continued*  
 General business.

- (4) So much of Standing Orders 38 and 39 be suspended so as to enable:
- (a) at 2.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
- (b) if a division is taking place at 2.00 pm:
- (i) it will be completed without interruption and result announced;
- (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
- (iii) business is then interrupted following the procedure in sub-paragraph (a);
- (c) the Chair announces the grievance debate or matter of public of importance, whichever the case may be;
- (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (5) In Standing Order 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

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**14 Procedure for a division**

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

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

